

SENATE No. 1786

The Commonwealth of Massachusetts

In the Year Two Thousand 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
2 Edition, is hereby amended by inserting at the end thereof the following:-

3 “Upon the appointment of a probation officer, the commissioner shall forward notice of
4 said appointment to the chief justice for administration and management, together with (i) a
5 certification of compliance with the personnel standards promulgated pursuant to section 8 of
6 chapter two hundred and eleven B and in effect as of July 1, 1998, with respect to job posting,
7 newspaper advertising, review of applications, interviewing applicants, reference checks,
8 verification of eligibility to work in the United States, and criminal record checks and (ii) a
9 certification that sufficient funding is available in the current fiscal year budget to support the
10 position as of the effective date of the appointment. No such appointment may be made in
11 violation of the nepotism provisions of chapter 268A. The chief justice for administration and
12 management shall, within 21 days, review such appointments of probation officers solely for
13 compliance with the specific personnel standards promulgated pursuant to section 8 of chapter
14 two hundred and eleven B and in effect as of July 1, 1998, that deal expressly with job posting,

15 newspaper advertising, review of applications, interviewing applicants, reference checks,
16 verification of eligibility to work in the United States, and criminal record checks. Any such
17 appointment not disapproved by the chief justice for administration and management within 21
18 days of receipt of the appointing authority's notice of appointment and accompanying
19 certifications shall be deemed to be approved."