

SENATE No. 751

[Senate, No. 751. — Substituted by amendment by the Senate (Glovsky)
for House Bill No. 1371.]

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Fifty-Five.

AN ACT CORRECTING THE WEEKLY PAYMENT OF WAGES STATUTE.

*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 148 of chapter 149 of the General Laws, as
2 amended, is hereby further amended by striking out sec-
3 tion 148 and inserting in place thereof the following:—
4 *Section 148. Weekly Payment of Wages.* — Every per-
5 son having employees in his service shall pay weekly each
6 such employee the wages earned by him to within six
7 days of the date of said payment if employed for five or six
8 days in the week, or to within seven days of the date of
9 said payment if employed seven days in the week, or, in
10 the case of an employee who has worked for a period of
11 less than five days, hereinafter called a casual employee,
12 shall, within seven days after the termination of such
13 period, pay the wages earned by such casual employee
14 during such period; but any employee leaving his em-
15 ployment shall be paid in full on the following regular
16 pay day, and, in the absence of a regular pay day, on
17 the following Saturday; and any employee discharged
18 from such employment shall be paid in full on the day
19 of his discharge, or in Boston as soon as the laws re-
20 quiring pay rolls, bills and accounts to be certified shall
21 have been complied with; and the commonwealth, its

22 departments, officers, boards and commissions shall so
23 pay every mechanic, workman and laborer employed by
24 it or them, and every person employed in any other
25 capacity by it or them in any penal or charitable insti-
26 tution, and every county and city shall so pay every em-
27 ployee engaged in its business the wages or salary earned
28 by him, unless such mechanic, workman, laborer or em-
29 ployee requests in writing to be paid in a different man-
30 ner; and every town shall so pay each employee engaged
31 in its business if so required by him; but an employee
32 absent from his regular place of labor at a time fixed for
33 payment shall be paid thereafter on demand; provided,
34 however, that the department of public utilities, after
35 hearing, may authorize a railroad corporation or a parlor
36 or sleeping car corporation to pay the wages of any of its
37 employees less frequently than weekly, if such employees
38 prefer less frequent payments, and if their interests and
39 the interests of the public will not suffer thereby; and
40 provided, further, that employees engaged in a bona fide
41 executive, administrative or professional capacity as de-
42 termined by the commissioner may be paid bi-weekly or
43 semi-monthly unless such employee elects at his own
44 option to be paid monthly; and provided, further, that
45 employees engaged in agricultural work or in domestic
46 service may be paid their wages monthly; in either case,
47 however, failure by a railroad corporation or a parlor or
48 sleeping car corporation to pay its employees their
49 wages as authorized by the said department, or by an
50 employer of employees engaged in agricultural work or
51 in domestic service to pay monthly the wages of his or
52 her employees, shall be deemed a violation of this section.