

By Mr. Frank of Boston, petition of William R. Celester and Barney Frank relative to changing the titles of certain officers of county correctional facilities. Counties.

The Commonwealth of Massachusetts

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

AN ACT CHANGING THE TITLES OF CERTAIN OFFICERS OF COUNTY CORRECTIONAL FACILITIES.

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 22 of chapter 35 of the General Laws is
2 hereby amended by striking out, in line 2, the word "masters" and
3 substituting therefor the word: — superintendents.

1 SECTION 2. Section 22A of chapter 35 of the General Laws is
2 hereby amended by striking out, in line 2, the word "masters" and
3 substituting therefor the word: — superintendents.

1 SECTION 3. Section 17 of chapter 137 of the General Laws, as
2 most recently amended by chapter 254 of the acts of 1977, is hereby
3 further amended by striking out the first paragraph and inserting in
4 place thereof the following paragraph: —
5 The salaries of sheriffs shall be paid by their respective counties
6 and shall, except as hereinafter provided, be in full compensation
7 for all services rendered both as sheriff and as superintendent or
8 keeper of the jail or house of correction. If a sheriff elects to act, or
9 his deputy acts, as superintendent or keeper of the jail or house of
10 correction and resides thereat, he shall be entitled to rent, heat and
11 light, and such subsistence as he may desire out to the regular
12 subsistence rations purchased for prisoners, together with such
13 other maintenance as may be determined from time to time by the
14 county personnel board:

1 SECTION 4. Chapter 126 of the General Laws is hereby
2 amended by inserting after section 8 the following section: —

3 *Section 8A.* The chief administrative officer of a house of cor-
4 rection shall be the superintendent. The superintendent, and any
5 deputy superintendents, shall be appointed by the sheriff, or in the
6 case of Suffolk County, by the Penal Commissioner of the City of
7 Boston, and shall serve at his pleasure, and shall not be subject to
8 the provisions of sections nine A and nine B of chapter thirty, or
9 chapter thirty-one.

1 SECTION 5. Section 2 of chapter 126 of the General Laws is
2 hereby amended by striking out, in line 2, the word “master” and
3 substituting therefor the word: — superintendent.

1 SECTION 6. Chapter 126 of the General Laws is hereby
2 amended by striking out section 16 and substituting therefor the
3 following section: —

4 *Section 16.* The sheriff shall have custody and control of the
5 jails in his county, and, except in Suffolk county, of the houses of
6 correction therein, and of all prisoners committed thereto, and
7 shall keep the same himself or by his deputy as jailer, superintend-
8 ent or keeper, and shall be responsible for them. The jailer, superin-
9 tendent or keeper shall appoint subordinate assistants, employees
10 and officers and shall be responsible for them. In Suffolk County
11 the penal institutions commissioner shall appoint a superintendent
12 of the house of correction, who shall hold office at the pleasure of
13 said commissioner. A sheriff, who acts as jailer, superintendent or
14 keeper, or a jailer, superintendent or keeper appointed by the
15 sheriff, before entering upon the performance of his duties as such,
16 and thereafter, at intervals of not more than one year, so long as he
17 continues so to act or to hold such office, as the case may be, shall
18 give the state treasurer a bond, with such sureties as the superior
19 court shall order and approve, conditioned faithfully to perform
20 his duties.

1 SECTION 7. Section 24 of chapter 126 of the General Laws is
2 hereby amended by striking out, in lines 1 and 6, the word “master”
3 and substituting therefor the word: — superintendent.

1 SECTION 8. Section 25 of chapter 126 of the General Laws is
2 hereby amended by striking out, in line 1, the word “master” and
3 substituting therefor the word: — superintendent.

1 SECTION 9. Section 26 of chapter 126 of the General Laws is
2 hereby amended by striking out, in line 8, the word “master” and
3 substituting therefor the word: — superintendent.

1 SECTION 10. Section 30 of chapter 126 of the General Laws is
2 hereby amended by striking out, in line 1, the word “masters” and
3 substituting therefor the word: — superintendents.

1 SECTION 11. Section 34 of chapter 126 of the General Laws is
2 hereby amended by striking out, in line 3, the word “master” and
3 substituting therefor the word: — superintendent.

1 SECTION 12. Section 2 of chapter 127 of the General Laws is
2 hereby amended by striking out, in line 2, the word “master.”

1 SECTION 13. Section 5 of chapter 127 of the General Laws is
2 hereby amended by striking out, in lines 1 and 11, the word
3 “master” and substituting therefor the word: — superintendent.

1 SECTION 14. Section 6 of chapter 127 of the General Laws is
2 hereby amended by striking out, in line 2, the word “master” and
3 substituting therefor the word: — superintendent.

1 SECTION 15. Section 8 of chapter 127 of the General Laws is
2 hereby amended by striking out, in lines 1, 6, 10, and 12, the word
3 “master” and substituting therefor the word: — superintendent.

1 SECTION 16. Section 9 of chapter 127 of the General Laws is
2 hereby amended by striking out, in line 1, the word “master.”

1 SECTION 17. Section 13 of chapter 127 of the General Laws is
2 hereby amended by striking out, in line 1, the word “master” and
3 substituting therefor the word: — superintendent.

1 SECTION 18. Section 16 of chapter 127 of the General Laws is
2 hereby amended by striking out, in line 2, the word "masters" and
3 substituting therefor the word: — superintendents.

1 SECTION 19. Section 21 of chapter 127 of the General Laws is
2 hereby amended by striking out, in line 7, the word "master" and
3 substituting therefor the word: — superintendent.

1 SECTION 20. Section 33 of chapter 127 of the General Laws is
2 hereby amended by striking out, in line 2, the word "masters" and
3 substituting therefor the word: — superintendents.

1 SECTION 21. Section 41 of chapter 127 of the General Laws is
2 hereby amended by striking out, in line 1, the word "master" and
3 substituting therefor the word: — superintendent.

1 SECTION 22. Section 51 of chapter 127 of the General Laws is
2 hereby amended by striking out, in line 2, the word "masters" and
3 substituting therefor the word: — superintendents.

1 SECTION 23. Section 52 of chapter 127 of the General Laws is
2 hereby amended by striking out, in lines 5 and 10, the word
3 "masters" and substituting therefor the word: — superintendents.

1 SECTION 24. Section 66A of chapter 127 of the General Laws
2 is hereby amended by striking out, in lines 5 and 6, the word
3 "master" and substituting therefor the word: — superintendent.

1 SECTION 25. Section 67 of chapter 127 of the General Laws is
2 hereby amended by striking out, in line 3, the word "master."

1 SECTION 26. Section 68 of chapter 127 of the General Laws is
2 hereby amended by striking out, in line 2, the word "master" and
3 substituting therefor the word: — superintendent.

1 SECTION 27. Section 69 of chapter 127 of the General Laws is
2 hereby amended by striking out, in line 1, the word "master."

1 SECTION 28. Section 71 of chapter 127 of the General Laws is
2 hereby amended by striking out, in line 13, the words "master or
3 deputy master" and substituting therefor the words: — superin-
4 tendents and deputy superintendents.

1 SECTION 29. Section 72 of chapter 127 of the General Laws is
2 hereby amended by striking out, in line 10, the word "master" and
3 substituting therefor the word: — superintendent.

1 SECTION 30. Chapter 127 of the General Laws is hereby
2 amended by striking out section 73 and substituting therefor the
3 following section: —

4 *Section 73.* The superintendent or keeper of any institution
5 named in section fifty-one may sue or be sued upon any contract or
6 purchase or sale made by him under sections fifty-one to seventy,
7 inclusive. No suit shall abate by reason of a vacancy in any such
8 office, but the successor of any such officer may, and upon motion
9 of the adverse party shall, prosecute or defend it. The superintend-
10 ent or keeper may submit a controversy relative to such contract or
11 an action thereon to the final determination of arbitrators or
12 referees, who shall, if the claim or suit is made or brought by or
13 against the superintendent of a correctional institution of the
14 commonwealth, be approved by the governor, or, if made or
15 brought by or against the superintendent or keeper of a jail, a house
16 of correction, or any other penal or reformatory institution, be
17 approved by the county commissioners.

1 SECTION 31. Section 87 of chapter 127 of the General Laws is
2 hereby amended by striking out, in line 10, the word "master."

1 SECTION 32. Section 88 of chapter 127 of the General Laws is
2 hereby amended by striking out, in line 7, the word "master."

1 SECTION 33. Section 93 of chapter 127 of the General Laws is
2 hereby amended by striking out, in lines 1 and 7, the word "master"
3 and substituting therefor the word: — superintendent.

1 SECTION 34. Section 129A of chapter 127 of the General
2 Laws is hereby amended by striking out, in line 15, the word
3 “master” and substituting therefor the word: — superintendent.

1 SECTION 35. Section 135 of chapter 127 of the General Laws
2 is hereby amended by striking out, in lines 1, 6, 17, and 18, the word
3 “master” and substituting therefor the word: — superintendent.

1 SECTION 36. Section 149A of chapter 127 of the General
2 Laws is hereby amended by striking out, in line 11, the word
3 “master” and substituting therefor the word: — superintendent.

1 SECTION 37. Section 151J of chapter 127 of the General Laws
2 is hereby amended by striking out, in line 12, the word “master.”

1 SECTION 38. Section 165 of chapter 127 of the General Laws
2 is hereby amended by striking out, in lines 1, 6, and 8, the word
3 “master” and substituting therefor the word: — superintendent.

1 SECTION 39. Section 26 of chapter 268 of the General Laws is
2 hereby amended by striking out, in line 5, the words “master or.”

1 SECTION 40. Section 28 of chapter 268 of the General Laws is
2 hereby amended by striking out, in line 5, the word “master.”

1 SECTION 41. Section 29 of chapter 268 of the General Laws is
2 hereby amended by striking out, in lines 1, 7, and 15, the word
3 “master” and substituting therefor the word: — superintendent.

1 SECTION 42. Section 31 of chapter 268 of the General Laws is
2 hereby amended by striking out, in line 10, the word “master.”

1 SECTION 43. Section 72A of chapter 277 of the General Laws
2 is hereby amended by striking out, in line 1, the word “master” and
3 substituting therefor the word: — superintendent.

1 SECTION 44. Section 40 of chapter 279 of the General Laws is
2 hereby amended by striking out, in lines 4 and 5, the word "master"
3 and substituting therefor the word: — superintendent.

1 SECTION 45. Section 8 of chapter 280 of the General Laws is
2 hereby amended by striking out, in line 3, the word "master" and
3 substituting therefor the word: — superintendent.

1 SECTION 46. Section 14 of chapter 280 of the General laws is
2 hereby amended by striking out, in line 2, the word "master" and
3 substituting therefor the word: — superintendent.

1 SECTION 47. Section 15 of chapter 280 of the General Laws is
2 hereby amended by striking out, in line 1, the word "master" and
3 substituting therefor the word: — superintendent.

