

By Mr. Pokaski of Boston, petition of Samuel E. Zoll and Daniel F. Pokaski that provision be made for the designation of first justices of the District Court Department. The Judiciary.

**The Commonwealth of Massachusetts**

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

AN ACT PROVIDING FOR THE DESIGNATION OF FIRST JUSTICES OF THE DISTRICT COURT DEPARTMENT.

*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 6 of chapter 218 of the General Laws, as  
2 most recently amended by chapter 478 of the acts of 1978, is hereby  
3 further amended by striking out the fourth paragraph of said  
4 section and inserting in place thereof the following paragraph: —

5 The administrative justice of the district court department shall  
6 designate a justice or special justice to be the first justice of each  
7 division. Said designee shall be selected from among all of the  
8 justices and special justices of the department, shall serve for a term  
9 of three years and shall be eligible to succeed himself. Citations,  
10 orders of notice, writs, executions and all other processes issued by  
11 the clerk of the division shall bear the teste of the first justice  
12 thereof or the administrative justice of the department. The first  
13 justice shall be the administrative head of his division, and without  
14 limiting the foregoing, shall appoint temporary clerks, court officers  
15 and probation officers, and shall approve the appointments of  
16 assistant clerks and of temporary assistant clerks, with all of such  
17 appointments subject to rejection for non-compliance by the chief  
18 administrative justice as provided in section eight of chapter two  
19 hundred and eleven B.

1 SECTION 2. Any justice or special justice who is serving as the  
2 first justice of a division on the effective date of this act shall  
3 continue to serve as first justice in accordance with the provisions

4 of law in effect immediately prior to the effective date of this act.  
5 Such first justice shall serve as first justice as long as he remains the  
6 senior justice in full-time service in the division in which he was  
7 appointed or until he informs the administrative justice of the  
8 district court department that he no longer wishes to serve as first  
9 justice, in which case the administrative justice shall designate a  
10 first justice in accordance with the provisions of section 1 of this  
11 act.

1 SECTION 3. Chapter five hundred twenty-seven of the acts of  
2 nineteen hundred and eighty is hereby repealed.