

HOUSE No. 5946

The Commonwealth of Massachusetts

HOUSE OF REPRESENTATIVES, June 21, 1988.

The committee on Ways and Means, to whom was referred the Bill further regulating the conduct of certain public officials and employees (House, No. 4908), reports that the same ought to pass with an amendment substituting therefor the accompanying bill (House, No. 5946).

For the committee,

KENNETH M. LEMANSKI.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty-Eight.

AN ACT FURTHER REGULATING THE CONDUCT OF CERTAIN PUBLIC OFFICIALS AND 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. Section 7 of Chapter 268A of the General Laws,
2 as appearing in the 1986 Official Edition, is hereby amended by
3 inserting in line 49, after the word "commission" the following
4 words: — and provided, however, that no such employee may be
5 compensated for the provision of such services during any hour
6 for which he is otherwise compensated by the commonwealth.

1 SECTION 2. Section 7 of said Chapter 268A, as so appear-
2 ing, is hereby further amended by inserting in line 59, after the
3 words "chapter thirty" the following words: — ; provided,
4 however, that no such employee may be compensated for the
5 rendering any such services during any hour for which he is other-
6 wise compensated by the commonwealth.

1 SECTION 3. Said section 7, as so appearing, is hereby further
2 amended by inserting in line 91 after the words "chapter thirty"
3 the following words: — provided, however, that no such employee
4 may be compensated for the rendering any such services during
5 any hour for which he is otherwise compensated by the
6 commonwealth.

1 SECTION 4. Said section 7, as so appearing, is hereby further
2 amended by adding the following paragraph: —

3 This section shall not prohibit a state employee from being
4 employed on a part-time basis by a respite care program operated
5 for the care of mentally ill or mentally retarded persons and
6 funded by the state which operates on an uninterrupted and con-
7 tinuous basis; provided that such employee does not participate

8 in, or have official responsibility for, the financial management
9 of such program, that he is compensated for such part-time
10 employment for not more than four hours in any day in which
11 he is otherwise compensated by the commonwealth and at a rate
12 which does not exceed that of a state employee classified in step
13 one of job group XX of the general salary schedule contained in
14 section forty-six of chapter thirty, and that the head of the pro-
15 gram makes and files with the state ethics commission a written
16 certificate that there is a critical need for the services of the
17 employee. Such employee may be compensated for such services,
18 notwithstanding the provisions of section twenty-one of chapter
19 thirty, provided, however, that no such person may be
20 compensated for the rendering of such services during any hour
21 for which he is otherwise compensated by the commonwealth.

