

SENATE No. 2456

The Commonwealth of Massachusetts

PRESENTED BY:

Nick Collins

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 adoption of the accompanying bill:

An Act relative to the employment of persons with disabilities.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>Nick Collins</i>	<i>First Suffolk</i>	
<i>Joan B. Lovely</i>	<i>Second Essex</i>	<i>3/16/2023</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>	<i>3/16/2023</i>
<i>Patrick M. O'Connor</i>	<i>First Plymouth and Norfolk</i>	<i>3/21/2023</i>
<i>John F. Keenan</i>	<i>Norfolk and Plymouth</i>	<i>3/23/2023</i>
<i>Christopher J. Worrell</i>	<i>5th Suffolk</i>	<i>1/9/2024</i>

SENATE No. 2456

By Mr. Collins, a petition (accompanied by bill, Senate, No. 2456) (subject to Joint Rule 12) of Nick Collins, Joan B. Lovely, James B. Eldridge, Patrick M. O'Connor and others for legislation relative to the employment of persons with disabilities. State Administration and Regulatory Oversight.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 2021 OF 2021-2022.]

The Commonwealth of Massachusetts

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**In the One Hundred and Ninety-Third General Court
(2023-2024)**
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An Act relative to the employment of persons with disabilities.

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

1 Chapter 7 of the Massachusetts General Laws is hereby amended by placing after Section
2 38P the following:-

3 SECTION 38Q. (a) Any contract issued for services in the Commonwealth of
4 Massachusetts or any political subdivision there-in that receives appropriated funds from the
5 legislature of the Commonwealth of Massachusetts shall employ up to 2% of individuals with
6 disabilities hired within such contract. Notwithstanding any general or special law to the
7 contract, the Supplier Diversity Office in consultation with the Massachusetts Office on
8 Disability, the Massachusetts Commission for the Blind and the Massachusetts Rehabilitation
9 Commission shall implement and regulate said law.

10 (b) Such services shall include but not be limited to janitorial and custodial services,
11 landscaping services, mailroom services, food services, fleet management, manufacturing, trash
12 removal, document destruction, electronic scanning of documents, and facility management
13 services including but not limited to HVAC Services, Painting, Emergency Repair Series, and
14 Snow Removal.

15 (c) For the purpose of this act, an individual with a disability will be defined as: someone
16 (i) who has a severe physical or mental impairment which seriously limits one or more functional
17 capacities (such as mobility, communication, self-care, self-direction, interpersonal skills, work
18 tolerance, or work skills) in terms of an employment outcome; (ii) someone whose vocational
19 rehabilitation can be expected to require multiple vocational rehabilitation services over an
20 extended period of time; (iii) someone who has one or more physical or mental disabilities
21 resulting from amputation, arthritis, autism, blindness, burn injury, cancer, cerebral palsy, cystic
22 fibrosis, deafness, head injury, heart disease, hemiplegia, hemophilia, respiratory or pulmonary
23 dysfunction, mental retardation, mental illness, multiple sclerosis, muscular dystrophy, musculo-
24 skeletal disorders, neurological disorders (including stroke and epilepsy), paraplegia,
25 quadriplegia, and other spinal cord conditions, sickle cell anemia, specific learning disability,
26 end-stage renal disease, or another disability or combination of disabilities determined on the
27 basis of an assessment for determining eligibility and vocational rehabilitation to cause
28 comparable substantial functional limitation.

29 (d) The percentage requirements shall be met within one year of award of such contract,
30 and steps shall be taken to minimize the displacement of any workers already providing the
31 services covered by such contract.