

HOUSE No.

The Commonwealth of Massachusetts

PRESENTED BY:

Tackey Chan

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 public employees.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Tackey Chan</i>	<i>2nd Norfolk</i>	<i>8/27/2021</i>
<i>Peter J. Durant</i>	<i>6th Worcester</i>	<i>9/3/2021</i>
<i>Paul W. Mark</i>	<i>2nd Berkshire</i>	<i>9/13/2021</i>

HOUSE No.

By Mr. Chan of Quincy, a petition (subject to Joint Rule 12) of Tackey Chan and Peter J. Durant that employees of the Commonwealth or its political subdivisions, whose employment is terminated as a result of failure to comply with an employer’s COVID 19 vaccine mandate, shall receive an automatic unpaid leave of absence for two years from the date of termination. Public Service.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Second General Court
(2021-2022)**

An Act relative to public employees.

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 1. Notwithstanding any general or special law to the contrary, any employee
2 of the Commonwealth or its political subdivisions, whose employment is terminated as a result
3 of their failure to comply with an employer’s COVID 19 vaccine mandate shall receive an
4 automatic unpaid leave of absence for 2 years from the date of Termination. Said termination
5 shall become effective two years from the termination date unless said employee becomes
6 vaccinated, or there is a policy change repealing an employer’s vaccine mandate. Any employee
7 who is vaccinated within two years of their termination date in accordance with the provisions of
8 this section, or whose employer amends or repeals their vaccine mandate to allow for the
9 employment of unvaccinated individuals, shall be reinstated to their position without loss of
10 seniority, pay or benefits including collective bargaining status and local union representation.

11 SECTION 2. Any employee who is terminated in accordance with the provisions of
12 section 1 shall be eligible to receive unemployment benefits.