

HOUSE No. 5091

Substituted by the House, on motion of Mrs. Newman of Cambridge, for a Bill to prohibit professional strikebreakers (Senate, No. 1290). May 6.

The Commonwealth of Massachusetts

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

AN ACT PROHIBITING PROFESSIONAL STRIKEBREAKERS.

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. Chapter 149 of the General Laws is hereby
2 amended by inserting after section 22 the following section:—
3 *Section 22A.* No person shall knowingly employ any pro-
4 fessional strikebreaker in the place of an employee involved in
5 a strike or lockout. No professional strikebreaker shall take or
6 offer to take the place in employment of an employee who is in-
7 volved in a strike or lockout. A “professional strikebreaker” is
8 defined as a person who regularly enters into employment where
9 a lockout or strike exists to take the place of an employee whose
10 work has ceased as a direct consequence of such lockout or
11 strike.

12 No person shall employ any person for the purpose of ob-
13 structing or interfering by force or threats with (1) peaceful
14 picketing by employees during any labor controversy af-
15 fecting wages, hours or conditions of labor; or (2) the exercise
16 by employees of any of the rights granted employees under the
17 provisions of chapter one hundred and fifty A or of the Labor-
18 Management Relations Act, 1947.

19 This section shall not apply to the employment of any per-
20 son whose services are necessary to ensure that the plant or
21 other property of the employer involved in the strike or lock-
22 out is properly maintained and protected for the resumption at
23 any time of normal operations.

24 Whoever violates any provisions of this section shall be punished by a fine of not more than five hundred dollars.

1 SECTION 2. Chapter one hundred and fifty D of the General Laws is hereby repealed.