

HOUSE . . . . . No. 1320.

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Commonwealth of Massachusetts.

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HOUSE OF REPRESENTATIVES, April 27, 1904.

The committee on Labor, to whom was referred the petition (with accompanying bill, House, No. 147) of Samuel Ross for legislation to constitute eight hours a maximum day's work for public employees, reports the accompanying bill.

For the committee,

SAMUEL ROSS.

Mr. BENNETT of Saugus, of the House, dissents.

## Commonwealth of Massachusetts.

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In the Year One Thousand Nine Hundred and Four.

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### AN ACT

To constitute Eight Hours a Maximum Day's Work and Two Dollars a Minimum Day's Pay for Public 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 1. Eight hours shall constitute a  
2 day's work for all laborers, workmen and me-  
3 chanics now employed, or who may hereafter be  
4 employed, by or on behalf of the Commonwealth,  
5 or any county therein, or any city or town which  
6 has accepted the provisions of section twenty of  
7 chapter one hundred and six of the Revised  
8 Laws; but in cases where a Saturday half-holiday  
9 is given the hours of labor upon the other work-  
10 ing days of the week may be increased sufficiently  
11 to make a total of forty-eight hours for the week's  
12 work.

1 SECTION 2. Each contract to which the Com-

2 monwealth or any county therein or any such city  
3 or town is a party which may involve the em-  
4 ployment of laborers, workmen or mechanics shall  
5 contain a stipulation that no laborer, workman or  
6 mechanic in the employ of the contractor, sub-  
7 contractor or other person doing or contracting  
8 to do the whole or a part of the work contemplated  
9 by the contract shall be permitted or required to  
10 work more than eight hours in any one calendar  
11 day except in cases of extraordinary emergencies  
12 caused by fire, flood or danger to life or property.  
13 The wages to be paid for a legal day's work as  
14 hereinbefore defined to all classes of such laborers,  
15 workmen or mechanics upon all such public work  
16 shall not be less than the prevailing rate for a  
17 day's work in the same trade or occupation in the  
18 locality within the state where such public work  
19 is situated. Each contract hereafter made shall  
20 contain a stipulation that each such laborer,  
21 workman or mechanic employed by such con-  
22 tractor, sub-contractor or other person upon such  
23 public work shall receive such wages herein pro-  
24 vided for.

1 SECTION 3. This act shall apply to all laborers,  
2 workmen and mechanics engaged upon any works  
3 which are or are intended to be the property of  
4 the Commonwealth, or of any county therein, or  
5 of any city or town which has accepted the pro-  
6 visions of section twenty of chapter one hundred  
7 and six of the Revised Laws, whether such  
8 laborers, workmen and mechanics are employed

9 by public authority or by a contractor or other  
10 private person.

1 SECTION 4. Any agent or official of the Com-  
2 monwealth or of any county, city or town who  
3 violates any provision of this act by employing  
4 any person to work for longer hours or at a lower  
5 rate of pay than is provided for in this act, or who  
6 executes a contract such as is described in section  
7 two which does not contain the stipulation pro-  
8 vided for in that section, shall be subject to a  
9 penalty of fifty dollars for each offence.

1 SECTION 5. The provisions of this act shall  
2 not apply to nor affect contractors or sub-con-  
3 tractors for work for which contracts have been  
4 entered into prior to the passage of this act.

1 SECTION 6. So much of any act as is incon-  
2 sistent herewith is hereby repealed.