

HOUSE No. 03329

[LOCAL APPROVAL RECEIVED.]

The Commonwealth of Massachusetts

PRESENTED BY:

Kathi-Anne Reinstein

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 AUTHORIZING SPECIAL POLICE OFFICERS FOR THE CITY OF REVERE..

PETITION OF:

NAME:

Kathi-Anne Reinstein

DISTRICT/ADDRESS:

16th Suffolk

HOUSE No. 03329

By Ms. Reinstein of Revere, a petition (accompanied by bill, House, No. 3329) of Kathi-Anne Reinstein (with the approval of the mayor and city council) relative to special police officers in the city of Revere. Public Service. [Local Approval Received.]

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act AUTHORIZING SPECIAL POLICE OFFICERS FOR THE CITY OF REVERE..

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. The Mayor of the City of Revere may appoint, as he deems necessary, retired Revere
2 police officers and Revere auxiliary officers as special police officers for the purpose of
3 performing police details or any police duties arising therefrom or during the course of police
4 detail work, regardless of whether or not related to the detail work. Only retired Revere police
5 officers who had retired based on superannuation pursuant to Section 5 of Chapter 32 shall be
6 eligible for appointment under this provision. The special police officers shall be subject to the
7 same maximum age restriction as applied to regular police officers under Chapter 32 of the
8 General Laws. Prior to performing police details, a special police officer shall be required to
9 pass a medical examination by a physician chosen by the city to determine that he is capable of
10 performing the essential duties of a special police officer. The cost of that medical examination
11 shall be borne by the special police officer. Any person appointed as a special police officer who

12 does not pass the required medical exam shall have his appointment automatically rescinded
13 without recourse to any appeal.

14 Section 2. Special police officers appointed under this act shall not be subject to Chapter 31 of
15 the General Laws or to Section 99A of Chapter 41 of the General Laws.

16 Section 3. Special police officers shall, when performing the duties under Section 1, have the
17 same power to make arrests and perform other police functions as do regular police officers of
18 the City of Revere.

19 Section 4. Special police officers shall be appointed for an indefinite term subject to removal by
20 the mayor at any time with 14 days written notice. Upon request, the mayor shall provide the
21 reasons for removal in writing. The special police officer's appointment shall automatically
22 terminate upon the officer's 65th birthday.

23 Section 5. Special police officers shall also be subject to the rules and regulations, policies and
24 procedures and requirements of the mayor and the chief of police of the city of Revere, including
25 restrictions on the type of detail assignments, requirements regarding medical examination to
26 determine continuing capability to perform the duties of a special police officer, requirements for
27 training, requirements for firearms licensing and qualifications and requirements regarding
28 uniforms and equipment. Special police officers shall not be subject to Section 96B of Chapter
29 41 of the General Laws.

30 Section 6. Special police officers shall be sworn before the city clerk of the City of Revere who
31 shall keep a record of all such appointments.

32 Section 7. Special police officers appointed under this act shall be subject to Section 100 and
33 Section 111F of Chapter 41 of the General Laws. The amount payable under said Section 111F
34 of said Chapter 41 shall be calculated by averaging the amount earned over the prior 52 weeks as
35 a special officer working police details, or averaged over such lesser period of time for any
36 officer designated as a special officer less than 52 weeks prior to the incapacity. In no event
37 shall payment under section 111F of said Chapter 41 exceed, in any calendar year, the limitation
38 on earning contained in paragraph (b) of Section 91 of Chapter 32 of the General Laws.
39 Payment under said Section 111F of said Chapter 41 shall terminate when a special police officer
40 reaches the age of 65. Special police officers appointed under this act shall not be subject to
41 Section 85I of said Chapter 32, nor eligible for any benefits pursuant to that section.

42 Section 8. Retired Revere police officers, serving as special police officers under this act, shall
43 be subject to the limitations on hours worked and on payments to retired city employees under
44 paragraph (b) of section 91 of chapter 32 of the General Laws.

45 Section 9. This act shall take effect upon its passage.

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