

HOUSE No. 3069

The Commonwealth of Massachusetts

PRESENTED BY:

Patrick Joseph Kearney

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 collective bargaining rights for legislative employees.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Patrick Joseph Kearney</i>	<i>4th Plymouth</i>	<i>1/18/2023</i>
<i>Kevin J. Holland, IBEW Local 2222 AFL-CIO</i>	<i>159 Burgin Parkway, 3rd Floor, Quincy, MA 02169</i>	<i>1/18/2023</i>
<i>Rebecca L. Rausch</i>	<i>Norfolk, Worcester and Middlesex</i>	<i>1/20/2023</i>
<i>Samantha Montaño</i>	<i>15th Suffolk</i>	<i>1/24/2023</i>
<i>David Henry Argosky LeBoeuf</i>	<i>17th Worcester</i>	<i>1/30/2023</i>
<i>Alyson M. Sullivan-Almeida</i>	<i>7th Plymouth</i>	<i>2/13/2023</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>	<i>2/19/2023</i>
<i>Erika Uyterhoeven</i>	<i>27th Middlesex</i>	<i>2/22/2023</i>
<i>Rodney M. Elliott</i>	<i>16th Middlesex</i>	<i>3/3/2023</i>

HOUSE No. 3069

By Representative Kearney of Scituate, a petition (accompanied by bill, House, No. 3069) of Patrick Joseph Kearney and others relative to allowing legislative employees to unionize. State Administration and Regulatory Oversight.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. 3131 OF 2021-2022.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Third General Court
(2023-2024)**

An Act relative to collective bargaining rights for legislative 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. Section 1 of Chapter 150E of the General Laws, as appearing in the 2020
2 Official Edition, is hereby amended by inserting after the word “executive”, in line 10, the
3 following:- , legislative,

4 SECTION 2. Said section 1 of said chapter 150E, as so appearing, is hereby further
5 amended by inserting after the definition of "Legislative body", the following paragraphs:-

6 "Legislative employees", all employees of the general court, including, but not limited to,
7 legislative personnel employees, employees of committees, caucuses, legislative information
8 services, the house and senate business offices, the engrossing division, the house and senate

9 clerk's offices, the house and senate counsel's offices and the house and senate human resources
10 offices.

11 "Legislative personal employees," general court employees whom the house speaker or
12 senate president has approved for employment in the office of a particular senator or
13 representative at the request of said senator or representative.

14 SECTION 3. Section 3 of said chapter 150E, as so appearing, is hereby amended by
15 inserting after the third paragraph the following paragraphs:-

16 Appropriate bargaining units in the senate may include all legislative employees;
17 provided, however, that (1) in the case of legislative personal employees, legislative employees
18 within the senate president's office, the senate minority leader's office, the office of the chair of
19 the senate ways and means committee, the senate clerk's office, or senate counsel's office may be
20 managerial or confidential employees that are excluded from the bargaining unit if said
21 employees are managerial or confidential employees as defined in section 1; and (2) in the case
22 of all other legislative employees, said employees may be excluded from a bargaining unit if said
23 employees as managerial or confidential employees as defined in section 1.

24 Appropriate bargaining units in the house may include all legislative employees;
25 provided, however, that (1) in the case of legislative personal employees, legislative employees
26 within the house speaker's office, the house minority leader's office, the office of the chair of the
27 house ways and means committee, the house clerk's office, or house counsel's office may be
28 managerial or confidential employees that are excluded from the bargaining unit if said
29 employees are managerial or confidential employees as defined in section 1; and (2) in the case

30 of all other legislative employees, said employees may be excluded from a bargaining unit if said
31 employees as managerial or confidential employees as defined in section 1.

32 SECTION 4. Section 23 of chapter 268A of the General Laws is hereby amended by
33 striking out the word ";and (iv) establishing additional exclusions for other situations that do not
34 present a genuine risk of a conflict or the appearance of a conflict of interest" and inserting in
35 place thereof the following words:- ;(iv) establishing additional exclusions for other situations
36 that do not present a genuine risk of conflict or the appearance of a conflict of interest; and (v)
37 establishing specific exemptions, exclusions and procedures for curing particular perceptions of a
38 conflict of interest as they may apply to exclusive representatives under chapter 150E.