

SENATE No. 235

To accompany the petition of William C. Geary that persons unemployed for four or more weeks because of a labor dispute be entitled to receive benefits under the employment security law. Labor and Industries.

The Commonwealth of Massachusetts

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

AN ACT PROVIDING THAT PERSONS UNEMPLOYED FOR FOUR OR MORE WEEKS BECAUSE OF A LABOR DISPUTE SHALL BE ENTITLED TO RECEIVE BENEFITS UNDER THE EMPLOYMENT SECURITY LAW.

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

1 Clause (b) of section 25 of chapter 151A of the
2 General Laws, as appearing in section 1 of chapter 685
3 of the acts of 1941, is hereby amended by inserting
4 after the word "employed" in the fourth line the
5 words:— provided, that after four weeks of such
6 unemployment he shall receive benefits under this
7 chapter, — so as to read as follows:— (b) Any week
8 with respect to which the director finds that his un-
9 employment is due to a stoppage of work which exists
10 because of a labor dispute at the factory, establish-
11 ment or other premises at which he was last employed;
12 provided, that after four weeks of such unemploy-

13 ment he shall receive benefits under this chapter;
14 provided that this subsection shall not apply if it is
15 shown to the satisfaction of the director that —

16 (1) He is not participating in or financing or
17 directly interested in the labor dispute which caused
18 the stoppage of work; and that

19 (2) He does not belong to a grade or class of workers
20 of which, immediately before the commencement of
21 the stoppage, there were members employed at the
22 premises at which the stoppage occurs, any of whom
23 are participating in or financing or directly interested
24 in the dispute; provided, that if, in any case, separate
25 branches of work which are commonly conducted
26 as separate businesses in separate premises are con-
27 ducted in separate departments of the same premises,
28 each such department may, for the purposes of this
29 subsection, be deemed a separate factory, establish-
30 ment or other premises.

31 (3) For the purposes of this chapter, the payment
32 of regular union dues or assessments shall not be
33 construed as participating in or financing or being
34 directly interested in a labor dispute.