

By Mr. LoPresti, a petition (accompanied by bill, Senate. No. 1603) of Michael LoPresti, Jr., for legislation to establish adequate compensation for the Massachusetts Trial Court. The Judiciary.

The Commonwealth of Massachusetts

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

AN ACT TO ESTABLISH ADEQUATE COMPENSATION FOR THE MASSACHUSETTS TRIAL COURT.

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. Chapter 211B of the General Laws is hereby
2 amended by striking out paragraphs one, two and three of
3 section 4 thereof and inserting in place thereof the following:

4 The salaries of the justices of the Trial Court shall be paid
5 by the Commonwealth. Each associate justice shall receive as
6 a salary fifty-one thousand and five hundred dollars.

7 The administrative justices for the several departments
8 shall receive as a salary fifty-three thousand and five hundred
9 dollars.

10 The chief administrative justice shall receive as a salary
11 fifty-six thousand dollars.

1 SECTION 2. Section 22 of Chapter 211 of the General Laws
2 is hereby amended by striking out the first sentence, and in-
3 serting in place thereof the following sentence: —

4 The chief justice of the court shall receive a salary of sixty-
5 one thousand and five hundred dollars, and each associate
6 justice, a salary of fifty-nine thousand five hundred dollars;
7 and they all shall annually receive from the Commonwealth,
8 upon certification of the chief justice, the amount of expenses
9 incurred by them in the discharge of their duties.

1 SECTION 3. Section two of Chapter 211A of the General
2 Laws is amended by striking out the first sentence and in-
3 serting in place thereof the following sentence: The chief jus-
4 tice shall receive a salary of fifty-six thousand dollars and

5 each associate justice a salary of fifty-four thousand dollars;
6 and they shall all annually receive, upon certification of the
7 chief justice, the amount of expenses incurred by them in the
8 discharge of their duties.

1 SECTION 4. Chapter 185 of the General Laws is hereby
2 amended by striking out the first paragraph of section 14 and
3 inserting in place thereof the following: — The salaries of the
4 following shall be paid by the Commonwealth as follows: —
5 recorder — forty-one thousand dollars
6 deputy recorder and chief title examiner — a sum equiva-
7 lent to eighty-seven and one half per cent of the salary of
8 the recorder
9 first assistant clerk — a sum equivalent to eighty per cent
10 of the salary of the recorder
11 title examiner and assistant clerks — a sum equivalent to
12 seventy-five per cent of the salary of the recorder.

1 SECTION 5. Chapter 218 of the General Laws is hereby
2 amended by striking out the first sentence of subsection (2)
3 of section seventy-nine and inserting in place thereof the fol-
4 lowing: — The clerk of a Class I district court division shall
5 receive as a salary forty-one thousand dollars, the clerk of a
6 Class II district court shall receive as a salary thirty-five
7 thousand dollars and the clerk of a Class III district court
8 shall receive as a salary thirty-three thousand dollars.

1 SECTION 6. Chapter 217 of the General Laws is hereby
2 amended by striking out section 35A and inserting in place
3 thereof the following section: —
4 The salaries of the registers of probate and family court
5 department shall be paid by the Commonwealth and shall be
6 as follows: — All registers of probate and family court de-
7 partments shall receive as a salary forty-one thousand dol-
8 lars except the registers of probate and family court depart-
9 ment of the Dukes and Nantucket divisions shall receive
10 twenty-four thousand dollars. The said registers shall devote
11 their entire time during business hours to their respective
12 duties and shall not directly or indirectly engage in the prac-
13 tice of law.

1 SECTION 7. Chapter 217 of the General Laws is hereby
2 amended by striking out section 35B and inserting in place
3 thereof the following section: —

4 The salary of a first assistant register of probate shall be
5 a sum equivalent to eighty-seven and one half percent of the
6 salary of the register in his division, and all other assistant
7 registers shall receive as a salary a sum equivalent to eighty-
8 five percent of the salary of the register in his division.

1 SECTION 8. Chapter 221 of the General Laws is amended
2 by striking out section 94 and inserting in place thereof the
3 following section: —

4 Except as provided in section ninety-three and except as
5 otherwise provided, the salaries of the clerks of the courts and
6 their assistants and the clerk of the supreme judicial court
7 department for criminal business in Suffolk County and his
8 assistants, the clerk of the superior court department for civil
9 business in Suffolk county and his assistants shall be paid by
10 the Commonwealth, and shall be as

11 SUPREME JUDICIAL COURT FOR
12 SUFFOLK COUNTY

13 Clerk. — A sum equivalent to seventy-five per cent of the
14 salary of an associate justice of the supreme judicial court.

15 First Assistant Clerk. — A sum equivalent to seventy per
16 cent of the salary of an associate justice of the supreme
17 judicial court.

18 Second Assistant Clerk. — A sum equivalent to seventy per
19 cent of the salary of an associate justice of the supreme
20 judicial court.

21 Third Assistant Clerk. — A sum equivalent to sixty per
22 cent of the salary of an associate justice of the supreme
23 judicial court.

24 SUPERIOR COURT DEPARTMENT FOR
25 CRIMINAL BUSINESS IN THE COUNTY OF SUFFOLK

26 Clerk. — Forty-two thousand dollars.

27 First Assistant Clerk (so designated by the clerk) — A sum
28 equivalent to eighty-seven and one-half per cent of the salary
29 of the clerk.

30 Second Assistant Clerk (so designated by the clerk). — A
31 sum equivalent to eighty-five per cent of the salary of the
32 clerk.

33 All other Assistant Clerks. — A sum equivalent to seventy-
34 five per cent of the salary of the clerk.

35 SUPERIOR COURT DEPARTMENT FOR CIVIL BUSINESS
36 IN THE COUNTY OF SUFFOLK

37 Clerk. — Forty-two thousand dollars. The clerk shall have
38 and perform the duties as clerk pertaining to proceedings in
39 which equitable relief is sought in the superior court depart-
40 ment in his county and as clerk for said department when
41 court is sitting in Boston for the hearing of causes from any
42 other county. He shall receive as salary therefor an amount
43 equal to ten per cent of and in addition to his regular salary.

44 First Assistant Clerk (so designated by the clerk). — A
45 sum equivalent to eighty-seven and one-half per cent of the
46 salary of the clerk.

47 Second Assistant Clerk (so designated by the clerk). — A
48 sum equivalent to eighty-five per cent of the salary of the
49 clerk.

50 Assistant clerk (so designated by the clerk, in addition to
51 such other duties as the clerk may assign, to assist said clerk
52 in the performance of the duties of said clerk pertaining to
53 proceedings in which equitable relief is sought when court is
54 sitting in Boston for the hearing of causes from any other
55 county) — A sum equivalent to eighty per cent of the salary
56 of the clerk.

57 All other Assistant Clerks. — A sum equivalent to seventy-
58 five per cent of the salary of the clerk.

59 In all other counties, the salaries of the clerks of the courts
60 shall be as follows: —

61 Middlesex, Essex, Worcester, Norfolk, Hampden, Bristol and
62 Plymouth — Forty-one thousand dollars;

63 Berkshire, Hampshire, Barnstable and Franklin — Thirty-
64 five thousand dollars;

65 Dukes and Nantucket — Twenty-four thousand dollars.

66 Assistant clerk in such other counties shall receive salaries
67 as follows: —

68 Middlesex. First assistant clerk; eighty-seven and one-half
69 per cent of the salary of the clerk.

70 Second assistant clerk; eighty-five per cent of the salary
71 of the clerk.

72 Hampden — First assistant clerk; eighty-two per cent of
73 the salary of the clerk.

74 Bristol — First assistant clerk; eighty-two per cent of the
75 salary of the clerk.

76 Plymouth — First assistant clerk; eighty-five per cent of
77 the salary of the clerk.

78 Barnstable — First assistant clerk; eighty-five per cent of
79 the salary of the clerk.

80 Franklin — First assistant clerk; eighty-five per cent of
81 the salary of the clerk.

82 In all other counties, except Suffolk, the first assistant clerk
83 shall receive as a salary a sum equivalent to eighty-seven and
84 one-half per cent of the salary of the clerk; and, except as
85 otherwise provided herein, all other assistant clerks shall re-
86 ceive as a salary a sum equivalent to seventy-five per cent of
87 the salary of the clerk.



