SENATE DOCKET, NO. 1205 FILED ON: 1/20/2011

SENATE . . . . . No. 924

The Commonwealth of Massachusetts

PRESENTED BY:

James B. Eldridge

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 establishing uniform wage compliance and record keeping and extending the statute of limitations on civil and criminal actions alleging a violation of the fair wage and hours law.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
James B. Eldridge	
Sal N. DiDomenico	*Middlesex, Suffolk, and Essex*
Michael F. Rush	*Suffolk and Norfolk*
Kenneth J. Donnelly	
Marc R. Pacheco	
Patricia D. Jehlen	
Katherine M. Clark	*Middlesex and Essex*
Susan C. Fargo	
Sean Garballey	*23rd Middlesex*
Brian A. Joyce	*Norfolk, Bristol, and Plymouth*
John F. Keenan	
Paul W. Mark	*2nd Berkshire*
Thomas M. McGee	*Third Essex and Middlesex*
Denise Provost	*27th Middlesex*

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By Mr. Eldridge, a petition (accompanied by bill, Senate, No. 924) of James B. Eldridge, Sal N. DiDomenico, Michael F. Rush, Kenneth J. Donnelly and other members of the General Court for legislation to establish uniform wage compliance and recordkeeping. Labor and Workforce Development.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE SENATE, NO. *678* OF 2009-2010.]

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act establishing uniform wage compliance and record keeping and extending the statute of limitations on civil and criminal actions alleging a violation of the fair wage and hours law.

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. Section 150 of chapter 149 of the General Laws, as appearing in
2 the 2008 Official Edition, is hereby amended by inserting after the word "benefits," in line 27,
3 the following words:- ; provided, however, that the 3-year limitation period shall be tolled from
4 the date that the employee or a similarly situated employee files a complaint with the attorney
5 general alleging a violation of any of these sections until the date that the attorney general issues
6 a letter authorizing a private right of action or the date that an enforcement action by the attorney
7 general becomes final.

8 SECTION 2. Section 15 of chapter 151 of the General Laws, as appearing in
9 the 2008 Official Edition, is hereby amended by striking out, in line 6, the word “two” and by
10 inserting after the word “least,” in line 6, the following word:- three.

11 SECTION 3. Section 20A of chapter 151 of the General Laws, as appearing in
12 the 2008 Official Edition, is hereby amended by striking out, in line 2, the word “two,” and by
13 inserting after the word “than,” in line 2, the following word:- three.

14 SECTION 4. Said section 20A of said chapter 151, as so appearing, is hereby
15 further amended by inserting after the word “action,” in line 3, the following words:- ; provided,
16 however, that the limitation period shall be tolled from the date that the employee or a similarly
17 situated employee files a complaint with the attorney general alleging a violation of this chapter
18 until the date that the attorney general issues a letter authorizing a private right of action or the
19 date that an enforcement action by the attorney general becomes final.