

HOUSE No. 1066

By Mr. Haigis of Wellesley (by request), petition of the Massachusetts State Employees Association for legislation to encourage the development of a career civil service. Civil Service.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Forty-Six.

AN ACT TO ENCOURAGE THE DEVELOPMENT OF A CAREER CIVIL SERVICE.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Paragraph B of section fifteen of chapter thirty-
2 one of the General Laws, as inserted therein by sec-
3 tion four of chapter seven hundred and four of the
4 acts of nineteen hundred and forty-five, is hereby
5 amended by striking out said paragraph and inserting
6 therein the following new paragraph:—

7 B. Except as authorized by paragraph A, and ex-
8 cept as otherwise provided in section twenty, all posi-
9 tions in the official service above the lowest grade shall
10 unless the director determines that it is not practicable
11 to do so be filled by promotion after a competitive
12 promotional examination open in succession to those
13 who have been employed for at least one year in the
14 next lower grades, as determined by the director, in
15 the same department or division of a department, un-

16 til a sufficient number of applicants to hold a com-
17 petitive examination is obtained. In case an eligible
18 list of at least two available persons is not established
19 from such promotional examination, then a competi-
20 tive promotional examination may be held open to
21 any class within the service of the same or any other
22 department, or division of a department, as the
23 director may determine. In case an eligible list of
24 at least two available persons is not established from
25 either of such promotional examinations, the posi-
26 tions shall be filled after open competitive examina-
27 tion; provided, that if there be one person on either
28 eligible list, the director shall certify such person. In
29 any department, or division of a department having
30 not more than two employees, an appointing author-
31 ity may promote in the official service the sole em-
32 ployee or either one of the two, as the case may be;
33 provided, that such employee passes a qualifying
34 examination prescribed by the director; and pro-
35 vided, further, that such employee has been employed
36 for at least three years in the service of such depart-
37 ment or division of a department.