
Accompanying the third recommendation of the Commissioner of Labor and Industries (House, No. 34). Labor and Industries.

The Commonwealth of Massachusetts

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

AN ACT REQUIRING THE PROVIDING OF TOILET FACILITIES
ON CONSTRUCTION PROJECTS.

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 1. Section 133 of chapter 149 of the General
2 Laws, as amended, is hereby further amended by insert-
3 ing after the words "railroad establishment", in the first
4 sentence, the words:— and on every construction proj-
5 ect, — and by inserting after the word "establishment",
6 in the third sentence, the words:— or construction proj-
7 ect, — so that said section will read as follows:— *Sec-*
8 *tion 133.* In every industrial establishment and railroad
9 establishment and on every construction project there
10 shall be provided suitable, adequate and convenient
11 water closets and washing facilities, separate for each
12 sex and plainly so designated, of such number, in such
13 location, and so constructed, lighted, ventilated, ar-
14 ranged and maintained as may be determined by such
15 reasonable rules and regulations as the department may
16 adopt. No person shall be allowed to use a closet or
17 privy provided for the use of persons of the opposite
18 sex. If any such establishment or construction project
19 is so located that a connection with a sewer system is,
20 in the opinion of the department, impossible or im-
21 practicable, it shall provide such suitable toilet and
22 washing facilities as the department may require. For

23 the purposes of this section the term “industrial estab-
24 lishment” shall be deemed to include public garages and
25 premises used by express, trucking and transportation
26 companies where persons are employed. For the pur-
27 pose of this section the term “railroad establishment”
28 shall be deemed to mean that part, division or branch
29 of any railroad in which three or more persons are em-
30 ployed except where toilet and washing facilities are
31 maintained for public use.

1 SECTION 2. Section 134 of chapter 149 of the Gen-
2 eral Laws, as amended, is hereby further amended by
3 inserting after the word “establishment”, in line 1, the
4 following words:— and the employer on every construc-
5 tion project, — so that said section will read as follows:
6 — *Section 134.* The owner, lessee or occupant of every
7 such establishment and the employer on every construc-
8 tion project shall make the changes necessary to con-
9 form thereto. If such changes are made upon the order
10 of an inspector or by the occupant or lessee, he may,
11 within thirty days after completion, bring an action
12 against any other person having an interest in such
13 premises, and may recover such proportion of the ex-
14 pense of making such changes as the court adjudges
15 should justly and equitably be borne by the defendant.

1 SECTION 3. Section 135 of chapter 149 of the General
2 Laws, as amended, is hereby further amended by insert-
3 ing after the word “officer”, in line 7, the words:— or
4 person, — and by striking out, in line 7, the words “fac-
5 tory or workshop” and inserting in place thereof the
6 words:— industrial establishment or construction proj-
7 ect, — and by inserting after the word “officer”, in line
8 8, the words:— or person, — so that said section will
9 read as follows:— *Section 135.* A criminal prosecution
10 shall not be begun against a person for a violation of any
11 provision of the two preceding sections unless he had, af-
12 ter receiving notice from the department of the changes
13 necessary to comply with said section, neglected to make

14 such changes. A notice shall be sufficient under this
15 section if given to one member of a firm, or to the clerk,
16 cashier, secretary, agent or any other officer having
17 charge of the business or a corporation, or to its attorney,
18 or, in case of a foreign corporation, to the officer or per-
19 son having charge of such industrial establishment or
20 construction project; and such officer or person shall be
21 personally liable for the amount of any fine if a judg-
22 ment against the corporation is unsatisfied.

1 SECTION 4. Section 136 of chapter 149 of the General
2 Laws, as amended, is hereby further amended by insert-
3 ing after the word "establishment", in line 3, the words:
4 — or construction project, — and by inserting after the
5 word "establishment", in line 5, the words: — or con-
6 struction project, — so that said section will read as fol-
7 lows:— *Section 136.* If it appears to an inspector that
8 any act, neglect or fault in relation to any drain, water
9 closet, earth closet, privy, ash pit, water supply, nuisance
10 or other matter in any industrial establishment or con-
11 struction project is punishable or remediable under any
12 law relative to the preservation of the public health, but
13 not under this chapter, he shall give written notice
14 thereof to the board of health of the town where such
15 establishment or construction project is situated, and
16 such board of health shall thereupon inquire into the
17 subject of the notice and enforce the laws relative thereto.

The first part of the report deals with the general situation of the country and the progress of the various branches of industry and commerce. It then proceeds to a detailed account of the principal cities and towns, describing their population, resources, and the state of their public and private buildings. The report also touches upon the condition of the roads and the state of the agriculture and stock-raising in different parts of the country.

The second part of the report is devoted to a description of the principal cities and towns, with a special reference to their public and private buildings. It begins with a general description of the city of St. Louis, and then proceeds to a detailed account of the principal cities and towns, describing their population, resources, and the state of their public and private buildings. The report also touches upon the condition of the roads and the state of the agriculture and stock-raising in different parts of the country.

The third part of the report is devoted to a description of the principal cities and towns, with a special reference to their public and private buildings. It begins with a general description of the city of St. Louis, and then proceeds to a detailed account of the principal cities and towns, describing their population, resources, and the state of their public and private buildings. The report also touches upon the condition of the roads and the state of the agriculture and stock-raising in different parts of the country.