

SENATE No. 2175

The Commonwealth of Massachusetts

In the One Hundred and Eighty-Ninth General Court
(2015-2016)

SENATE, Monday, March 14, 2016

The committee on Municipalities and Regional Government to whom was referred the petition (accompanied by bill, Senate, No. 1111) of Bruce E. Tarr for legislation relative to auxiliary police officers,- reports the accompanying bill (Senate, No. 2175).

For the committee,
Barbara A. L'Italien

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In the One Hundred and Eighty-Ninth General Court
(2015-2016)

An Act relative to auxiliary police 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 1. Chapter 639 of the Acts of 1950 is hereby amended, in section 11 (a), by
2 striking out the words “Coats and other like garments issued hereunder to be worn as outer
3 clothing by auxiliary firemen shall bear on the back the letters C.D. five inches in height and
4 helmet so issued shall be in yellow. Every such fireman, unless wearing a coat or other like
5 garment and helmet issued as aforesaid, shall, while on duty as such, wear an arm band bearing
6 the letters C.D. Chapters thirty-one, thirty-two and one hundred fifty-two of the General Laws
7 shall not apply to persons appointed hereunder. Coats, shirts and other garments to be worn as
8 outer clothing by auxiliary police officers shall bear a shoulder patch with the words “Auxiliary
9 Police” in letters not less than one inch in height.”

10 SECTION 2. Chapter 639 of the Acts of 1950 is hereby further amended by inserting at
11 the end thereof the following new section:-

12 (1) Whenever any person is deputized or appointed by the proper authority as a reserve,
13 auxiliary, auxiliary sheriff, law enforcement officer or a reserve deputy sheriff and is assigned by
14 that authority, whether compensated or uncompensated, the person is a law enforcement officer

15 as provided by MGL Chapter 41 §98 in the case of police officers or Chapter 37 §13 in the case
16 of deputy sheriffs.

17 Section (3) Any person as listed above so designated as a reserve, auxiliary, auxiliary
18 sheriff, law enforcement officer or a reserve deputy sheriff in Section (2) shall be afforded the
19 rights under MGL Chapter 258 for civil liability in cases of injury or loss of property or personal
20 injury or death when acting within the scope of their duties.