

SENATE No. 73

To accompany the petition of Wesley E. Mellquist for legislation relative to the classification of the offices of clerks and assistant clerks of the central district court of Worcester. Public Service.

The Commonwealth of Massachusetts

In the Year One Thousand Nine Hundred and Forty-Three.

AN ACT PROVIDING FOR THE CLASSIFICATION BY THE COUNTY PERSONNEL BOARD OF THE OFFICES OF CLERKS AND ASSISTANT CLERKS OF THE CENTRAL DISTRICT COURT OF WORCESTER.

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 forty-nine of chapter thirty-
2 five of the General Laws, as most recently amended
3 by section one of chapter four hundred and forty-
4 seven of the acts of nineteen hundred and forty-one,
5 is hereby further amended by inserting after the word
6 "Suffolk" in the ninth line the words:— and of the
7 central district court of Worcester,— so as to read
8 as follows:— *Section 49.* Every office and position
9 whereof the salary is wholly payable from the treas-
10 ury of one or more counties, or from funds admin-
11 istered by and through county officials, except the
12 offices of county commissioners, justices and special
13 justices of the district courts, the messenger of the
14 superior court in the county of Suffolk, clerks and as-

15 sistant clerks of the district courts other than the
16 clerks and assistant clerks of district courts in the
17 county of Suffolk and of the central district court of
18 Worcester, trial justices, other offices and positions
19 filled by appointment of the governor with the advice
20 and consent of the council, court officers appointed in
21 Suffolk county under section seventy of chapter two
22 hundred and twenty-one, and probation officers, but
23 including the officer described in the first sentence of
24 section seventy-six of said chapter two hundred and
25 twenty-one, shall be classified by the board in the
26 manner provided by sections forty-eight to fifty-six,
27 inclusive, and every such office and position, now
28 existing or hereafter established, shall be allocated by
29 the board to its proper place in such classification.
30 Offices and positions in the service of any department,
31 board, school or hospital principally supported by the
32 funds of the county or counties, or in the service of a
33 hospital district established under sections seventy-
34 eight to ninety-one, inclusive, of chapter one hundred
35 and eleven, shall likewise be subject to classification
36 as aforesaid. The word "salary", as used in this sec-
37 tion, shall include compensation, however payable;
38 but nothing in sections forty-eight to fifty-six, inclu-
39 sive, and nothing done under authority thereof, shall
40 prevent any person from continuing to receive from
41 a county such compensation as is fixed under authority
42 of other provisions of law or as is expressly established
43 by law.

1 SECTION 2. Section seventy-nine of chapter two
2 hundred and eighteen of the General Laws, as most
3 recently amended by section two of said chapter four
4 hundred and forty-seven, is hereby amended by in-

5 serring after the word "county" in the second line
6 the words: — and the central district court of Worces-
7 ter, — so as to read as follows:— *Section 79.* In
8 courts other than the courts in Suffolk county and
9 the central district court of Worcester, in which the
10 salaries of justices are fixed by section seventy-eight,
11 the salaries of clerks shall be equal to seventy-five per
12 cent of the salaries established for the justices of their
13 respective courts; and the salaries of assistant clerks,
14 other than second, third and fourth assistant clerks,
15 shall be equal to seventy-five per cent, and the salaries
16 of second assistant clerks shall be equal to sixty per
17 cent, and the salaries of third assistant clerks shall be
18 equal to forty-five per cent, of the salaries of the clerks
19 of their respective courts. The salary of the fourth
20 assistant clerk of the municipal court of the Roxbury
21 district shall be forty-five per cent of the salary of the
22 clerk of said court.

1 SECTION 3. The salaries of the several clerks and
2 assistant clerks of the central district court of Worces-
3 ter in office upon the effective date of the classification
4 of their offices under authority of this act shall not be
5 diminished by reason of such classification, and such
6 salaries shall not be altered until the effective date of
7 such classification.

