

By Mr. Costello of Amesbury, petition of Nicholas J. Costello, Sharon M. Pollard and others for legislation to consolidate the Second District Court of Essex and the Third District Court of Essex into the District Court of Newburyport and reclassifying said District Court of Newburyport from Class III to Class I. The Judiciary.

The Commonwealth of Massachusetts

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

AN ACT CONSOLIDATING THE SECOND DISTRICT COURT OF ESSEX AND THE THIRD DISTRICT COURT OF ESSEX INTO THE DISTRICT COURT OF NEWBURYPORT, AND RECLASSIFYING THE DISTRICT COURT OF NEWBURYPORT FROM CLASS III TO CLASS I.

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. Section 1 of Chapter 218 of the General Laws as
2 most recently amended by Chapter 478 of the Acts of 1978, is
3 hereby further amended by striking out all under the caption
4 "Essex" and inserting in place thereof the following:—

5 ESSEX.

6 The first district court of Essex, held at Salem; Salem, Beverly,
7 Danvers, Hamilton, Middleton, Topsfield, Wenham and
8 Manchester.

9 The Central district court of northern Essex, held at Haverhill;
10 Haverhill, Groveland, Georgetown, Boxford and West Newbury;
11 the district court of Newburyport exercising concurrent jurisdic-
12 tion in West Newbury.

13 The district court of eastern Essex, held at Gloucester; Gloucester,
14 Rockport and Essex.

15 The district court of southern Essex, held at Lynn: Lynn,
16 Swampscott, Saugus, Marblehead and Nahant.

17 The district court of Lawrence, held at Lawrence and Methuen;
18 Lawrence, Andover, North Andover and Methuen.

19 The district court of Newburyport, held at Newburyport; Ames-
20 bury, Ipswich, Merrimac, Newburyport, Newbury, Rowley, Salis-
21 bury and West Newbury; the central district court of northern
22 Essex exercising concurrent jurisdiction in West Newbury.

23 The district court of Peabody, held at Peabody; Peabody and
24 Lynnfield.

1 SECTION 2. Section 79 of Chapter 218 is hereby further
2 amended by striking out section 79, as most recently amended by
3 section 225 of Chapter 478 of the acts of 1978, and inserting in
4 place thereof the following section:

5 *Section 79.* (1) The salary of the clerks of the following district
6 court divisions shall be paid by the commonwealth in accordance
7 with the schedule as set forth in paragraph (2):

8 Class I.

9 first district court of Barnstable
10 second district court of Barnstable
11 first district court of Bristol
12 second district court of Bristol
13 third district court of Bristol
14 fourth district court of Bristol
15 municipal court of Brookline
16 district court of Brockton
17 district court of Chelsea
18 district court of Chicopee
19 district court of Dukes county
20 first district court of Essex
21 district court of eastern Essex
22 district court of southern Essex
23 central district court of northern Essex
24 district court of Fitchburg
25 district court of Franklin
26 district court of eastern Hampden

- 27 district court of western Hampden
- 28 district court of Hampshire
- 29 district court of Holyoke
- 30 district court of Lawrence
- 31 district court of Leominster
- 32 district court of Lowell
- 33 district court of central Berkshire
- 34 district court of Marlborough
- 35 district court of central Middlesex
- 36 first district court of eastern Middlesex
- 37 second district court of eastern Middlesex
- 38 third district court of eastern Middlesex
- 39 fourth district court of eastern Middlesex
- 40 first district court of northern Middlesex
- 41 first district court of southern Middlesex
- 42 district court of Newburyport
- 43 district court of Newton
- 44 district court of Natick
- 45 district court of East Norfolk
- 46 district court of northern Norfolk
- 47 district court of southern Norfolk
- 48 district court of western Norfolk
- 49 district court of Peabody
- 50 second district court of Plymouth
- 51 third district court of Plymouth
- 52 fourth district court of Plymouth
- 53 first district court of northern Worcester
- 54 first district court of southern Worcester
- 55 municipal court of the Brighton district
- 56 municipal court of the Charlestown district
- 57 municipal court of the Dorchester district
- 58 municipal court of the East Boston district
- 59 municipal court of the Roxbury District
- 60 municipal court of the South Boston district
- 61 municipal court of the West Roxbury district
- 62 district court of Somerville
- 63 district court of Springfield

64 first district court of eastern Worcester
65 second district court of eastern Worcester
66 second district court of southern Worcester
67 third district court of southern Worcester
68 central district court of Worcester

69 Class II.

70 district court of northern Berkshire
71 district court of eastern Hampshire
72 district court of western Worcester
73 district court of southern Berkshire

74 Class III.

75 district court of eastern Franklin
76 district court of Winchendon
77 district court of Nantucket

78 (2) The clerk of a class I district court division shall receive as a
79 salary twenty-four thousand eight hundred and fifty-six dollars;
80 the clerk of a class II district court division shall receive as a salary
81 nineteen thousand and four hundred dollars and fifty cents; and
82 the clerk of a class III district court division shall receive as a salary
83 fifteen thousand four hundred and twenty-eight dollars.

84 The clerks in the district court department shall devote their
85 entire time during ordinary business hours to their respective
86 duties and shall not, directly or indirectly engage in the practice of
87 law.

88 The clerks in the district court department shall be entitled to
89 thirty days vacation and thirty days sick leave in each calendar
90 year. Vacation leave and sick leave not used in any such year may
91 be accumulated, provided that the number of vacation days so
92 accumulated shall not exceed sixty days and the total amount of
93 sick leave shall not exceed one hundred and eighty days.

1 SECTION 3. Section 79 of Chapter 218 is hereby further
2 amended by striking out section 79, as most recently amended by
3 section 226 of Chapter 478 of the acts of 1978, and inserting in
4 place thereof the following section:

5 *Section 79.* (1) The salary of the clerks of the following district
6 court divisions shall be paid by the commonwealth in accordance

7 with the schedule as set forth in paragraph (2):

8 Class I.

- 9 first district court of Barnstable
10 second district court of Barnstable
11 first district court of Bristol
12 second district court of Bristol
13 third district court of Bristol
14 fourth district court of Bristol
15 municipal court of Brookline
16 district court of Brockton
17 district court of Chelsea
18 district court of Chicopee
19 district court of Dukes county
20 first district court of Essex
21 district court of eastern Essex
22 district court of southern Essex
23 central district court of northern Essex
24 district court of Fitchburg
25 district court of Franklin
26 district court of eastern Hampden
27 district court of western Hampden
28 district court of Hampshire
29 district court of Holyoke
30 district court of Lawrence
31 district court of Leominster
32 district court of Lowell
33 district court of central Berkshire
34 district court of Marlborough
35 district court of central Middlesex
36 first district court of eastern Middlesex
37 second district court of eastern Middlesex
38 third district court of eastern Middlesex
39 fourth district court of eastern Middlesex
40 first district court of northern Middlesex
41 first district court of southern Middlesex
42 district court of Newburyport
43 district court of Newton

- 44 district court of Natick
 45 district court of East Norfolk
 46 district court of northern Norfolk
 47 district court of southern Norfolk
 48 district court of western Norfolk
 49 district court of Peabody
 50 second district court of Plymouth
 51 third district court of Plymouth
 52 fourth district court of Plymouth
 53 first district court of northern Worcester
 54 first district court of southern Worcester
 55 municipal court of the Brighton district
 56 municipal court of the Charlestown district
 57 municipal court of the Dorchester district
 58 municipal court of the East Boston district
 59 municipal court of the Roxbury district
 60 municipal court of the South Boston district
 61 municipal court of the West Roxbury district
 62 district court of Somerville
 63 district court of Springfield
 64 first district court of eastern Worcester
 65 second district court of eastern Worcester
 66 second district court of southern Worcester
 67 third district court of southern Worcester
 68 central district court of Worcester

69 Class II.

- 70 district court of northern Berkshire
 71 district court of southern Berkshire
 72 district court of eastern Hampshire
 73 district court of western Worcester

74 Class III.

- 75 district court of eastern Franklin
 76 district court of Winchendon
 77 district court of Nantucket

- 78 (2) The clerk of a Class I district court division shall receive as a
 79 salary twenty-eight thousand dollars; the clerk of a Class II district
 80 court division shall receive as a salary twenty-two thousand five

81 hundred dollars; and the clerk of a Class III district court division
82 shall receive as a salary twenty thousand dollars.

83 The clerks in the district court department shall devote their
84 entire time during ordinary business hours to their respective
85 duties and shall not, directly or indirectly, engage in the practice of
86 law.

87 The clerks in the district court department shall be entitled to
88 thirty days vacation and thirty days sick leave in each calendar
89 year. Vacation and sick leave not used in any such year may be
90 accumulated, provided that the number of vacation days so
91 accumulated shall not exceed sixty and the total amount of sick
92 leave shall not exceed sixty and the total amount of sick leave shall
93 not exceed one hundred and eighty days.

1 SECTION 4. Section 3 of this act shall take effect as of July 1,
2 1979.

