

SENATE No. 851

The Commonwealth of Massachusetts

PRESENTED BY:

Katherine M. Clark

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 enhanced enforcement of civil penalties.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Katherine M. Clark</i>	<i>Fifth Middlesex</i>
<i>Sal N. DiDomenico</i>	<i>Middlesex and Suffolk</i>
<i>Cory Atkins</i>	<i>14th Middlesex</i>
<i>Carlos Henriquez</i>	<i>5th Suffolk</i>
<i>James M. Murphy</i>	<i>4th Norfolk</i>
<i>David M. Rogers</i>	<i>24th Middlesex</i>
<i>Thomas J. Calter</i>	<i>12th Plymouth</i>
<i>Michael O. Moore</i>	<i>Second Worcester</i>
<i>Carl M. Sciortino, Jr.</i>	<i>34th Middlesex</i>

SENATE No. 851

By Ms. Clark, a petition (accompanied by bill, Senate, No. 851) of Katherine M. Clark, Sal N. DiDomenico, Cory Atkins, Carlos Henriquez and other members of the General Court for legislation relative to enhanced enforcement of civil penalties. Labor and Workforce Development.

The Commonwealth of Massachusetts

In the Year Two Thousand Thirteen

An Act relative to enhanced enforcement of civil penalties.

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 27C of Chapter 149, as appearing in the 2010 Official Edition, is hereby amended
2 by inserting at the end of the last paragraph, the following:-

3 (d) As a further alternative to initiating criminal proceedings pursuant to subsection (a),
4 the attorney general may file a civil action for injunctive relief, for any damages incurred, and for
5 any lost wages and other benefits on behalf of an employee or multiple, similarly situated
6 employees. If the attorney general prevails in such an action, the employee or employees on
7 whose behalf the attorney general brought the civil action shall be awarded treble damages, as
8 liquidated damages, for any lost wages and other benefits, and the attorney general shall also be
9 awarded the costs of the litigation and reasonable attorneys' fees.