

**HOUSE . . . . . No.**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*David Biele*

*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 regarding trash and recycling collectors, moving contractors, and motor bus pupil transporters.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>David Biele</i>	<i>4th Suffolk</i>	<i>1/16/2025</i>

**HOUSE . . . . . No.**

[Pin Slip]

**The Commonwealth of Massachusetts**

**In the One Hundred and Ninety-Fourth General Court  
(2025-2026)**

An Act regarding trash and recycling collectors, moving contractors, and motor bus pupil transporters.

*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. Chapter 149 of the General Laws, as appearing in the 2022 official edition,  
2 is hereby amended in section 27F by striking said section and inserting in place thereof the  
3 following:-

4 “Section 27F: Wages of operators of rented equipment; agreements; penalty; civil action

5 Section 27F. No agreement of lease, rental or other arrangement, and no order or  
6 requisition under which a truck or any automotive or other vehicle or equipment is to be engaged  
7 in public works by the Commonwealth or by a county, city, town or district, shall be entered into  
8 or given by any public official or public body unless said agreement, order or requisition  
9 contains a stipulation requiring prescribed rates of wages, as determined by the commissioner, to  
10 be paid to the operators of said trucks, vehicles or equipment. Any such agreement, order or  
11 requisition which does not contain said stipulation shall be invalid, and no payment shall be  
12 made thereunder. Said rates of wages shall be requested of said commissioner by said public

13 official or public body, and shall be furnished by the commissioner in a schedule containing the  
14 classifications of jobs, and the rate of wages to be paid for each job. Said rates of wages shall  
15 include payments to health and welfare plans, pension plans, or, if no such plan is in effect  
16 between employers and employees, the amount of such payments shall be paid directly to said  
17 operators.

18         Whoever pays less than said rates of wages, including payments to health and welfare  
19 funds, pension plans or the equivalent in wages, on said works, and whoever accepts for his own  
20 use, or for the use of any other person, as a rebate, gratuity or in any other guise, any part or  
21 portion of said wages or health and welfare funds, pension plans shall have violated this section  
22 and shall be punished or shall be subject to a civil citation or order as provided in section 27C.

23         An employee claiming to be aggrieved by a violation of this section may, 90 days after  
24 the filing of a complaint with the attorney general, or sooner if the attorney general assents in  
25 writing, and within 3 years after the violation, institute and prosecute in his own name and on his  
26 own behalf, or for himself and for others similarly situated, a civil action for injunctive relief, for  
27 any damages incurred, and for any lost wages and other benefits. An employee so aggrieved who  
28 prevails in such an action shall be awarded treble damages, as liquidated damages, for any lost  
29 wages and other benefits and shall also be awarded the costs of the litigation and reasonable  
30 attorneys' fees.”

31         SECTION 2. Chapter 149 of the General Laws, as appearing in the 2022 official edition,  
32 is hereby amended in section 27G by striking said section and inserting in place thereof the  
33 following:-

34           “Section 27G: Wages of employees of moving contractors; contracts; injunctive relief;  
35 damages

36           Section 27G. No contract for the moving of office furniture and fixtures shall be entered  
37 into or given by the commonwealth or by a county, city, town or district unless said contract  
38 contains a stipulation requiring prescribed rates of wages, as determined by the commissioner, to  
39 be paid to the employees of a moving contractor. Any such contract which does not contain said  
40 stipulation shall be invalid, and no payment shall be made thereunder. Said rates of wages shall  
41 be requested of the commissioner by the commonwealth or by a county, city, town or district,  
42 and shall be furnished by the commissioner in a schedule containing the classifications of jobs  
43 and the rate of wages to be paid for each job. Said rates of wages shall include payments to  
44 health and welfare plans, pension plans or, if no such plan is in effect between employers and  
45 employees, the amount of such payments shall be paid directly to said employees.

46           An employee claiming to be aggrieved by a violation of this section may, 90 days after  
47 the filing of a complaint with the attorney general, or sooner if the attorney general assents in  
48 writing, and within 3 years after the violation, institute and prosecute in his own name and on his  
49 own behalf, or for himself and for others similarly situated, a civil action for injunctive relief, for  
50 any damages incurred, and for any lost wages and other benefits. An employee so aggrieved who  
51 prevails in such an action shall be awarded treble damages, as liquidated damages, for any lost  
52 wages and other benefits and shall also be awarded the costs of the litigation and reasonable  
53 attorneys' fees.”

54 SECTION 3. Chapter 149 of the General Laws, as appearing in the 2022 official edition,  
55 is hereby amended in section 27I by striking said section and inserting in place thereof the  
56 following:-

57 “Section 27I: Wages of school bus drivers; contracts; injunctive relief; damages

58 Section 27I. No contract for the transportation of pupils in the Commonwealth shall be  
59 entered into or given by a county, city, town or school district unless said contract contains a  
60 stipulation requiring prescribed rates of wages, as determined by the commissioner, to be paid to  
61 the employees of a motor bus company as defined by Section 7A of Chapter 71 of the  
62 Massachusetts General Laws. Any such contract which does not contain said stipulation shall be  
63 invalid, and no payment shall be made thereunder. Said rates of wages shall be requested of the  
64 commissioner by the Commonwealth or by a county, city, town or school district, and shall be  
65 furnished by the commissioner in a schedule containing the classifications of jobs and the rate of  
66 wages to be paid for each job. Said rates of wages shall include payments to health and welfare  
67 plans, pension plans or, if no such plan is in effect between employers and employees, the  
68 amount of such payments shall be paid directly to said employees.

69 An employee claiming to be aggrieved by a violation of this section may, 90 days after  
70 the filing of a complaint with the attorney general, or sooner if the attorney general assents in  
71 writing, and within 3 years after the violation, institute and prosecute in his own name and on his  
72 own behalf, or for himself and for others similarly situated, a civil action for injunctive relief, for  
73 any damages incurred, and for any lost wages and other benefits. An employee so aggrieved who  
74 prevails in such an action shall be awarded treble damages, as liquidated damages, for any lost

75 wages and other benefits and shall also be awarded the costs of the litigation and reasonable  
76 attorneys' fees.”