

SENATE No. 128

To accompany the petition of Joseph S. Virostek and others for legislation to provide that upon a claim of appeal by one group of employees in case of stoppage of work by reason of a labor dispute that the director of the Division of Employment Security shall consider the cases of all other employees of the same employer without any claim of appeal by such other employees. Labor and Industries.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Forty-Seven.

AN ACT PROVIDING THAT UPON A CLAIM OF APPEAL BY ONE GROUP OF EMPLOYEES IN CASE OF STOPPAGE OF WORK BY REASON OF A LABOR DISPUTE THAT THE DIRECTOR OF THE DIVISION OF EMPLOYMENT SECURITY SHALL CONSIDER THE CASES OF ALL OTHER EMPLOYEES OF THE SAME EMPLOYER WITHOUT ANY CLAIM OF APPEAL BY SUCH OTHER EMPLOYEES.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Section 40 of chapter 151 A of the General Laws,
2 as appearing in section 1 of chapter 685 of the acts of
3 1941, is hereby amended by adding at the end thereof
4 the following: — ; provided, that in the event that the
5 unemployment is due to a stoppage of work which
6 exists because of a labor dispute and the question for
7 determination is whether or not the provisions of
8 chapter one hundred and fifty-one A apply, and a

9 claim of appeal is filed by one of a group of employees
10 of the same employer, it shall not be necessary for the
11 other employees of said employer to file an appeal;
12 and the board of review shall assume jurisdiction of
13 all cases of all employees similarly situated of the same
14 employer and shall determine whether or not unem-
15 ployment compensation benefits shall be payable, and
16 said benefits if payable to one in the same class shall
17 be payable to all employees of the same employer
18 similarly situated, notwithstanding that such em-
19 ployees have not filed an appeal from the determina-
20 tion of the director.