

SENATE No. 1053

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 equality of Sunday pay for retail workers.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	
<i>James E. Timilty</i>	<i>Bristol and Norfolk</i>	
<i>Marjorie C. Decker</i>	<i>25th Middlesex</i>	<i>1/31/2017</i>
<i>Denise Provost</i>	<i>27th Middlesex</i>	<i>1/31/2017</i>
<i>Jack Lewis</i>	<i>7th Middlesex</i>	<i>3/23/2017</i>

SENATE No. 1053

By Mr. Timilty, a petition (accompanied by bill, Senate, No. 1053) of James E. Timilty, Marjorie C. Decker and Denise Provost for legislation relative to the equality of Sunday pay for retail workers. Labor and Workforce Development.

The Commonwealth of Massachusetts

**In the One Hundred and Ninetieth General Court
(2017-2018)**

An Act relative to the equality of Sunday pay for retail workers.

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 6 of Chapter 136 is hereby amended by striking out the first sentence in
2 paragraphs one and two of Clause 50 and replacing with the following new sentences:

3 (50) The keeping open of a store, or shop, or electronic commerce retailer warehouse
4 and/or fulfillment center, and the sale at retail of goods therein, but not including the retail sale
5 of goods subject to chapter 138, and the performance of labor, business, and work directly
6 connected therewith on Sunday.

7 Any store, or shop, or electronic commerce retailer warehouse and/or fulfillment center,
8 which qualifies for exemption under this clause or under clause (25) or clause (27) and which
9 employs more than a total of seven persons, including the proprietor, on Sunday or any day
10 throughout the week, shall compensate all employees engaged in the work performed on Sunday
11 pursuant to the provisions of this clause, or clause (25) or clause (27), excepting those bona fide

- 12 executive or administrative or professional persons earning more than two hundred dollars a
- 13 week, at a rate not less than one and one-half times the employee's regular rate.