

**HOUSE . . . . . No. 1256**

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By Mr. Atsalis of Barnstable, a petition (accompanied by bill, House, No. 1256) of Demetrius J. Atsalis relative to authorizing retired clerk magistrates and assistant clerk magistrates to perform certain duties. The Judiciary.

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**The Commonwealth of Massachusetts**

PRESENTED BY:

**Demetrius J. Atsalis**

*To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:*

The undersigned legislators and/or citizens respectfully petition for the passage of the accompanying bill:

An Act relative to authorizing retired clerk magistrates and assistant clerk magistrates to perform certain duties.

PETITION OF:

NAME:

Demetrius J. Atsalis

DISTRICT/ADDRESS:

Second Barnstable

**The Commonwealth of Massachusetts**

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**In the Year Two Thousand and Nine**  
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**AN ACT RELATIVE TO AUTHORIZING RETIRED CLERK MAGISTRATES AND ASSISTANT  
CLERK MAGISTRATES TO PERFORM CERTAIN DUTIES.**

*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 32 of the General Laws is hereby amended by inserting after section 65G, as  
2 appearing in the 2006 Official Edition, the following section:—

3           Section 65G½. Any retired clerk magistrate or assistant clerk magistrate who is retired from office may  
4 notify the chief justice for administration and management in writing that he wishes his name to be placed upon the  
5 list of retired clerks. Said chief justice may place the name of any such clerk on the list of retired clerks. With  
6 respect to those whose names have been placed on such list upon retirement, any retired clerk or any surviving  
7 spouse of a retired clerk shall be entitled to the same pension and all other benefits which he or his surviving spouse  
8 would have been entitled to receive if he had retired without his name having been placed on such list,  
9 notwithstanding any other law to the contrary, and a vacancy shall exist in the office theretofore occupied by such  
10 retired clerk. A retired clerk whose name has been placed on a list of retired clerks shall be eligible to perform clerk-  
11 magistrate duties only as provided in section 14A of chapter 211B.

12           SECTION 2. Chapter 211B of the General Laws is hereby amended by inserting after section 14, as  
13 appearing in the 2004 Official Edition, the following section:—

14           Section 14A. A retired clerk whose name has been placed on the list of retired clerks pursuant to section  
15 65G½ of chapter 32 may be assigned by the chief justice for administration and management to perform duties with  
16 regard to the collection of fines from the unprocessed motor vehicles violations. Said duties shall be limited to 1 day  
17 per month.