



**MTBMA**  
MARYLAND TRANSPORTATION BUILDERS  
AND MATERIALS ASSOCIATION

January 21<sup>st</sup>, 2022

Delegate C.T. Wilson, Chair  
Economic Matters Committee  
231 House Office Building  
Annapolis, MD 21401

**RE: HB 258 – Employment Standards – Seating for Employees (Right to Sit Act of 2022) – NO POSITION**

Dear Chair Wilson and Members of the Economic Matters Committee:

The Maryland Transportation Builders and Materials Association (“MTBMA”) has been and continues to serve as the voice for Maryland’s construction transportation industry since 1932. Our association is comprised of 200 members. MTBMA encourages, develops, and protects the prestige of the transportation construction and materials industry in Maryland by establishing and maintaining respected relationships with federal, state, and local public officials.

We submit this testimony without a position, but rather as an inquiry into this piece of legislation. House Bill 258 seeks to ensure employees the right to sit if the employee could reasonably perform his or her work while seated. Before our association is able to take a position, we seek additional information and clarity. As this bill is currently written, there is ambiguity as to whom this would apply, and therefore, we ask that the bill expressly defines what industries this would apply to. We have concerns that as it is currently drafted, a case could be made requiring our members to provide proper seating to its employees. Simply put, this law would not be feasible or practical in our industry, as job sites are constantly evolving. Our members put the utmost priority on worker safety and we ensure adherence to all of the proper OSHA and MOSH guidelines.

We appreciate you taking the time to address this legislation and we look forward to learning more about it so we can determine how it may impact our members and the residents of Maryland.

Thank you,

Michael Sakata  
President and CEO  
Maryland Transportation Builders and Materials Association