

By Mr. Hickey of Cambridge, petition of Doris Y. DeHaven, Timothy W. Hickey and others relative to the membership of a county employee on the County Personnel Board. Counties.

The Commonwealth of Massachusetts

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

AN ACT TO PROVIDE FOR MEMBERSHIP OF A COUNTY EMPLOYEE ON THE COUNTY PERSONNEL BOARD.

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 48 of chapter 35 of the General Laws is hereby
2 amended by striking out said section and inserting in place
3 thereof the following:—

4 *Section 48.* There is hereby established a county personnel
5 board, in this and the eight following sections called the board,
6 consisting of two county commissioners members and one
7 county employee member; one of said commissioners to be
8 elected by and from the county commissioners of Berkshire,
9 Essex, Franklin, Hampden, Hampshire and Worcester coun-
10 ties; and one to be elected by and from the county commission-
11 ers of Barnstable, Bristol, Middlesex, Norfolk and Plymouth
12 counties, provided that in the election of such member from the
13 last named counties, the chairman of the county commission-
14 ers of each of the counties of Nantucket and Dukes County
15 shall be entitled to one vote. The commissioner first elected
16 from the county commissioners of Berkshire, Essex, Franklin,
17 Hampden, Hampshire and Worcester counties shall serve for
18 a term of one year, and the commissioner first elected from
19 the county commissioners of Barnstable, Bristol, Middlesex,
20 Norfolk and Plymouth counties shall serve for a term of two
21 years. The members first elected as aforesaid shall be elected
22 not later than the first day of September, nineteen hundred
23 and sixty-seven, and their several terms shall run from said
24 date. The county employee member of the board shall be

25 elected not later than August one, nineteen hundred and sixty-
26 seven and shall serve for a term of three years beginning Sep-
27 tember one, nineteen hundred and sixty-seven.

28 On or before June one, nineteen hundred and sixty-seven
29 the director of accounts shall cause to be posted in the supe-
30 rior court house in each county in the commonwealth a notice
31 for the election of a county employee to membership on the
32 board to be held not later than August one, nineteen hundred
33 and sixty-seven. Each candidate for nomination shall be re-
34 quired to obtain, on forms provided by the director, fifty sig-
35 natures of county employees endorsing his candidacy. The
36 forms shall specify that the signatories thereto have not sub-
37 scribed to more than one candidate. Such notice shall contain
38 the time and date when nomination papers shall be filed and
39 such other information as the director may consider appro-
40 priate. On or before July ten, nineteen hundred and sixty-seven
41 the director shall determine the qualifications of the nominees
42 and shall mail a ballot, with two envelopes enclosed, to each
43 county officer and employee appearing on the official roster kept
44 by him in accordance with General Laws, chapter thirty-five,
45 section fifty, subdivision (c). The ballot shall list the nominees
46 and contain instructions to the voter to seal his completed bal-
47 lot in the colored envelope and place it in the white addressed
48 envelope and mail it to the director after writing his personal
49 signature and address in the upper left hand corner. The bal-
50 lot shall contain specified date on or before which the ballot
51 must be received by the director. The director, in the presence
52 of the candidates who choose to be there, shall count the bal-
53 lots, and after completing the count, shall declare the winner.
54 A record, attested to by the director of the result of the elec-
55 tion shall be filed in the office of the director and shall be a
56 public record. On or before August first of the year in which
57 the term of a commissioner member of the board will expire,
58 his successor shall be elected in the same manner at a time and
59 place, to be designated by the director, to serve for a term of
60 three years from the first day of the September following. On
61 or before August first of the year in which the term of the
62 county employee member of the board will expire, his successor
63 shall be elected in the same manner at a time and place to be
64 designated by the director to serve for a term of three years
65 from the first day of the September following. The retirement

66 of any member of the board as a county commissioner or as a
67 county employee shall thereupon create a vacancy in the board.
68 All vacancies in the board shall be filled in the same manner
69 as the original election for the unexpired term, and all mem-
70 bers elected to said board shall serve until the qualification
71 of their respective successors. Each member of the board shall
72 receive as compensation the sum of twenty dollars for each
73 day's attendance on board meetings, in addition to his salary
74 as county commissioner or county employee, and shall be re-
75 imburSED for expenses actually incurred in the transaction of
76 the business of the board; provided that the total amount paid
77 for compensation as aforesaid shall not exceed one thousand
78 dollars annually.

79 In the case of the absence or disability of a commissioner
80 member of the board the other members may designate an act-
81 ing member from among the county commissioners of the coun-
82 ties represented by such commissioner member, or, in the case
83 of the absence or disability of the county employee member
84 of the board the other members may designate an acting mem-
85 ber from among the county employees of the county of which
86 the absent or disabled county employee member is an employee,
87 to serve during his absence or disability, and such acting mem-
88 ber shall receive compensation at the same rate as a member
89 of the board.

