

By Mr. Tolman of Boston, petition of the Sheet Metal Workers Local Union #17, Steven A. Tolman and others relative to the hourly rate of pay for employees in the subcontracting of transportation services by the Massachusetts Bay Transportation Authority. State Administration.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Ninety-Five.

AN ACT MAKING CERTAIN CHANGES IN THE SUBCONTRACTING OF TRANSPORTATION SERVICES.

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 19C(vi) of Chapter 161A of the General
2 Laws is hereby amended by inserting after the word "basis" the
3 following:

4 "provided that the rate per hour paid to employees of corpora-
5 tions, partnerships, associations or other entity, providing services
6 the Authority by contract, shall not be paid less than the rate per
7 hour paid to full and part-time employees of the Authority per-
8 forming similar tasks with similar responsibilities and skill
9 requirements;

1 SECTION 2. Section 19C(vi) of Chapter 161A of the General
2 Laws is hereby further amended by inserting at the end thereof the
3 following:

4 and provided further that the cost of any proposal to perform
5 services, including repair services, offered to the Authority which
6 is based in whole or in part on the proposed performance of said
7 services outside the Commonwealth shall be adjusted by the net
8 expense to the Commonwealth of lost tax revenue, increased
9 unemployment insurance costs and other costs associated with the
10 elimination of the positions at the Authority.

1 SECTION 3. Section 19C(vi) of Chapter 161A of the General
2 Laws is hereby further amended by inserting at the end thereof the
3 following:

4 Employers required to pay the rates described in the preceding
5 sentence shall provide a weekly payroll report to the Authority
6 listing the name, social security number, address, classification,
7 hours of work, hourly wage, and weekly gross pay of each
8 employee performing said service under the contract.

1 SECTION 4. No provision of this act shall apply to any con-
2 tract which would otherwise be subject to the provisions of
3 Sections 44A-J or 26-29H of Chapter 149 of the General Laws.