

# HOUSE . . . . No. 716

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By Mr. Crockwell of Medford, petition of Michael T. Kennedy and others relative to the payment of fees to certain officers and employees of the Commonwealth and of the Metropolitan District Commission when called as witnesses. Legal Affairs.

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## The Commonwealth of Massachusetts

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

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An Act relative to Witness Fees for Certain State Officers and Employees.

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

1 Chapter two hundred and sixty-two of the Gen-  
2 eral Laws, as amended in section fifty-six by section  
3 two of chapter three hundred and seventy-seven of  
4 the acts of nineteen hundred and twenty-two, is  
5 hereby further amended by striking out said section  
6 fifty-six and inserting in place thereof the following:—  
7 *Section 56.* Except as otherwise provided, an  
8 officer of the commonwealth whose salary is fixed  
9 by law, or any employee of the commonwealth re-  
10 ceiving regular compensation therefrom, except a  
11 police officer of the metropolitan district commission,  
12 shall not be entitled to a witness fee before any court  
13 or trial justice in a cause in which the commonwealth

14 is a party. An officer whose compensation is de-  
15 rived solely from fees shall not be entitled to receive  
16 more than one fee as a witness for a day's attendance  
17 on court under one or more summonses in behalf of  
18 the commonwealth, and the said fee shall be appor-  
19 tioned by the clerk among the cases in which he is  
20 summoned. Nothing in this section shall be con-  
21 strued to authorize the payment of a witness fee to  
22 any member of the police department of the metro-  
23 politan district commission if he is on duty at the  
24 time of his attendance on court as a witness.



