

By Mr. Flaherty of Boston, petition of Nicholas J. Costello, Sharon M. Pollard and Michael F. Flaherty for legislation to consolidate the Second District Court of Essex and the Third District Court of Essex into the District Court of Newburyport, and reclassifying the District Court of Newburyport from Class III to Class I. The Judiciary.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Eighty.

AN ACT CONSOLIDATING THE SECOND DISTRICT COURT OF ESSEX AND THE THIRD DISTRICT COURT OF ESSEX INTO THE DISTRICT COURT OF NEWBURYPORT, AND RECLASSIFYING THE DISTRICT COURT OF NEWBURYPORT FROM CLASS III TO CLASS I.

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. Section 1 of Chapter 218 of the General Laws, as
2 most recently amended by Chapter 478 of the Acts of 1978, is
3 hereby further amended by striking out all under the caption
4 "Essex" and inserting in place thereof the following:

5 ESSEX

6 The first district court of Essex, held at Salem: Salem, Beverly,
7 Danvers, Hamilton, Middleton, Topsfield, Wenham and Man-
8 chester.

9 The Central district court of northern Essex, held at Haverhill:
10 Haverhill, Groveland, Georgetown, Boxford and West Newbury;
11 the district court of Newburyport exercising concurrent jurisdic-
12 tion in West Newbury.

13 The district court of eastern Essex, held at Gloucester: Glouces-
14 ter, Rockport and Essex.

15 The district court of southern Essex, held at Lynn: Lynn,
16 Swampscott, Saugus, Marblehead and Nahant.

17 The district court of Lawrence, held at Lawrence and Methuen:
18 Lawrence, Andover, North Andover and Methuen.

19 The district court of Newburyport, held at Newburyport: Ames-
20 bury, Ipswich, Merrimac, Newburyport, Newbury, Rowley, Salis-
21 bury and West Newbury; the central district court of northern
22 Essex exercising concurrent jurisdiction in West Newbury.

23 The district court of Peabody, held at Peabody: Peabody and
24 Lynnfield.

1 SECTION 2. Section 79 of Chapter 218 is hereby further
2 amended by striking out section 79, as most recently amended by
3 section 225 of Chapter 478 of the acts of 1978, and inserting in place
4 thereof the following section:

5 *Section 79.* (1) The salary of the clerks of the following district
6 court divisions shall be paid by the commonwealth in accordance
7 with the schedule as set forth in paragraph (2):

8 Class I. first district court of Barnstable
9 second district court of Barnstable
10 first district court of Bristol
11 second district court of Bristol
12 third district court of Bristol
13 fourth district court of Bristol
14 municipal court of Brookline
15 district court of Brockton
16 district court of Chelsea
17 district court of Chicopee
18 district court of Dukes county
19 first district court of Essex
20 district court of eastern Essex
21 district court of southern Essex
22 central district court of northern Essex
23 district court of Fitchburg
24 district court of Franklin
25 district court of eastern Hampden
26 district court of western Hampden
27 district court of Hampshire
28 district court of Holyoke
29 district court of Lawrence
30 district court of Leominster
31 district court of Lowell

- 32 district court of central Berkshire
33 district court of Marlborough
34 district court of central Middlesex
35 first district court of eastern Middlesex
36 second district court of eastern Middlesex
37 fourth district court of eastern Middlesex
38 first district court of northern Middlesex
39 first district court of southern Middlesex
40 district court of Newburyport
41 district court of Newton
42 district court of Natick
43 district court of East Norfolk
44 district court of northern Norfolk
45 district court of southern Norfolk
46 district court of western Norfolk
47 district court of Peabody
48 second district court of Plymouth
49 third district court of Plymouth
50 fourth district court of Plymouth
51 first district court of northern Worcester
52 first district court of southern Worcester
53 municipal court of the Brighton district
54 municipal court of the Charlestown district
55 municipal court of the Dorchester district
56 municipal court of the East Boston district
57 municipal court of the Roxbury district
58 municipal court of the South Boston district
59 municipal court of the West Roxbury district
60 district court of Somerville
61 district court of Springfield
62 first district court of eastern Worcester
63 second district court of eastern Worcester
64 second district court of southern Worcester
65 third district court of southern Worcester
66 central district court of Worcester
67 Class II. district court of northern Berkshire
68 district court of eastern Hampshire
69 district court of western Worcester
70 district court of southern Berkshire

71 Class III. district court of eastern Franklin
72 district court of Winchendon
73 district court of Nantucket

74 (2) The clerk of a class I district court division shall receive as a
75 salary twenty-four thousand eight hundred and fifty-six dollars,
76 the clerk of a class II district court division shall receive as a salary
77 nineteen thousand and four dollars and fifty cents; and the clerk of
78 a class III district court division shall receive as a salary fifteen
79 thousand four hundred and twenty-eight dollars.

80 The clerks in the district court department shall devote their
81 entire time during ordinary business hours to their respective
82 duties and shall not, directly or indirectly, engage in the practice of
83 law.

84 The clerks in the district court department shall be entitled to
85 thirty days vacation and thirty days sick leave in each calendar
86 year. Vacation leave and sick leave not used in any such year may
87 be accumulated, provided that the number of vacation days so
88 accumulated shall not exceed sixty days and the total amount of
89 sick leave shall not exceed one hundred and eighty days.

1 SECTION 3. Section 79 of Chapter 218 is hereby further
2 amended by striking out section 79, as most recently amended by
3 section 226 of Chapter 478 of the acts of 1978, and inserting in place
4 thereof the following section:

5 *Section 79.* (1) The salary of the clerks of the following district
6 court divisions shall be paid by the commonwealth in accordance
7 with the schedule as set forth in paragraph (2):

8 Class I. first district court of Barnstable
9 second district court of Barnstable
10 first district court of Bristol
11 second district court of Bristol
12 third district court of Bristol
13 fourth district court of Bristol
14 municipal court of Brookline
15 district court of Brockton
16 district court of Chelsea
17 district court of Chicopee
18 district court of Dukes county
19 first district court of Essex

- 20 district court of eastern Essex
- 21 district court of southern Essex
- 22 central district court of northern Essex
- 23 district court of Fitchburg
- 24 district court of Franklin
- 25 district court of eastern Hampden
- 26 district court of western Hampden
- 27 district court of Hampshire
- 28 district court of Holyoke
- 29 district court of Lawrence
- 30 district court of Leominster
- 31 district court of Lowell
- 32 district court of central Berkshire
- 33 district court of Marlborough
- 34 district court of central Middlesex
- 35 first district court of eastern Middlesex
- 36 second district court of eastern Middlesex
- 37 third district court of eastern Middlesex
- 38 fourth district court of eastern Middlesex
- 39 first district court of northern Middlesex
- 40 first district court of southern Middlesex
- 41 district court of Newburyport
- 42 district court of Newton
- 43 district court of Natick
- 44 district court of East Norfolk
- 45 district court of northern Norfolk
- 46 district court of southern Norfolk
- 47 district court of western Norfolk
- 48 district court of Peabody
- 49 second district court of Plymouth
- 50 third district court of Plymouth
- 51 fourth district court of Plymouth
- 52 first district court of northern Worcester
- 53 first district court of southern Worcester
- 54 municipal court of the Brighton district
- 55 municipal court of the Charlestown district
- 56 municipal court of the Dorchester district
- 57 municipal court of the East Boston district
- 58 municipal court of the Roxbury district
- 59 municipal court of the South Boston district

- 60 municipal court of the West Roxbury district
61 district court of Somerville
62 district court of Springfield
63 first district court of eastern Worcester
64 second district court of eastern Worcester
65 second district court of southern Worcester
66 central district court of Worcester
67 Class II. district court of northern Berkshire
68 district court of southern Berkshire
69 district court of eastern Hampshire
70 district court of western Worcester
71 Class III. district court of eastern Franklin
72 district court of Winchendon
73 district court of Nantucket

74 (2) The clerk of a Class I district court division shall receive as a
75 salary twenty-eight thousand dollars; the clerk of a Class II district
76 court division shall receive as a salary twenty-two thousand five
77 hundred dollars; and the clerk of a Class III district court division
78 shall receive as a salary twenty thousand dollars.

79 The clerks in the district court department shall devote their
80 entire time during ordinary business hours to their respective
81 duties and shall not, directly or indirectly, engage in the practice of
82 law.

83 The clerks in the district court department shall be entitled to
84 thirty days vacation and thirty days sick leave in each calendar
85 year. Vacation and sick leave not used in any such year may be
86 accumulated, provided that the number of vacation days so accu-
87 mulated shall not exceed sixty and the total amount of sick leave
88 shall not exceed one hundred and eighty days.

1 SECTION 4. Section 3 of this act shall take effect as of July 1,
2 1979.



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