

HOUSE No. 914

By Mr. Ingalls of Lynn (by request), petition of Louis A. Salmon that the Division of Civil Service be reorganized and relative to the powers and duties of the commissioners thereof. State Administration.

The Commonwealth of Massachusetts

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

An Act amending the Civil Service Law.

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 thirty-one of the General
2 Laws is hereby amended by striking out the words
3 "associate commissioners" and inserting in place
4 thereof the words:— a department of appeal, con-
5 sisting of three permanent members appointed by the
6 governor, from a certified list established by a com-
7 petitive examination, under the classified civil service,
8 rules and regulation, their salary to be not less than
9 twenty-two hundred dollars. They shall determine
10 all changes in the markings and shall direct the ex-
11 aminers to make such changes. The chief examiner
12 may act as a member ex-officio in the meeting of the
13 department of appeal and at all hearing of said de-
14 partment.

1 SECTION 2. Chapter thirty-one of the General
2 Laws is hereby amended by the insertion of the follow-
3 ing new section:—

4 *Section 00.* A department of examiners consisting
5 of a chief examiner, two assistants and two examiners,
6 shall be maintained. They shall be permanent mem-
7 bers appointed by the commissioner, from a certified
8 list established by a competitive examination, under
9 the classified civil service rules and regulations.
10 Salaries: chief examiner, not less than twenty-five
11 hundred dollars; assistants, twenty-two hundred dol-
12 lars; examiners, two thousand dollars. They shall
13 assist the department of appeal with information and
14 facts to the best of their ability. They may call in
15 clerical examiners as directed by the commissioner.
16 The chief may act as ex-officio member at the meetings
17 of the department of appeal. Penalty for any false
18 marking with intent: One year imprisonment or one
19 thousand dollars' fine, or both.

1 SECTION 3. Section ten of chapter thirty-one of
2 the General Laws is amended by adding thereto the
3 words:— No oral examination shall be given in con-
4 nection with promotional examination in police or fire
5 department unless each candidate is given an equal
6 amount of time before the department of examiners.

1 SECTION 4. Section four of chapter thirty-one of
2 the General Laws is hereby amended by the insertion
3 after the words "members of the police and fire
4 department" the following:— above five feet, seven
5 inches in height and one hundred and forty-five
6 pounds in weight.

1 SECTION 5. Section fifteen of chapter thirty-one
2 of the General Laws is hereby amended by adding
3 the words: — No certification shall be made for any
4 position hereunder until all appeals from the markings
5 of examination papers of applicants for appointments
6 thereto have been heard and decided by the depart-
7 ment of appeal and no appointment to any permanent
8 position shall be made hereunder until all applicants
9 certified therefor have been afforded a reasonable
10 opportunity to appear before the appointing authority.

1 SECTION 6. Chapter thirty-one of the General
2 Laws is hereby amended by the addition of the fol-
3 lowing new section: —

4 *Section 43A.* No suspension of a person in the
5 classified civil service shall operate as a separation
6 from the classified civil service until one year from
7 date of suspensions, in so far, and, upon good cause
8 shown, an appointing officer or board may reinstate
9 in the same position or in a position in the same class
10 and grade any person who has been so suspended.

1 SECTION 7. Chapter thirty-one of the General
2 Laws is hereby amended by the insertion of the follow-
3 ing new section: —

4 *Section 4A.* All applicants for promotion in police
5 and fire shall be given an experience sheet and shall
6 be required to obtain a marking of sixty-five per cent
7 in each division of the examination given or a total
8 average of seventy per cent in all divisions of the
9 examination.

