

# HOUSE . . . . No. 418

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Bill accompanying the petition of Clifford H. Dickson and others for legislation relative to removals, suspensions, reductions and transfers in the classified civil service. Public Service. January 20.

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## The Commonwealth of Massachusetts.

In the Year One Thousand Nine Hundred and Ten.

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### AN ACT

To provide a Right of Appeal in Cases of Removal and Suspension from Office and Employment in the Classified Civil Service.

*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. Every person holding office or employ-  
2 ment in the public service of the commonwealth, or in any  
3 county, city or town thereof, classified under the civil ser-  
4 vice rules of the commonwealth shall, whenever removed,  
5 lowered in rank or compensation, suspended, or without  
6 his consent transferred from such office or employment  
7 to any other, have the right to appeal therefrom in the  
8 manner herein set forth. Notice of appeal under this  
9 act must be given in writing by the party aggrieved to the

10 removing officer or board within ten days from the date  
11 of the removal complained of, and said notice, together  
12 with copies of the charges and of all papers in connection  
13 with the removal hearing shall be at once transmitted to  
14 the appeal board constituted hereunder. The appellant  
15 shall be entitled to a public hearing and may be repre-  
16 sented by counsel.

1 SECTION 2. In case the appellant is an employee of the  
2 commonwealth, the public hearing upon his appeal shall  
3 be held before the State Board of Conciliation and Arbi-  
4 tration sitting as a board of appeal. In case the appellant  
5 is an employee of a city, the public hearing shall be before  
6 a board of appeal created in accordance with section three  
7 of this act. In case the appellant is an employee of a  
8 town, the public hearing shall be before the selectmen of  
9 the town, and the decision of the State Board of Concilia-  
10 tion and Arbitration acting as a board of appeal, or of the  
11 board of appeal created by this act, or of the selectmen  
12 acting under and by virtue of the terms of this act, shall  
13 be final and conclusive.

1 SECTION 3. Within thirty days after the passage of  
2 this act and during the month of January each year there-  
3 after, the mayor of each city within the commonwealth  
4 shall appoint two members of the city council, one from  
5 each of the two leading political parties whenever more  
6 than one party is represented in such city council, who,  
7 with the mayor, shall act as a board of appeal for the  
8 purposes of this act; such board of appeal shall serve with-  
9 out compensation of any kind.

1 SECTION 4. The provisions of this act shall in all cases  
2 be construed to constitute additional rights, privileges, and

3 remedies to those now held by statute and otherwise, by  
4 persons in the public service classified under the civil ser-  
5 vice rules of the commonwealth and shall not be construed  
6 in any respect to curtail any rights, privileges or remedies  
7 now enjoyed, or which may be hereafter enjoyed, by any  
8 person under the provisions of any act or resolve.

1 SECTION 5. This act shall take effect upon its passage.

