

HOUSE No. 849

By Mr. Brennan of Boston, petition of James M. Brennan for the repeal of the law requiring the Commissioners of Civil Service to act upon certain appointees of the mayor of the city of Boston. Civil Service.

The Commonwealth of Massachusetts

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

An Act repealing the Provisions of Law relating to the Approval or Rejection by the Division of Civil Service of Appointees of the Mayor of the City of Boston.

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 ten of chapter four hundred
2 and eighty-six of the acts of nineteen hundred and
3 nine, as amended by section one of chapter five hun-
4 dred and fifty of the acts of nineteen hundred and
5 twelve, is hereby further amended by striking out all
6 after the word "clerk" in the seventeenth line down
7 to and including the word "void" in the thirty-fifth
8 line,—so as to read as follows:—*Section 10.* In
9 making such appointments the mayor shall sign a
10 certificate in the following form:—

11 CERTIFICATE OF APPOINTMENT.

12 I appoint (Name of Appointee) to the position of
13 (Name of Office) and I certify that in my opinion he
14 is a recognized expert in the work which will devolve

15 upon him, and that I make the appointment solely in
16 the interest of the city.

17 Mayor.

18 or in the following form, as the case may be: —

19 CERTIFICATE OF APPOINTMENT.

20 I appoint (Name of Appointee) to the position of
21 (Name of Office) and I certify that in my opinion he
22 is a person specially fitted by education, training, or
23 experience to perform the duties of said office, and that
24 I make the appointment solely in the interest of the
25 city.

26 Mayor.

27 The certificate shall be filed with the city clerk.

28 If any charge imputing a crime or misdemeanor or
29 act of dishonesty to a nominee has been filed with the
30 civil service commission, which charge if proved would,
31 in the opinion of the commission, affect the fitness of
32 the nominee for the office in question, the commission
33 shall immediately notify the nominee in writing, stat-
34 ing that such charge has been made and that the
35 nominee has a right to a hearing. At the hearing the
36 charge shall be stated to the nominee, but the source
37 thereof shall not be revealed unless the commission
38 votes so to do. The nominee shall have the privilege
39 of being represented by counsel at the hearing, and
40 shall be given full opportunity to introduce evidence
41 to explain or refute the charge.

1 SECTION 2. Section eleven of chapter four hundred
2 and eighty-six of the acts of nineteen hundred and nine
3 is hereby repealed.

