

INITIATIVE PETITION FOR A LAW TO LIMIT TAXPAYER-FUNDED PAYOUTS TO EMPLOYEES LEAVING STATE SERVICE

Be it enacted by the People, and by their authority:

SECTION 1. Section 31A of said chapter 29, as appearing in the 2018 Official Edition, is hereby amended by inserting after subsection (d) the following new subsections:--

(e) No employee of a state agency or state authority as defined under chapter 29 shall accrue more than 1,000 hours of unused sick leave credits.

(f) No employee of a public institution of higher education listed in section 5 of chapter 15A shall accrue more than 1,000 hours of unused sick leave credits.

SECTION 2. Notwithstanding any general or special law to the contrary, section 1 shall take effect for any employee of a state agency or state authority and any employee at public institutions of higher education listed in section 5 of chapter 15A of the General Laws who has accrued not more than 1,000 hours of unused sick leave credits, on the effective date of this act. Any such employee who has accrued more than 1,000 hours of unused sick leave credits as of the effective date of this act shall not accrue credits in excess of those credits, but may accrue credits to replenish any sick time that is used after the effective date of this act, up to the maximum of 1,000 hours set forth above.

SECTION 3. Notwithstanding any general or special law to the contrary, the personnel administrator shall promulgate revised rules under the second paragraph of section 28 of chapter 7 of the General Laws to incorporate the changes enacted in subsection (e) of section 31A of chapter 29 of the General Laws and section 2 of this act, which revisions shall take effect as soon as practicable after the effective date of this act.

SECTION 4. This act shall not be construed to impair any collective bargaining agreement or any other contract in effect as of the effective date of this act, but shall have full force and effect upon the earliest expiration date of any such collective bargaining agreement or other contract. Nothing in this act shall prevent the validity or enforcement of terms in a collective bargaining agreement or other contract that provides for a lower cap on the number of accrued unused sick leave credits than the number mandated and set forth in this act.

SECTION 5. The provisions of this Act are severable, such that, if any clause, sentence, paragraph or section of this Act, or an application thereof, shall be adjudged by any court of competent jurisdiction to be invalid, such adjudication shall not affect, impair, or invalidate the remainder of any clause, sentence, paragraph or section thereof and shall be confined in its operation to such clause, sentence, paragraph, section or application adjudged invalid; provided further, that any such clause, sentence, paragraph, section or application deemed invalid shall be reformed and construed such that it would be valid to the maximum extent permitted.

SECTION 6. This act shall take effect on January 1, 2021.

Pursuant to Article 48 of the articles of amendment of the Constitution of the Commonwealth of Massachusetts, as amended by Article 74, the following duly qualified voters hereby submit the foregoing measure for approval by the People.

Lewis Evangelidis

165 Newell Road, Holden

Brian Sullivan

12 Sherwood Avenue, Westfield

C. Kenneth Gray

9 Riverview Heights, Amesbury

Mark Hawke

30 Fairlawn Ave, Gardner

Colleen Garry

55 Chapman Street, Dracut

Dean Tran

44 Tibbett Circle, Fitchburg

Ryan Fattman

5 Maple Lane, Sutton

Joseph McDonald

26 Ortolani Circle, Kingston

Thomas Hodgson

158 Hathaway Road, Dartmouth

Regla Gonzalez

91 Annafran Street, Boston

William Crocker

50 Birchill Road, Barnstable

Bukia Chavire

18 Hilltop Drive, Peabody

Alexandra Medlock

219 Park Drive, Boston

Noelle Marston

16 Woodward Street, Boston