

SENATE No. 2666

The Commonwealth of Massachusetts

—
In the One Hundred and Ninety-First General Court
(2019-2020)
—

SENATE, April 30, 2020.

The committee on Labor and Workforce Development to whom was referred the petition (accompanied by bill, Senate, No. 1074) of Barry R. Finegold for legislation relative to the pooling of tips,- reports the accompanying bill (Senate, No. 2666). (Representative Crocker of Barnstable dissenting).

For the committee,
Patricia D. Jehlen

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**In the One Hundred and Ninety-First General Court
(2019-2020)**

An Act relative to the pooling of tips.

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 152A of Ch.149 of the General Laws as appearing in chapter 125
2 section 13 of the Acts of 2004 is amended by deleting the meaning of “Wait staff employee” as
3 appearing in paragraph (a) and inserting in place thereof the following:

4 “Wait staff employee”, a person, including a waiter, waitress, bus person, person in a
5 quick service restaurant who prepares or serves food or beverages as part of a team of counter
6 staff or other counter employees who: (1) serves beverages or prepared food directly to patrons,
7 or who clears patrons’ tables; (2) works in a restaurant, banquet facility, or other place where
8 prepared food or beverages are served; and (3) who has no managerial responsibility during a
9 day in which the person serves beverages or prepared food or clears patrons’ tables.