

!Similar Matter Filed During Past Session —  
See Senate No. 1907 of 1977!

**SENATE . . . . . No. 998**

---

---

By Mr. Owens, a petition (accompanied by bill, Senate, No. 998) of Bill Owens, Barbara Ann Ware, Alan D. Sisitsky, Gerard D'Amico, Raymond A. Jordan, Jack H. Backman and Robert L. Fortes for legislation to prohibit the retirement of certain employees because of age. Public Service.

---

---

**The Commonwealth of Massachusetts**

In the Year One Thousand Nine Hundred and Seventy-eight.

**AN ACT PROHIBITING THE RETIREMENT OF CERTAIN EMPLOYEES  
BECAUSE OF AGE.**

*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 1 of chapter 151B of the General Laws  
2 is hereby amended by striking out subsection 8, as most re-  
3 cently amended by chapter 405 of the acts of 1966, and in-  
4 serting in place thereof the following subsection: —

5 8. The term "age" unless a different meaning clearly ap-  
6 pears from the context includes any person who has reached  
7 his fortieth birthday.

1 SECTION 2. Section 4 of said chapter 151B is hereby amend-  
2 ed by striking out subsection 1, as most recently amended by  
3 section 4 of chapter 397 of the acts of 1966, and inserting in  
4 place thereof the following subsection:—

5 1. For an employer, by himself or his agent, because of the  
6 race, color, religious creed, national origin, sex, age, or an-  
7 cestry of any individual, to refuse to hire or employ or to bar  
8 or to discharge from employment or to retire such individual  
9 or to discriminate against such individual in compensation  
10 or in terms, conditions or privileges of employment, unless  
11 based upon a bona fide occupational qualification.

### The Government of the State

In the first Chapter of the Constitution...

It is not necessary to repeat here...

It is noted by the authors and those of the...

Section 1. Section 1 of Chapter 1 of the...

Section 2. Section 2 of Chapter 1 of the...