

By Mr. Angelo of Saugus, petition of the Professional Fire Fighters of Massachusetts and Steven Angelo for legislation to further regulate eligibility lists for certain civil service examinations. Public Service.

The Commonwealth of Massachusetts

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

AN ACT FURTHER REGULATING ELIGIBILITY LISTS FOR CERTAIN CIVIL SERVICE EXAMINATIONS.

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

1 Chapter 527 of the Acts of 1985 is hereby amended by striking
2 out section twelve (12) and section thirteen (13), in their entirety,
3 and substituting the following: —

4 Section 12. The administrator shall establish, maintain and
5 revise lists of persons who are eligible for appointment to posi-
6 tions in the official service. The names of such persons shall be
7 arranged on each such list, subject to the provisions of section
8 twenty-six, where applicable, in the order of their marks on the
9 examination based upon which the list is established.

10 Section 13. Persons on an eligible list shall be eligible for certi-
11 fication from such list for a period not to exceed two years unless
12 one of the following exceptions applies:

13 (1) such eligibility is extended by law because such persons are
14 in the military or naval service; (2) the administrator is
15 temporarily enjoined by a court order from certifying names from
16 an eligible list, in which case eligibility of persons on such list
17 shall be extended for a period equal to the duration of such order;
18 (3) the administrator determines that the public convenience
19 requires an extension of eligibility, in which case eligibility of all
20 persons on such list shall be extended until such time as a new eli-
21 gible list is established for the same position for which the origi-
22 nal list was established or (4) the administrator re-establishes an

23 expired eligible list pursuant to the provisions of the following
24 paragraph: —

25 The administrator shall re-establish the eligibility of all persons
26 on an eligible list for a position in a departmental unit in order to
27 fill a vacancy in such position which occurs as a result of a death
28 or retirement if such persons were eligible to be certified for
29 appointment to such position at the time such vacancy occurred
30 and requisition to fill such vacancy is made not later than six
31 months after such death or retirement. At no time shall an eligible
32 list in the official service be merged with a preceding eligible list.