

SENATE No.

The Commonwealth of Massachusetts

PRESENTED BY:

Mr. Pacheco

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 the Appointment of Probation Officers.

PETITION OF:

NAME:

Mr. Pacheco

DISTRICT/ADDRESS:

First Plymouth and Bristol

The Commonwealth of Massachusetts

—————
In the Year Two Thousand and Nine
—————

AN ACT RELATIVE TO THE APPOINTMENT OF PROBATION OFFICERS.

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 83 of chapter 276 of the General Laws, as so appearing in the 2006 Official Edition, is
2 hereby amended by inserting at the end thereof the following:-

3 “Upon the appointment of a probation officer, the commissioner shall forward notice of said appointment
4 to the chief justice for administration and management, together with (i) a certification of compliance
5 with the personnel standards promulgated pursuant to section 8 of chapter two hundred and eleven B and
6 in effect as of July 1, 1998, with respect to job posting, newspaper advertising, review of applications,
7 interviewing applicants, reference checks, verification of eligibility to work in the United States, and
8 criminal record checks and (ii) a certification that sufficient funding is available in the current fiscal year
9 budget to support the position as of the effective date of the appointment. No such appointment may be
10 made in violation of the nepotism provisions of chapter 268A. The chief justice for administration and
11 management shall, within 21 days, review such appointments of probation officers solely for compliance
12 with the specific personnel standards promulgated pursuant to section 8 of chapter two hundred and
13 eleven B and in effect as of July 1, 1998, that deal expressly with job posting, newspaper advertising,
14 review of applications, interviewing applicants, reference checks, verification of eligibility to work in the
15 United States, and criminal record checks. Any such appointment not disapproved by the chief justice for
16 administration and management within 21 days of receipt of the appointing authority’s notice of
17 appointment and accompanying certifications shall be deemed to be approved.”