

By Mr. Harrington of Holden, petition of Edward D. Harrington, Jr., for legislation to provide a more equitable disqualification provision under the Employment Security Law. Commerce and Labor.

**The Commonwealth of Massachusetts**

In the Year One Thousand Nine Hundred and Seventy.

AN ACT TO PROVIDE A MORE EQUITABLE DISQUALIFICATION PROVISION 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 Section 25 of chapter 151A of the General Laws, as most  
2 recently amended by chapter 614 of the acts of 1969, is hereby  
3 amended by striking out subsection (e) and inserting in place  
4 thereof the following new subsection:—

5 (e) (1) A period of four to ten weeks, as the director shall  
6 determine, after the effective date of his claim if an individual  
7 has left his work voluntarily without good cause attributable  
8 to the employing unit or its agent; provided, however, that if  
9 the individual had new work subsequent to such leaving, the  
10 number of weeks determined by the director as the period  
11 during which no waiting period shall be allowed and no bene-  
12 fits paid shall be reduced by the number of weeks of such new  
13 work.

14 (2) The period of unemployment next ensuing and until  
15 the individual has had at least four weeks of work and in each  
16 of said weeks has earned an amount equivalent to or in excess  
17 of his weekly benefit amount after he has left his work (1) by  
18 discharge shown to the satisfaction of the director to be attrib-  
19 utable solely to deliberate misconduct in wilful disregard of  
20 the employing unit's interest; (2) because of conviction of a  
21 felony or misdemeanor.

22 No disqualification shall be imposed under the provisions of  
23 of this subsection, if such individual establishes to the satis-  
24 faction of the director that he left his employment in good

25 faith to accept new employment on a permanent full-time  
26 basis, and that he became separated from such new employ-  
27 ment for good cause attributable to the new employing unit.  
28 An individual shall not be disqualified under the provisions  
29 of this subsection from receiving benefits by reason of leaving  
30 his work under the terms of a pension program requiring  
31 retirement from employment, notwithstanding his prior assent,  
32 direct or indirect, to the establishment of such pension program.