

HOUSE No. 1527

By Mr. Coady of Cambridge, petition of William V. Ward and Thomas F. Coady, Jr., for protection of incumbents of certain state offices during reclassification of positions under the civil service laws. Civil Service.

The Commonwealth of Massachusetts

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

AN ACT RELATIVE TO PROTECTING INCUMBENTS OF POSITIONS WHEN RECLASSIFICATION BECOMES NECESSARY IN THE OFFICIAL SERVICE OF THE COMMONWEALTH.

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

- 1 General Laws, chapter thirty-one, section fifteen,
- 2 sub-paragraph (a) is hereby repealed by striking out
- 3 said sub-paragraph (a) in its entirety and inserting in
- 4 place thereof the following:—
- 5 (a) An appointing authority, with the approval of
- 6 the director, may promote in the same department or
- 7 division of a department in the official service an em-
- 8 ployee in one grade to the next higher grade as de-
- 9 termined by the director; provided, that such em-
- 10 ployee has been employed at least three years in the
- 11 lower grade, is the oldest employee, the second oldest
- 12 employee or the third oldest employee in length of
- 13 service who is willing to accept, and that such em-

14 ployee passes a qualifying examination prescribed by
15 the director; provided, however, that when all per-
16 sons employed in positions in the same grade or class
17 and in the same department are reclassified so as to
18 place such positions in a higher grade or class, no
19 qualifying examination shall be required of the in-
20 cumbents of such positions who have qualified previ-
21 ously for such position prior to such reclassification.