

**SENATE . . . . . No. 1280**

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**The Commonwealth of Massachusetts**

PRESENTED BY:

*Jason M. Lewis*

*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 police training.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
<i>Jason M. Lewis</i>	<i>Fifth Middlesex</i>
<i>Paul R. Heroux</i>	<i>2nd Bristol</i>
<i>Carolyn C. Dykema</i>	<i>8th Middlesex</i>
<i>Barbara A. L'Italien</i>	<i>Second Essex and Middlesex</i>
<i>James B. Eldridge</i>	<i>Middlesex and Worcester</i>
<i>Patricia D. Jehlen</i>	<i>Second Middlesex</i>
<i>Jonathan Hecht</i>	<i>29th Middlesex</i>
<i>Ruth B. Balsler</i>	<i>12th Middlesex</i>
<i>Sal N. DiDomenico</i>	<i>Middlesex and Suffolk</i>

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By Mr. Lewis, a petition (accompanied by bill, Senate, No. 1280) of Jason M. Lewis, Paul R. Heroux, Carolyn C. Dykema, Barbara L'Italien and other members of the General Court for legislation relative to police training. Public Safety and Homeland Security.

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**The Commonwealth of Massachusetts**

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**In the One Hundred and Eighty-Ninth General Court  
(2015-2016)**  
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An Act relative to police training.

*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. Chapter 6 of the General Laws is hereby amended by inserting after section  
2 116 the following section:-

3 Section 116 1/2. (a) Sums for the estimated expenses of providing annual in-service  
4 specialized and statutorily-mandated training programs conducted by the Municipal Police  
5 Training Committee for veteran and reserve municipal police officers and for those officers  
6 employed by agencies of the commonwealth who exercise police powers and receive this  
7 training from the Municipal Police Training Committee, including but not limited to  
8 environmental police officers and campus police officers of the University of Massachusetts and  
9 state universities who exercise police powers, shall be paid to the commissioner of insurance by  
10 property and casualty insurance companies writing motor vehicle insurance policies in the  
11 commonwealth by means of a policy surcharge imposed upon the policyholder of any private  
12 passenger automobile policy issued by any property and casualty insurance company writing

13 motor vehicle insurance policies in the commonwealth. These programs shall include new recruit  
14 training provided by the Municipal Police Training Committee; development and delivery of  
15 distance learning programs by the Municipal Police Training Committee; a standards and  
16 evaluations program for training courses and instructors of or certified by the Municipal Police  
17 Training Committee; the development and updating of training programs including curricula by  
18 the Municipal Police Training Committee, hiring, equipping, and training new state police  
19 recruits; and the development and operation of a state police cadet program including the hiring,  
20 equipping, and training of state police cadets, subject to appropriation, and the estimated cost of  
21 fringe benefits associated with this training hiring and employment. Specialized trainings by the  
22 Municipal Police Training Committee shall include 2-day mental health training for new police  
23 recruits, covering mental health diagnoses and symptoms and de-escalation skills. Not less than  
24 twenty five percent of the aggregate amount of said surcharge shall be transferred to the  
25 Department of Mental Health for the administration of services supporting police departments in  
26 responding to mental health crises in communities, including Crisis Intervention Team training,  
27 the establishment of regional Crisis Intervention Team Training and Technical Assistance  
28 Centers. The Municipal Police Training Committee and the Department of Mental Health may  
29 each allocate a portion or all of the funds resulting from said surcharge towards the development  
30 of a statewide Institute on Community Policing and Behavioral Health that would establish best  
31 practices in police response to people with mental illness and provide training and technical  
32 support. The amount of any surcharge shall be separately stated on either a billing or policy  
33 declaration sent to an insured. The rate of the policy surcharge shall be determined and adjusted  
34 annually by the commissioner of insurance to a rate sufficient to generate a surcharge to fund the

35 expenses estimated by the secretary of public safety and security for the purposes described  
36 above.

37 (b) The policy surcharge shall be collected and remitted to the commissioner of insurance  
38 by the property and casualty insurance companies writing motor vehicle insurance policies in the  
39 commonwealth on a quarterly basis on or before the twenty-fifth day of the month succeeding  
40 the end of the quarter in which it is collected. Any company failing or refusing to collect and  
41 remit to the commissioner of insurance any policy surcharge or whose surcharge payments are  
42 not postmarked by the due dates for quarterly filing shall be liable for a penalty of up to \$100 for  
43 each day of delinquency, to be assessed by the commissioner of insurance. The estimated costs  
44 shall include an amount equal to the cost of fringe benefits as established by the secretary of  
45 administration and finance under section 5D of chapter 29. Any surcharge collected in a fiscal  
46 year but not expended by the municipal police training committee or department of state police  
47 for the purposes set forth in this section shall be retained by the commonwealth solely for use by  
48 the municipal police training committee or department of state police.