

**SENATE . . . . . No. 917**

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**The Commonwealth of Massachusetts**

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**In the Year Two Thousand Nine**  
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An Act relative to the oversight of inspections..

*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 3 of chapter 22, as so appearing in the 2004 Official Edition, is  
2 hereby amended by striking out, in the title, after the word “Commissioner” the words “division  
3 of inspection.”

4 SECTION 2. Section 3 of chapter 22, as so appearing, is hereby amended, in lines 2-4,  
5 by striking out the words “There shall be in the department a division of inspection as established  
6 by section four A, under the charge of a director to be known as the chief of inspections”

7 SECTION 3. Section 4A of chapter 22 of the General Laws, as so appearing in the 2004  
8 Official Edition, is hereby amended by striking out, in the title, after the words “22.4A” the  
9 words “Division of inspection; chief of inspections.”

10 SECTION 4. Section 4A of chapter 22, as so appearing in the 2004 Official Edition, is  
11 hereby amended, in lines 1-7, by striking out the words “There shall be within the department a  
12 division to be known as the division of inspection. The commissioner shall appoint a chief of  
13 inspections, who shall not be subject to the provisions of chapter thirty-one, who may be

14 removed for cause, and the position of chief of inspections shall be classified in accordance with  
15 section forty-five of chapter thirty and the salary shall be determined in accordance with section  
16 forty-six C of said chapter thirty.”

17 SECTION 5. Section 4A of chapter 22 of the General Laws, as so appearing in the 2004  
18 Official Edition, is hereby amended, in lines 9, by striking out the words “division of inspection”  
19 and inserting in place thereof the following words:-department of public safety.

20 SECTION 6. Section 5 of chapter 22 of the General Laws, appearing in the 2004 Official  
21 Edition, is hereby repealed.

22 SECTION 7. Section 6 of chapter 22 of the General Laws, as so appearing in the 2004  
23 Official Edition, is hereby amended, in lines 5-7, by striking out the words “District engineering  
24 inspectors in the division of inspection shall not be over forty-five years of age when first  
25 appointed, and shall not be subject to any civil service rules.”

26 SECTION 8. Section 6 of chapter 22 of the General Laws, as so appearing, is hereby  
27 amended by striking out, in line 8, the words “division of inspection” and inserting in place  
28 thereof the words:- department of public safety.

29 SECTION 9. Section 10 of chapter 22 of the General Laws, as so appearing in the 2004  
30 Official Edition, is hereby amended, in lines 2 and 3, by striking out the words “chief of  
31 inspections, or a boiler inspector of the division of inspection designated by the commissioner”  
32 and inserting in place thereof the following words:- commissioner or his designee.

33 SECTION 10. Section 11 of chapter 22 of the General Laws, as so appearing in the  
34 2004 Official Edition, is hereby amended, in lines 4-8, by striking out the words “chief of

35 inspections in said department, with power to designate from time to time an inspector in said  
36 department to act temporarily as a member of such board,” and inserting in place thereof the  
37 following words:- commissioner or his designee

38 SECTION 11. Section 50 of chapter 143 of the General Laws, as so appearing in the  
39 2004 Official Edition, is hereby amended by striking out, following the word “commissioner” in  
40 the title, the words “chief of inspection or.”

41 SECTION 12. Section 50 of the chapter 143 of the General Laws, as so appearing in the  
42 2004 Official Edition, is hereby amended, in line 2, by striking out the words “the chief of  
43 inspections of the department”.

44 SECTION 13. Section 93 of chapter 143 of the General Laws, as so appearing in the  
45 2004 Official Edition, is hereby amended, in lines 7-8, by striking out the words “the chief of  
46 inspections of the division of inspection” and inserting in place thereof the following words:- the  
47 commissioner.

48 SECTION 14. Section 93 of chapter 143 of the General Laws, as so appearing in the  
49 2004 Official Edition, is hereby amended, in line 44, by striking out the words “the chief of  
50 inspections” and inserting in place thereof the following words:- the commissioner.

51 SECTION 15. Section 94 of chapter 143 of the General Laws, as so appearing in the  
52 2004 Official Edition, is hereby amended, in line 52, by striking out the words “the chief of  
53 inspections” and inserting in place thereof the following words:- the commissioner.

54 SECTION 16. Section 1 of chapter 146 of the General Laws, as so appearing in the 2004  
55 Official Edition, is hereby further amended, in line 13 by striking out the words “ ‘chief, the  
56 chief of inspections of the department of public safety’.”

57 SECTION 17. Section 1 of chapter 146 of the General Laws, as so appearing in the 2004  
58 Official Edition, is hereby further amended, in line 16, by striking out the words “ ‘Division’ ,  
59 the division of inspection of the department of public safety.”

60 SECTION 18. Section 1 of chapter 146 of the General Laws, as so appearing in the 2004  
61 Official Edition, is hereby further amended, in lines 17 and 18 by striking out the words of the  
62 division of inspection”.

63 SECTION 19. Section 13 of chapter 146 of the General Laws, as so appearing in the  
64 2004 Official Edition, is hereby amended, in line 2 by striking out the word “division” and  
65 inserting in place thereof the following word:-department.

66 SECTION 20. Section 13 of chapter 146 of the General Laws, as so appearing in the  
67 2004 Official Edition, is hereby amended, in line 2 by striking out the word “chief” and inserting  
68 in place thereof the following words:-commissioner or his designee.

69 SECTION 21. Section 13 of chapter 146 of the General Laws, as so appearing in the  
70 2004 Official Edition, is hereby amended, in line 7, by striking out the words, “chief of  
71 inspections” and inserting in place thereof the following words:- commissioner or his designee.

72 SECTION 22. Section 17 of chapter 146 of the General Laws, as so appearing in the  
73 2004 Official Edition, is hereby amended, in line 2, by striking out the word “chief” and  
74 inserting in place thereof the following word:- commissioner.

75 SECTION 23. Section 18 of chapter 146 of the General Laws, as so appearing in the  
76 2004 Official Edition, is hereby amended, in line 1, by striking out the word “chief” and  
77 inserting in place thereof the following word:- commissioner.

78 SECTION 24. Section 18 of chapter 146 of the General Laws, as so appearing, is hereby  
79 amended, in line 3, by striking out the word “chief” and inserting in place thereof the following  
80 words:- commissioner.

81 SECTION 25. Section 19 of chapter 146 of the General Laws, as so appearing in the  
82 2004 Official Edition, is hereby amended, in line 2, by striking out the word “chief” and  
83 inserting in place thereof the following words:- commissioner or his designee.

84 SECTION 26. Section 21 of chapter 146 of the General Laws, as so appearing in the  
85 2004 Official Edition, is hereby amended, in line 8, by striking the word “division” and inserting  
86 in place thereof the word:- department.

87 SECTION 27. Section 21 of chapter 146 of the General Laws, as so appearing, is hereby  
88 amended, in line 12, by striking the word “division” and inserting in place thereof the word:-  
89 department.

90 SECTION 28. Section 22 of chapter 146 of the General Laws, as so appearing in the  
91 2004 Official Edition, is hereby amended, in line 1, by striking the word “division” and inserting  
92 in place thereof the word:- department.

93 SECTION 29. Section 23 of chapter 146 of the General Laws, as so appearing in the  
94 2004 Official Edition, is hereby amended, in line 1, by striking the word “division” and inserting  
95 in place thereof the word:- department.

96 SECTION 30. Section 24 of chapter 146 of the General Laws, as so appearing in the  
97 2004 Official Edition, is hereby amended, in line 1, by striking the word “division” and inserting  
98 in place thereof the word:- department.

99 SECTION 31. Section 24 of chapter 146 of the General Laws, as so appearing, is hereby  
100 amended, in line 4, by striking the word “division” and inserting in place thereof the word:-  
101 department.

102 SECTION 32. Section 26 of chapter 146 of the General Laws, as so appearing in the  
103 2004 Official Edition, is hereby amended, in line 3, by striking the word “chief” and inserting in  
104 place thereof the words:- commissioner.

105 SECTION 33. Section 27 of chapter 146 of the General Laws, as so appearing in the  
106 2004 Official Edition, is hereby amended, in line 1, by striking the word “division” and inserting  
107 in place thereof the word:- department.

108 SECTION 34. Section 29 of chapter 146 of the General Laws, as so appearing in the  
109 2004 Official Edition, is hereby amended, in line 2, by striking the word “division” and inserting  
110 in place thereof the word:- department.

111 SECTION 35. Section 30 of chapter 146 of the General Laws, as so appearing in the  
112 2004 Official Edition, is hereby amended, in line 5, by striking the word “division” and inserting  
113 in place thereof the word:- department.

114 SECTION 36. Section 31 of chapter 146 of the General Laws, as so appearing in the  
115 2004 Official Edition, is hereby amended, in line 4, by striking the word “division” and inserting  
116 in place thereof the word:- department.

117 SECTION 37. Section 32 of chapter 146 of the General Laws, as so appearing in the  
118 2004 Official Edition, is hereby amended, in line 2, by striking the word “division” and inserting  
119 in place thereof the word:- department.

120 SECTION 38. Section 34 of chapter 146 of the General Laws, as so appearing in the  
121 2004 Official Edition, is hereby amended, in lines 7 and 8, by striking the word “division” and  
122 inserting in place thereof the word:- department.

123 SECTION 39. Section 34 of chapter 146 of the General Laws, as so appearing, is hereby  
124 amended, in line 31, by striking the word “division” and inserting in place thereof the word:-  
125 department.

126 SECTION 40. Section 38 of chapter 146 of the General Laws, as so appearing in the  
127 2004 Official Edition, is hereby amended, in line 5, by striking the word “division” and inserting  
128 in place thereof the word:- department.

129 SECTION 41. Section 44 of chapter 146 of the General Laws, as so appearing in the  
130 2004 Official Edition, is hereby amended, in line 2, by striking the word “division” and inserting  
131 in place thereof the word:- department.

132 SECTION 42. Section 45A of chapter 146 of the General Laws, as so appearing in the  
133 2004 Official Edition, is hereby amended, in line 10, by striking the word “division” and  
134 inserting in place thereof the word:- department.

135 SECTION 43. Section 45A of chapter 146 of the General Laws, as so appearing, is  
136 hereby amended, in line 17, by striking the word “division” and inserting in place thereof the  
137 word:- department.

138 SECTION 44. Section 45A of chapter 146 of the General Laws, as so appearing is  
139 hereby amended, in line 18, by striking the word “chief” and inserting in place thereof the  
140 words:- commissioner.

141 SECTION 45. Section 45A of chapter 146 of the General Laws, as so appearing, is  
142 hereby amended, in line 24, by striking the word “division” and inserting in place thereof the  
143 word:- department.

144 SECTION 46. Section 45A of chapter 146 of the General Laws, as so appearing, is  
145 hereby amended, in line 29, by striking the word “division” and inserting in place thereof the  
146 word:- department.

147 SECTION 47. Section 45A of chapter 146 of the General Laws, as so appearing, is  
148 hereby amended, in line 30, by striking the word “division” and inserting in place thereof the  
149 word:- department.

150 SECTION 48. Section 49 of chapter 146 of the General Laws, as so appearing in the  
151 2004 Official Edition, is hereby amended by striking out, in lines 44- 45, the words “in  
152 consultation with the chief inspector.”

153 SECTION 49. Section 50A of chapter 146 of the General Laws, as so appearing in the  
154 2004 Official Edition, is hereby amended, in line 47, by striking the words “chief of inspections”  
155 and inserting in place thereof the following words:- the commissioner.

156 SECTION 50. Section 56 of chapter 146 of the General Laws, as so appearing in the  
157 2004 Official Edition, is hereby amended, in line 1, by striking the word “chief” and inserting in  
158 place thereof the words:- commissioner or his designee.



159 SECTION 51. Section 56 of chapter 146 of the General Laws, as so appearing, is hereby  
160 amended, in line 4, by striking the word “chief” and inserting in place thereof the words:-  
161 commissioner or his designee.

162 SECTION 52. Section 62 of chapter 146 of the General Laws, as so appearing in the  
163 2004 Official Edition, is hereby amended, in line 29, by striking the word “division” and  
164 inserting in place thereof the word:- department.

165 SECTION 53. Section 62 of chapter 146 of the General Laws, as so appearing, is hereby  
166 amended, in line 32, by striking the word “chief” and inserting in place thereof the word:-  
167 commissioner.

168 SECTION 54. Section 64 of chapter 146 of the General Laws, as so appearing in the  
169 2004 Official Edition, is hereby amended, in lines 5 and 6, by striking the words “in consultation  
170 with the chief.”

171 SECTION 55. Section 64 of chapter 146 of the General Laws, as so appearing, is hereby  
172 amended, in line 10, by striking the word “chief” and inserting in place thereof the word:-  
173 commissioner.

174 SECTION 56. Section 64 of chapter 146 of the General Laws, as so appearing, is hereby  
175 amended, in line 24, by striking the words “chief, if such chief is a qualified examiner” and  
176 inserting in place thereof the word:- commissioner.

177 SECTION 57. Section 64 of chapter 146 of the General Laws, as so appearing, is hereby  
178 amended, in line 29, by striking the word “division” and inserting in place thereof the word:-  
179 department.

180 SECTION 58. Section 66 of chapter 146 of the General Laws, as so appearing in the  
181 2004 Official Edition, is hereby amended, in line 4, by striking the word “chief” and inserting in  
182 place thereof the word:- commissioner.

183 SECTION 59. Section 67 of chapter 146 of the General Laws, as so appearing in the  
184 2004 Official Edition, is hereby amended, in line 23, by striking the word “division” and  
185 inserting in place thereof the word:- department.

186 SECTION 60. Section 67 of chapter 146 of the General Laws, as so appearing, is hereby  
187 amended, in line 25, by striking the word “chief” and inserting in place thereof the word:-  
188 commissioner.

189 SECTION 61. Section 67 of chapter 146 of the General Laws, as so appearing, is hereby  
190 amended, in line 26, by striking the word “division” and inserting in place thereof the word:-  
191 department.

192 SECTION 62. Section 67A of chapter 146 of the General Laws, as so appearing in the  
193 2004 Official Edition, is hereby amended, in line 1, by striking “chief of inspections” and  
194 inserting in place thereof the following words:- commissioner or his designee.

195 SECTION 63. Section 67A of chapter 146 of the General Laws, as so appearing, is  
196 hereby amended, in line 2, by striking the word “division” and inserting in place thereof the  
197 following word:- department.

198 SECTION 64. Section 67A of chapter 146 of the General Laws, as so appearing, is  
199 hereby amended, in line 2, by striking the word “division” and inserting in place thereof the  
200 following word:- department.

201 SECTION 65. Section 67A of chapter 146 of the General Laws, as so appearing, is  
202 hereby further amended, in line 3, by striking “chief of inspections” and inserting in place  
203 thereof with the following words:- commissioner.

204 SECTION 66. Section 70 of chapter 146 of the General Laws, as so appearing in the  
205 2004 Official Edition, is hereby amended, in line 18, by striking “chief of inspections” and  
206 inserting in place thereof the following words:- commissioner or his designee.

207 SECTION 67. Section 70 of chapter 146 of the General Laws, as so appearing, is hereby  
208 amended, in lines 21 and 22, by striking the word “division” and inserting in place thereof the  
209 following word:- department.

210 SECTION 68. Section 71 of chapter 146 of the General Laws, as so appearing in the  
211 2004 Official Edition, is hereby amended, in line 27, by striking the word “division” and  
212 inserting in place thereof the following word:- department.

213 SECTION 69. Section 71 of chapter 146 of the General Laws, as so appearing in the  
214 2004 Official Edition, is hereby amended, in line 30, by striking the word “division” and  
215 inserting in place thereof the following word:- department.

216 SECTION 70. Section 72 of chapter 146 of the General Laws, as so appearing in the  
217 2004 Official Edition, is hereby amended, in line 1, by striking the word “division” and inserting  
218 in place thereof the following word:- department.

219 SECTION 71. Section 72 of chapter 146 of the General Laws, as so appearing, is hereby  
220 amended, in line 4, by striking “division” and inserting in place thereof the following word:-  
221 department.

222 SECTION 72. Section 73 of chapter 146 of the General Laws, as so appearing in the  
223 2004 Official Edition, is hereby amended, in line 7, by striking the words “chief of inspections”  
224 and inserting in place thereof the following words:- commissioner or his designee.

225 SECTION 73. Section 77 of chapter 146 of the General Laws, as so appearing in the  
226 2004 Official Edition, is hereby amended, in lines 2-3, by striking “chief of inspections” and  
227 inserting in place thereof the following words:- commissioner.

228 SECTION 74. Section 77 of chapter 146 of the General Laws, as so appearing, is hereby  
229 amended, in line 1, by striking the word “division” and inserting in place thereof the following  
230 words:-department.

231 SECTION 75. Section 77 of chapter 146 of the General Laws, as so appearing, is hereby  
232 further amended, in line 6, by striking the word “chief” and inserting in place thereof the  
233 following word:- commissioner.

234 SECTION 76. Section 77 of chapter 146 of the General Laws, as so appearing, is hereby  
235 further amended, in line 8, by striking the words “chief of inspections” and inserting in place  
236 thereof the following words:- commissioner.

237 SECTION 77. Section 78 of chapter 146 of the General Laws, as so appearing in the  
238 2004 Official Edition, is hereby amended, in lines 7 and 8, by striking the word “division” and  
239 inserting in place thereof the following words:-department.

240 SECTION 78. Section 78 of chapter 146 of the General Laws, as so appearing, is hereby  
241 amended, in line 12, by striking the word “division” and inserting in place thereof the following  
242 words:-department.

243 SECTION 79. Section 78 of chapter 146 of the General Laws, as so appearing, is hereby  
244 amended, in line 14, by striking the word “division” and inserting in place thereof the following  
245 words:-department.

246 SECTION 80. Section 78 of chapter 146 of the General Laws, as so appearing, is hereby  
247 amended, in line 20, by striking the word “division” and inserting in place thereof the following  
248 words:-department.

249 SECTION 81. Section 77 of chapter 146 of the General Laws, as so appearing in the  
250 2004 Official Edition, is hereby amended, in line 1, by striking the word “division” and inserting  
251 in place thereof the following words:-department.

252 SECTION 82. Section 10G of chapter 148, as so appearing in the 2004 Official Edition,  
253 is hereby amended, in line 8, by striking the words “chief of inspections of the department” and  
254 inserting in place thereof the following words:- commissioner.