

SENATE No. 1440

The Commonwealth of Massachusetts

PRESENTED BY:

James E. Timilty

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 sanctity of collective bargaining.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>James E. Timilty</i>	<i>Bristol and Norfolk</i>
<i>Louis L. Kafka</i>	<i>8th Norfolk</i>
<i>Mark J. Cusack</i>	<i>5th Norfolk</i>
<i>Timothy R. Whelan</i>	<i>1st Barnstable</i>
<i>Colleen M. Garry</i>	<i>36th Middlesex</i>
<i>Diana DiZoglio</i>	<i>14th Essex</i>
<i>William C. Galvin</i>	<i>6th Norfolk</i>
<i>Angelo L. D'Emilia</i>	<i>8th Plymouth</i>
<i>Michael O. Moore</i>	<i>Second Worcester</i>
<i>Elizabeth A. Poirier</i>	<i>14th Bristol</i>
<i>John V. Fernandes</i>	<i>10th Worcester</i>
<i>Josh S. Cutler</i>	<i>6th Plymouth</i>
<i>Timothy J. Toomey, Jr.</i>	<i>26th Middlesex</i>
<i>Patricia A. Haddad</i>	<i>5th Bristol</i>
<i>Richard J. Ross</i>	<i>Norfolk, Bristol and Middlesex</i>
<i>David Paul Linsky</i>	<i>5th Middlesex</i>
<i>Anne M. Gobi</i>	<i>Worcester, Hampden, Hampshire and Middlesex</i>

<i>Jason M. Lewis</i>	<i>Fifth Middlesex</i>	
<i>Barbara A. L'Italien</i>	<i>Second Essex and Middlesex</i>	
<i>Frank I. Smizik</i>	<i>15th Norfolk</i>	
<i>Jennifer L. Flanagan</i>	<i>Worcester and Middlesex</i>	
<i>Antonio F. D. Cabral</i>	<i>13th Bristol</i>	
<i>Walter F. Timilty</i>	<i>7th Norfolk</i>	
<i>Theodore C. Speliotis</i>	<i>13th Essex</i>	
<i>James Arciero</i>	<i>2nd Middlesex</i>	
<i>Bruce J. Ayers</i>	<i>1st Norfolk</i>	
<i>Carolyn C. Dykema</i>	<i>8th Middlesex</i>	
<i>Donald R. Berthiaume, Jr.</i>	<i>5th Worcester</i>	
<i>Bradley H. Jones, Jr.</i>	<i>20th Middlesex</i>	
<i>Thomas A. Golden, Jr.</i>	<i>16th Middlesex</i>	
<i>Robert L. Hedlund</i>	<i>Plymouth and Norfolk</i>	
<i>Marc R. Pacheco</i>	<i>First Plymouth and Bristol</i>	
<i>F. Jay Barrows</i>	<i>1st Bristol</i>	
<i>Aaron Michlewitz</i>	<i>3rd Suffolk</i>	
<i>Paul McMurtry</i>	<i>11th Norfolk</i>	
<i>Anthony W. Petruccelli</i>	<i>First Suffolk and Middlesex</i>	
<i>James T. Welch</i>	<i>Hampden</i>	
<i>Thomas M. Stanley</i>	<i>9th Middlesex</i>	
<i>James J. O'Day</i>	<i>14th Worcester</i>	
<i>Thomas P. Kennedy</i>	<i>Second Plymouth and Bristol</i>	
<i>Thomas M. McGee</i>	<i>Third Essex</i>	<i>2/13/2015</i>

SENATE No. 1440

By Mr. Timilty, a petition (accompanied by bill, Senate, No. 1440) of James E. Timilty, Louis L. Kafka, Mark J. Cusack, Timothy R. Whelan and other members of the General Court for legislation relative to the sanctity of collective bargaining. Public Service.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. 1298 OF 2013-2014.]

The Commonwealth of Massachusetts

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

An Act relative to the sanctity of collective bargaining.

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 7(d) of chapter 150E of the General Laws, as appearing in the 2012 Official
2 Edition, is hereby amended by inserting after subsection (q), the following new subsection:-

3 “(r) sections one through thirty-one, inclusive, of chapter twenty-two C; provided,
4 however, that any provision of the collective bargaining agreement entered into pursuant to
5 chapter 150E by the Commonwealth and the employee organization representing the bargaining
6 unit of the non-commissioned officers of the department of state police which conflicts with any
7 provision of chapter twenty-two C can be suspended in the event of and only for the duration of
8 an emergency which requires such suspension. For purposes of the sub-section, an emergency is
9 defined as a condition in which the safety of the public is in imminent danger, such as a threat to

- 10 life or health or where immediate law enforcement intervention is required to maintain or restore
- 11 such public safety.”