HOUSE DOCKET, NO. 3466 FILED ON: 1/16/2015

HOUSE . . . . . No. 2263

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 adoption of the accompanying bill:

An Act to require restroom breaks for public transit.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Mark J. Cusack	*5th Norfolk*
John F. Keenan	*Norfolk and Plymouth*
John H. Rogers	*12th Norfolk*
Mary S. Keefe	*15th Worcester*

HOUSE DOCKET, NO. 3466 FILED ON: 1/16/2015

HOUSE . . . . . No. 2263

By Mr. Cusack of Braintree, a petition (accompanied by bill, House, No. 2263) of Mark J. Cusack and others for legislation to mandate restroom breaks for public transit employees. Public Service.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. *2279* OF 2013-2014.]

The Commonwealth of Massachusetts

In the One Hundred and Eighty-Ninth General Court
(2015-2016)

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.

10 (C) Nothing in this section prohibits employers and employees from establishing

11 appropriate rest periods different from those provided in this section pursuant to a collective

12 bargaining agreement.