

HOUSE No. 1272

By Mr. McMahon of Boston, petition of the Massachusetts State Employees, Local 30, American Federation of State, County and Municipal Employees for amendment of the laws relating to the hours of labor of certain employees of the Commonwealth. Public Service.

The Commonwealth of Massachusetts

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

AN ACT FURTHER REGULATING THE HOURS OF LABOR OF CERTAIN EMPLOYEES IN THE COMMONWEALTH.

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 thirty-nine of chapter one hundred and
2 forty-nine of the General Laws, as most recently
3 amended by section one of chapter four hundred and
4 forty-four of the acts of nineteen hundred and thirty-
5 five, is hereby further amended by inserting after the
6 word "week" in the sixth line the words:—nor
7 more than eight in any one day, and shall be so
8 arranged by the head of the institution that said
9 daily labor shall be performed within ten consecutive
10 hours, — so as to read as follows:— *Section 39.*
11 The hours of labor of laborers, workmen and
12 mechanics, of ward attendants, ward nurses, indus-
13 trial and occupational therapists and watchmen,
14 and of employees in the kitchen, dining-room and

15 domestic services, in state institutions, and of officers
16 and instructors of state penal institutions, shall not
17 exceed forty-eight in each week nor more than eight
18 in any one day, and shall be so arranged by the head
19 of the institution that said daily labor shall be per-
20 formed within ten consecutive hours. Any person whose
21 hours of labor are regulated by this section and whose
22 presence is required at any such institution seven
23 days a week shall be given at least four days off in
24 each month, without loss of pay, in addition to the
25 regular annual vacation. The words "hours of
26 labor" as used in this section shall not be deemed to
27 include any period of time during which a person is
28 in his living quarters wherever located although
29 his presence there is required for the purpose of
30 exercising a measure of supervision over patients or
31 inmates through availability for duty during such
32 time. This section shall not prevent the super-
33 intendent, warden, or executive officer from requiring
34 the services of any person in any emergency where
35 the health or safety of patients or inmates would
36 otherwise be endangered, or in any extraordinary
37 emergency, or in apprehending an escaped inmate,
38 nor shall it apply to the hours of labor of any person
39 whose position entitles him to family maintenance
40 as a part of his compensation.