

HOUSE No. 3043

By Mr. Kuss of Fall River, petition of Matthew J. Kuss and another for legislation relative to the service of police officers in cities and towns other than those in which they are regularly employed or in adjoining states. Public Safety.

The Commonwealth of Massachusetts

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

AN ACT RELATIVE TO THE SERVICE OF POLICE OFFICERS IN OTHER CITIES AND TOWNS IN THE COMMONWEALTH OR IN ANY ADJOINING STATES.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 41 of the General Laws is hereby amended by striking
2 out section 99, as most recently amended by chapter 53 of the acts
3 of 1958, and inserting in place thereof the following section: —

4 *Section 99.* The mayor, selectmen, chief of police, or person
5 however designated having the duties of a chief of police, or, in
6 the absence of the chief of police or of such person, the command-
7 ing officer, may, upon the requisition of the mayor or chief of
8 police or selectmen of another city or town in this commonwealth
9 or in any adjoining state, authorize their police department to
10 go to the aid of another city or town in this commonwealth or
11 in any adjoining state, in an existing or pending emergency, for
12 the performance of proper police duties.

13 They shall have the authority of constables and police officers
14 within the limits of such city or town, except as to the service of
15 civil process, and, while exercising such authority within such
16 limits, shall have the same immunities and privileges as when
17 acting within their respective cities and towns.

18 Any city or town in this commonwealth aided under and in
19 accordance with this section shall compensate any city or town

20 in this commonwealth or in an adjoining state for rendering aid
21 as aforesaid for the whole or any part of any damage to its
22 property sustained in the course of rendering the aid and shall
23 reimburse it in whole or in part of any necessary traveling ex-
24 penses incurred, and for any payments lawfully made to any
25 member of its police department, or to his widow or other de-
26 pendents on account of injuries or death by him in the course of
27 rendering aid as aforesaid or of death resulting from such injuries.
28 The words "police department" as used in this section shall
29 mean lawfully organized police departments, however con-
30 stituted.

31 The auxiliary police originally organized by civil defense
32 agencies under state or federal civil defense laws shall not be
33 called on for service as such, in adjoining states, in connection
34 with this type of duty.