

HOUSE No. 3254

By Mr. Vallee of Franklin, petition of James E. Vallee relative to safety training in public construction. State Administration and Regulatory Oversight.

The Commonwealth of Massachusetts

In the Year Two Thousand and Seven.

AN ACT RELATIVE TO SAFETY TRAINING.

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 39S of Chapter 30 of the General Laws, as inserted by
2 Chapter 306 of the Acts of 2004, is hereby amended by striking out
3 subsections (b) and (c) and inserting in place thereof the following
4 two subsections:—

5 (b) Any employee who has not successfully completed a 10 hour
6 course in construction safety and health approved by the United
7 States Occupational Safety and Health Administration shall not be
8 eligible to perform work on public construction projects in the Com-
9 monwealth.

10 (c) The office of the attorney general shall have the power to
11 enforce the provisions of this act, including the power to institute
12 and prosecute proceedings in superior court, as warranted based on
13 the level of infraction. All enforcement actions carried out herein
14 shall be commensurate with the level of infraction, with due consid-
15 eration given as to whether there was a willful intent to violate the
16 provisions of the act.