

HOUSE No. 3478

The Commonwealth of Massachusetts

PRESENTED BY:

Michelle M. DuBois

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 requiring municipalities to follow Occupational Safety and Health Act (OSHA) regulations and standards with regard to: trenching and excavation; and confined space work.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Michelle M. DuBois</i>	<i>10th Plymouth</i>	<i>1/16/2015</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>	<i>8/7/2019</i>
<i>Christine P. Barber</i>	<i>34th Middlesex</i>	<i>4/13/2015</i>
<i>Claire D. Cronin</i>	<i>11th Plymouth</i>	<i>4/13/2015</i>
<i>Daniel M. Donahue</i>	<i>16th Worcester</i>	<i>4/15/2015</i>
<i>Carmine L. Gentile</i>	<i>13th Middlesex</i>	<i>4/8/2015</i>
<i>Paul R. Heroux</i>	<i>2nd Bristol</i>	<i>4/14/2015</i>
<i>Daniel J. Hunt</i>	<i>13th Suffolk</i>	<i>4/13/2015</i>
<i>David Paul Linsky</i>	<i>5th Middlesex</i>	<i>4/14/2015</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>	<i>4/14/2015</i>
<i>Daniel J. Ryan</i>	<i>2nd Suffolk</i>	<i>4/15/2015</i>
<i>Paul A. Schmid, III</i>	<i>8th Bristol</i>	<i>4/13/2015</i>
<i>Frank I. Smizik</i>	<i>15th Norfolk</i>	<i>4/15/2015</i>
<i>Chris Walsh</i>	<i>6th Middlesex</i>	<i>4/15/2015</i>

HOUSE No. 3478

By Ms. DuBois of Brockton, a petition (accompanied by bill, House, No. 3478) of Michelle M. DuBois and others relative to protecting the health and safety of employees engaged in trenching, excavating and working in confined spaces. Public Safety and Homeland Security.

The Commonwealth of Massachusetts

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

An Act requiring municipalities to follow Occupational Safety and Health Act (OSHA) regulations and standards with regard to: trenching and excavation; and confined space work.

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 149 of the General Laws is hereby amended by inserting after section 6G the
2 following section:-

3 Section 6H. Notwithstanding any general or special law to the contrary the department
4 shall adopt regulations that shall provide to employees of towns and cities, at a minimum, the
5 same protections provided to employees under those portions of the federal Occupational Safety
6 and Health Act, applicable federal regulations, and any other rules or regulations of the
7 Occupational Safety and Health Administration that relate to trenching, excavation, and confined
8 spaces. Such regulations shall also ensure that towns and cities comply with all relevant
9 standards and requirements of those portions of the federal Occupational Safety and Health Act,
10 applicable federal regulations, and any other rules or regulations of the Occupational Safety and
11 Health Administration that relate to trenching, excavation, and confined spaces.