HOUSE DOCKET, NO. 1939 FILED ON: 1/17/2013

HOUSE . . . . . No. 2279

The Commonwealth of Massachusetts

PRESENTED BY:

Mark J. Cusack

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying:

An Act to require restroom breaks for public transit.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Mark J. Cusack	*5th Norfolk*
Tackey Chan	*2nd Norfolk*
Paul R. Heroux	*2nd Bristol*
Josh S. Cutler	*6th Plymouth*
Mary S. Keefe	*15th Worcester*
Christine E. Canavan	*10th Plymouth*
Michael D. Brady	*9th Plymouth*
John J. Lawn, Jr.	*10th Middlesex*
Thomas J. Calter	*12th Plymouth*
Robert L. Hedlund	*Plymouth and Norfolk*
Marjorie C. Decker	*25th Middlesex*
Antonio F. D. Cabral	*13th Bristol*
Carl M. Sciortino, Jr.	*34th Middlesex*
John H. Rogers	*12th Norfolk*
Rhonda Nyman	*5th Plymouth*

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By Mr. Cusack of Braintree, a petition (accompanied by bill, House, No. 2279) of Mark J. Cusack and others for legislation to mandate restroom breaks for public transit employees. Public Service.

The Commonwealth of Massachusetts

An Act to require restroom breaks for public transit.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

Whereas, the deferred operation of this act would tend to defeat its purpose, which is forthwith to provide bathroom breaks to transit workers, it is hereby declared to be an emergency law, necessary for immediate preservation of public health and convenience.

(A) Any provider of public transit authorized under Chapter 161A or 161B of General Laws shall provide to any person operating a commercial motor vehicle for the purpose of providing public transit an appropriate rest period to utilize the nearest convenient restroom.

(B) “Appropriate rest period" means: A period of rest of not less than ten minutes for every segment of four hours or major part thereof worked in one work period without deduction from the employee's pay.

(C) Nothing in this section prohibits employers and employees from establishing appropriate rest periods different from those provided in this section pursuant to a collective bargaining agreement.