

SENATE No. 1754

The Commonwealth of Massachusetts

PRESENTED BY:

Michael O. Moore

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 adoption of the accompanying bill:

An Act relative to completing police reform by providing equity to state-employed and special authority law enforcement officers in the Commonwealth.

PETITION OF:

NAME:

Michael O. Moore

DISTRICT/ADDRESS:

Second Worcester

SENATE No. 1754

By Mr. Moore, a petition (accompanied by bill, Senate, No. 1754) of Michael O. Moore for legislation to complete police reform by providing equity to state-employed and special authority law enforcement officers in the Commonwealth. Public Service.

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Second General Court
(2021-2022)**

An Act relative to completing police reform by providing equity to state-employed and special authority law enforcement officers in the Commonwealth.

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 7 of chapter 4 of the General Laws, as appearing in the 2018
2 Official Edition, is hereby amended by adding the following clause:-

3 Sixtieth, "Police officer", "policeman", or "permanent member of a police force" shall
4 include without limitation, any police officer appointed by the University of Massachusetts,
5 executive office of environmental affairs, Massachusetts Port Authority, and campuses of the
6 state universities and community colleges.

7 SECTION 2. Paragraph (g) of subdivision (2) of section 3 of chapter 32, as so appearing,
8 is hereby amended by striking out, in lines 253 and 254, the words:- ; University of
9 Massachusetts police.

10 SECTION 3. Said paragraph (g) of said subdivision (2) of said section 3 of said chapter
11 32, as so appearing, is hereby amended by inserting after the words "chief of security for the

12 University of Massachusetts medical school or supervising identification agent", in lines 327 and
13 328, the following words:- ; employees of the University of Massachusetts who are employed as
14 police officers and supervisors of said employees who shall include sergeants, lieutenants,
15 captains, assistant chiefs, deputy chiefs, and chiefs; employees of the Massachusetts Port
16 Authority who are employed as port officers and supervisors of said employees who shall
17 include port sergeants, lieutenants, captains, assistant chiefs, deputy chiefs, and chiefs;
18 employees of the state universities and community colleges who are employed as campus police
19 officers and supervisors of said employees who shall include sergeants, lieutenants, captains,
20 assistant chiefs, deputy chiefs, and chiefs.

21 SECTION 4. Section 94 of said chapter 32, as so appearing, is hereby amended by
22 inserting after the words "Massachusetts Bay Transportation Authority" the following words:- or
23 of the University of Massachusetts police department, Massachusetts Port Authority police,
24 campus police departments of the state universities and community colleges, and Environmental
25 police.

26 SECTION 5. The first paragraph of section 111F of chapter 41, as so appearing, is hereby
27 amended by inserting after the fourth sentence and following sentence:- The provisions of this
28 section shall also apply in all aspects to any University of Massachusetts police officer,
29 environmental police officer, Massachusetts Port Authority police, and campus police officer of
30 state universities and community colleges.

31 SECTION 6. The first paragraph of section 32A of chapter 75, as so appearing, is hereby
32 amended by striking out the second sentence and inserting in the place thereof the following
33 sentence:- The trustees shall appoint as police officers persons employed by the university who

34 throughout university properties shall have the powers of police officers, except as to service of
35 civil process.

36 SECTION 7. Said section 32A of said chapter 75, as so appearing, is hereby amended by
37 striking out the second paragraph and inserting in place thereof the following paragraph:- Police
38 officers appointed by the trustees of the University of Massachusetts, in connection with the
39 operation of any part of the university, throughout university properties including but not limited
40 to upon lands, roads or properties owned, leased, occupied, sublet, or affiliated with the
41 University of Massachusetts, and throughout any and all such roadways contiguous to said
42 university property to and from all points and locales, may perform police duties under the
43 commanding officer or the person in charge of such campus. While performing such duties
44 within those limits, the police officers shall have the same authority, immunities and privileges
45 as duly appointed and qualified police officers acting elsewhere in the Commonwealth. Every
46 officer who receives an appointment to a position on a full-time basis in which that person may
47 exercise police powers for any of the campuses of the University of Massachusetts, shall, prior to
48 be certified pursuant to chapter 6E.

49 SECTION 8. Said chapter 75 is hereby amended by inserting after section 32B the
50 following section:-

51 Section 32C. While participating in the University of Massachusetts police cadet
52 program, a UMass police cadet shall not be subject to or entitled to the benefits of any retirement
53 or pension law, nor shall any deduction be made from a University of Massachusetts police
54 cadet's compensation for the purpose thereof; provided, however, that a University of
55 Massachusetts police cadet who successfully completes the University of Massachusetts police

56 cadet program and is appointed to the University of Massachusetts police department pursuant to
57 section 32A of chapter 75 or is enlisted as a state police officer, or is appointed as a police officer
58 in the office of law enforcement within the executive office of energy and environmental affairs,
59 Massachusetts Bay Transit Authority, Massachusetts Port Authority, or becomes an employee, as
60 defined in section 1 of chapter 32, or is appointed as a municipal police officer, shall have any
61 University of Massachusetts police cadet service considered as creditable service, as defined in
62 said section 1 of said chapter 32, for purposes of retirement if the University of Massachusetts
63 police cadet pays into the annuity savings fund of the retirement system in 1 sum or installments,
64 upon such terms and conditions as the board may prescribe, not later than 1 year after
65 appointment as described above, such amount as the retirement board determines equal to that
66 which the University of Massachusetts police cadet would have paid had the University of
67 Massachusetts police cadet been a member of the retirement system during the period of
68 employment as a University of Massachusetts police cadet, together with buyback interest.

69 SECTION 9. Section 5 of chapter 467 Acts of 2004 is hereby amended by inserting after
70 the words "community college" the following words:- or the University of Massachusetts.

71 SECTION 10. Notwithstanding the provisions of chapter 32 of the General Laws or any
72 other general or special law to the contrary, the state board of retirement shall establish and
73 implement a retirement incentive for University of Massachusetts police, police officers of the
74 executive office of environmental affairs, Massachusetts Port Authority police, and campus
75 police of the state universities and community colleges who held positions appointed
76 immediately prior to the effective date of this act. Each eligible member of the University of
77 Massachusetts police, environmental police, Massachusetts Port Authority police, and campus
78 police of the state universities and community colleges may request and shall receive a

79 combination of years of creditable service and years of age, the sum of which shall total, yet not
80 be greater than, three years of creditable service and three years of age, provided said police
81 officer shall retire within twelve months of the date of enactment of this section.