

By Mr. Cole of Lexington, petition of the Board of Directors of the Massachusetts Bay Transportation Authority and Lincoln P. Cole, Jr., that provision be made for the establishment of a police department by said authority. Transportation.

**The Commonwealth of Massachusetts**

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

AN ACT PROVIDING FOR THE ESTABLISHMENT OF A POLICE DEPARTMENT BY THE MASSACHUSETTS BAY TRANSPORTATION AUTHORITY.

*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. There shall be established by the Massachusetts  
2 Bay Transportation Authority, hereinafter called the Authority,  
3 a police department to be under the supervision of a police officer  
4 to be known as the chief of police. The board of directors of the  
5 Authority shall appoint such chief of police and such other police  
6 officers as they deem necessary, to serve at the pleasure of said  
7 board. Such police officers shall have, within the territorial  
8 limits of the Authority, the powers and duties which are con-  
9 ferred or imposed upon police officers of cities and towns under  
10 the provisions of section ninety-eight of chapter forty-one of the  
11 General Laws, and shall have the powers and duties which are  
12 conferred or imposed upon police officers under section ninety-  
13 three of chapter one hundred and fifty-nine of the General Laws  
14 to the same extent as though they had been appointed on peti-  
15 tion of the Authority pursuant to the provision of section nine L  
16 of chapter twenty-two of the General Laws, and the provisions  
17 of said section ninety-eight, as amended, and of said section  
18 ninety-three, as amended, shall apply to such police officers in  
19 the exercise of the aforesaid powers and duties.

20 Such police officers shall not engage in the administrative  
21 activities of the Authority with reference to other employees of  
22 the Authority except as required in the exercise of their powers  
23 and duties as police officers and in the protection of persons and  
24 property.

1 SECTION 2. The chief of police of the Authority or, in the  
2 absence of the chief of police, a person designated by the board  
3 of directors of the Authority to act in his stead may, upon the  
4 requisition of the mayor or chief of police or selectmen of a city  
5 or town or person however designated having the duties of  
6 chief of police, or, in the absence of the chief of police or of such  
7 person, the commanding officer, provide police officers who shall  
8 have the authority of constables and police officers within the  
9 limits of such city or town, except as to the service of civil  
10 process, and, while exercising such authority within such limits  
11 shall have the same immunities and privileges as when acting  
12 within the limits of the Authority; and the Authority shall be  
13 entitled to receive from such city or town the amount paid to  
14 them for their services including their necessary traveling ex-  
15 penses.

16 The mayor, selectman or chief of police of a city or town or  
17 person however designated having the duties of chief of police,  
18 or, in the absence of the chief of police or of such person, the  
19 commanding officer, may, upon requisition of the board of di-  
20 rectors of the Authority or chief of police of the Authority or,  
21 in the absence of the chief of police, a person designated by the  
22 board of directors to act in his stead, provide police officers who  
23 shall have the authority of constables and police officers within  
24 the limits of the Authority, except as to the service of civil  
25 process, and while exercising such authority within the limits  
26 of the Authority, shall have the same immunities and priv-  
27 ileges as when acting within their respective cities and towns;  
28 and the city or town providing such officers shall be entitled to  
29 receive from the Authority the amount paid to them for their  
30 services including their necessary traveling expenses.

1 SECTION 3. A person arrested by a police officer of the Au-  
2 thority shall be taken to a police station or other place of law-  
3 ful detention within twenty-four hours after the time of such

4 arrest, Sunday excepted, in the city or town where the arrest is  
5 made or where the car, vehicle, bus or train next stops or in any  
6 city or town of the same or adjoining county through which the  
7 car, vehicle, bus or train passes after the arrest. Complaint  
8 shall be made by the arresting officer against the person ar-  
9 rested for the offense for which he was arrested to a district  
10 court and such court shall have jurisdiction of the case.

1 SECTION 4. Sections nine L, nine M, and nine N, of chapter  
2 twenty-two of the General Laws and sections ninety-two, ninety-  
3 four and ninety-five of chapter one hundred and fifty-nine of the  
4 General Laws shall not apply to the police department of the  
5 Authority established by this act or to the police officers ap-  
6 pointed pursuant thereto.

1 SECTION 5. No starter or inspector employed by the Massa-  
2 chusetts Bay Transportation Authority on the effective date of  
3 this act shall be deprived of employment with said Authority be-  
4 cause of the creation of the police department established by  
5 this act.

