

# SENATE . . . . No. 614

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## The Commonwealth of Massachusetts

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SENATE, April 6, 1949.

The committee on Public Service, to whom was referred the petition (accompanied by bill, Senate, No. 21) of Edward F. Coughlin for legislation to further regulate the compensation of probation officers of the municipal court of the city of Boston; the petition (accompanied by bill, Senate, No. 435) of Charles I. Taylor for legislation to increase the compensation of probation officers of the municipal court of the city of Boston, the Boston Juvenile Court and other district courts in Suffolk County; the petition (accompanied by bill, House, No. 601) of Edmond J. Donlan for establishing the compensation of certain probation officers of district courts in the county of Suffolk; the petition (accompanied by bill, House, No. 1012) of William M. Snow for the classification by the County Personnel Board of the probation officers of the Central District Court of Worcester, District Court of Springfield, First District Court of Eastern Middlesex and Third District Court of Eastern Middlesex; the petition (accompanied by bill, House, No. 1196) of John F. Gilmore for legislation relative to probation officers of the Superior Court, the Boston Municipal Court, district courts and the Boston Juvenile Court; and the petition (accompanied by bill, House, No. 1455) of Charles Mullaly, Jr., that the minimum compensation be established of probation officers in counties other than Suffolk for full-time service, report the accompanying bill (Senate, No. 614).

For the committee,

CHARLES I. TAYLOR.

## The Commonwealth of Massachusetts

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

### AN ACT RELATIVE TO THE COMPENSATION OF PROBATION OFFICERS.

*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. Chapter 276 of the General Laws is  
2 hereby amended by striking out section 83, as most  
3 recently amended by chapter 639 of the acts of 1947,  
4 and inserting in place thereof the following section: —  
5 *Section 83.* The superior court, the chief justice  
6 of the municipal court of the city of Boston, subject  
7 to the approval of the associate justices thereof, and  
8 the justice of each other district court, and the justice  
9 of the Boston juvenile court, with the written ap-  
10 proval of the administrative committee of the district  
11 courts, who shall consult the board of probation  
12 relative thereto, may appoint such male and female  
13 probation officers as they may respectively from  
14 time to time deem necessary for their respective  
15 courts; and if there is more than one probation officer  
16 in one court, one of such officers may be designated  
17 chief probation officer. All officers so appointed may  
18 be removable for cause by the court making the  
19 appointment; provided, that no officer appointed  
20 by a justice of a district court, other than the municipal  
21 court of the city of Boston, or by the justice of the

22 Boston juvenile court shall be discharged or removed  
23 from office unless such discharge or removal shall  
24 be approved in writing by the administrative com-  
25 mittee of the district courts after consultation with  
26 the board of probation relative thereto. The com-  
27 pensation of each probation officer appointed by  
28 the superior court shall be fixed by that court and  
29 by it apportioned from time to time among the  
30 counties wherein said officer performs his duties.  
31 In the municipal court of the city of Boston, the  
32 chief justice of said court, subject to the approval  
33 of the associate justices thereof, shall fix the com-  
34 pensation of each probation officer appointed for  
35 said court. In each other district court in Suffolk  
36 county, and in the Boston juvenile court, the com-  
37 pensation of each probation officer appointed for  
38 such court shall be a minimum of three thousand  
39 dollars annually with annual increments of two  
40 hundred dollars until a maximum of forty-eight  
41 hundred dollars shall be reached; chief probation  
42 officers appointed in such courts where there are six  
43 or more probation officers shall receive compensation of  
44 fifty-four hundred dollars annually; chief probation  
45 officers appointed for such courts where there are  
46 five or less probation officers shall receive compensa-  
47 tion of forty-nine hundred dollars annually. In  
48 courts where there are ten or more probation officers  
49 there shall be appointed a probation supervisor who  
50 shall receive compensation of a minimum of forty-  
51 five hundred dollars with annual increments of two  
52 hundred dollars each until a maximum of forty-nine  
53 hundred dollars is reached. Probation officers in such  
54 courts appointed prior to enactment of this section shall  
55 receive compensation as if this section had been in



56 force at the time of their appointments and such  
57 annual increments provided herein had accrued and  
58 if such probation officers had been employed by the  
59 commonwealth, or by any county of the common-  
60 wealth in an allied field, he shall be credited with  
61 the years served in such allied field. In each other  
62 district court, the justice thereof, subject to the  
63 approval of the administrative committee of district  
64 courts, shall fix the compensation of each probation  
65 officer appointed for such court. Such compensation  
66 shall be paid by the county on vouchers approved  
67 respectively by the chief justice of the municipal  
68 court of the city of Boston or by the justice of such  
69 other district court or juvenile court.

70 Probation officers whose compensation is fixed  
71 under this section shall be paid any general increases  
72 in compensation granted by the commonwealth or  
73 Suffolk county and the maximum salaries provided  
74 for herein shall be increased accordingly.

1 SECTION 2. The first paragraph of section 83A  
2 of chapter 276 of the General Laws, as most recently  
3 amended by section 1 of chapter 655 of the acts of  
4 1947, is hereby further amended by striking out, in  
5 line 33, the words "and the county commissioners," —  
6 so as to read as follows: — The administrative com-  
7 mittee of the district courts shall designate, and  
8 from time to time redesignate, such district courts  
9 within each of the counties of the commonwealth as  
10 in the opinion of said committee should join in the  
11 appointment of probation officers to act exclusively  
12 in juvenile cases in each such court, and the district  
13 courts so designated or redesignated shall thereupon  
14 join in the appointment of two full-time probation  
15 officers, one male and one female, to act as aforesaid;

16 provided, that the foregoing provisions shall not  
17 apply to the municipal court of the city of Boston,  
18 nor to the Boston juvenile court nor to the other  
19 district courts in the county of Suffolk. Each such  
20 probation officer shall be appointed by the justices  
21 of the courts so joining, with the written approval  
22 of said administrative committee, which committee  
23 shall consult the board of probation relative thereto;  
24 provided, that if a majority of said justices fails to  
25 agree in the selection of a person for appointment  
26 as such probation officer within a period of thirty  
27 days after such designation by said administrative  
28 committee, such appointment shall be made by said  
29 administrative committee, which committee shall  
30 consult said board of probation relative thereto.  
31 Each officer appointed under this section shall be  
32 removable for cause by the justices of the courts  
33 for which such appointment was made; provided,  
34 that no such officer shall be removed or discharged  
35 from office unless such removal or discharge shall be  
36 approved in writing by said administrative com-  
37 mittee after consultation with said board of probation  
38 relative thereto. The justices of the courts for which  
39 probation officers are appointed under this section  
40 shall fix the compensation of such officers in such  
41 amounts, not exceeding four thousand dollars per  
42 annum each, as may be approved by said adminis-  
43 trative committee. Such justices shall annually,  
44 not later than the first Wednesday in December,  
45 submit to the county commissioners of their respective  
46 counties estimates of the amounts necessary to pay  
47 the compensation for the ensuing year of the probation  
48 officers appointed hereunder, and said county com-  
49 missioners shall include such estimates in the estimates  
50 required by section twenty-eight of chapter thirty-five.

1 SECTION 3. Section eighty-three B of said chapter  
2 two hundred and seventy-six, inserted by section  
3 two of chapter six hundred and fifty-five of the acts  
4 of nineteen hundred and forty-seven, is hereby  
5 repealed.

1 SECTION 4. Sections eighty-three C to eighty-  
2 three F, inclusive, of said chapter two hundred and  
3 seventy-six, inserted by section one of chapter six  
4 hundred and forty of the acts of nineteen hundred  
5 and forty-eight, are hereby repealed.

1 SECTION 5. This act shall take effect upon its  
2 passage.

The Commission of Investigation

REPORT

COMMISSION OF INVESTIGATION INTO THE  
SPECIAL NEEDS OF THE  
CREDIT MATTERS RELATING  
TO INSURANCE

APRIL 1931

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