SENATE DOCKET, NO. 952 FILED ON: 1/20/2011

SENATE . . . . . No. 964

The Commonwealth of Massachusetts

PRESENTED BY:

Bruce E. Tarr

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 relative to employer liability protection..

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Bruce E. Tarr	☐ *[District]* ☐
Michael R. Knapik	☐ *[District]* ☐
Richard J. Ross	*Norfolk, Bristol, and Middlesex*

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SENATE . . . . . No. 964

By Mr. Tarr, petition (accompanied by bill, Senate, No. 964) of Ross, Knapik and Tarr for legislation relative to employer liability protection [Joint Committee on Labor and Workforce Development].

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE
SENATE
, NO. *721* OF 2009-2010.]

The Commonwealth of Massachusetts

An Act relative to employer liability protection..

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

Section 1. Section 52C of chapter 149 of the general laws, as appearing in the 2008 official addition, is amended by inserting at the end of said Section 52C the following new section: -

"Section 52D. (A) Unless otherwise provided by law, an employer, or an employer's designee, who discloses information about a current or former employee to a prospective employer of the employee shall be absolutely immune from civil liability if the disclosed information includes any or all of the following: (1) date of employment; (2) pay level; (3) job description and duties; and (4) wage history. An employer who responds in writing to a written request concerning a former employee from a prospective employer of that employee shall be absolutely immune from civil liability if the disclosed information includes either or both of the following: (1) written employee evaluations which were conducted prior to the employee's separation from the employer; and (2) whether the employee was voluntarily or involuntarily released from service and the reasons for the separation."