

HOUSE No. 5373

The Commonwealth of Massachusetts

PRESENTED BY:

Angelo J. Puppolo, Jr.

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 allowing the appointment of retired Wilbraham Police Officers as Special Police Officers.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
<i>Angelo J. Puppolo, Jr.</i>	<i>12th Hampden</i>	<i>10/20/2022</i>
<i>Eric P. Lesser</i>	<i>First Hampden and Hampshire</i>	<i>10/27/2022</i>

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By Mr. Puppolo of Springfield, a petition (accompanied by bill, House, No. 5373) of Angelo J. Puppolo, Jr. and Eric P. Lesser (by vote of the town) that the town of Wilbraham be authorized to appoint retired police officers of said town as special police officers. Public Service. [Local Approval Received.]

The Commonwealth of Massachusetts

**In the One Hundred and Ninety-Second General Court
(2021-2022)**

An Act allowing the appointment of retired Wilbraham Police Officers as Special 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. The board of selectmen of the town of Wilbraham may appoint, at the
2 recommendation of the chief of police and as the chief of police deems necessary, retired police
3 officers of the town as special police officers for the purpose of performing police details or any
4 police duties arising therefrom or during the course of police detail work, whether or not related
5 to the detail work. The board of selectmen shall have sole discretion to appoint retired
6 Wilbraham police officers as special police officers. The retired police officers shall have been
7 regular Wilbraham police officers who retired based upon superannuation. Each appointment
8 shall be made conditional upon the satisfactory completion of the medical examination.

9 SECTION 2. Special police officers appointed under this act shall not be subject to
10 chapter 31 of the General Laws or to section 99A of chapter 41 of the General Laws.

11 SECTION 3. Special police officers appointed under this act shall, when performing the
12 duties under section 1, have the same power to make arrests and to perform other police
13 functions as do regular police officers of the town of Wilbraham.

14 SECTION 4. Special police officers appointed under this act shall be appointed for a one-
15 year term, subject to renewal at the Board of Selectmen's discretion; provided, however, that
16 special police officers shall be subject to suspension or removal by the police chief with the
17 approval of the Board of Selectmen at any time. All benefits afforded to special police officers
18 appointed under this act shall terminate upon the conclusion of their term. A special police
19 officer's appointment shall automatically terminate upon the officer's sixty-fifth birthday.

20 SECTION 5. Special police officers appointed under this act shall be subject to the rules
21 and regulations, policies and procedures and requirements of the board of selectmen and the
22 chief of police in the town of Wilbraham, including restrictions on the type of detail assignments,
23 requirements regarding medical examinations to determine continuing capability to perform the
24 duties of a special police officer, requirements for training, requirements for firearms
25 qualifications and licensing and requirements regarding uniforms and equipment, with all costs
26 of compliance to be incurred by the special police officers. Special police officers appointed
27 under this act shall be subject to Chapter 6E of the General Laws.

28 SECTION 6. Special police officers appointed under this act shall be sworn before the
29 town clerk who shall keep a record of all such appointments.

30 SECTION 7. Special police officers appointed under this act shall not be subject to
31 sections 100 and 11 IF of chapter 41 of the General Laws. Special police officers appointed
32 under this act shall not be subject to section

33 85H of said chapter 32, nor eligible for any benefits pursuant thereto.

34 SECTION 8. An appointment as a special police officer under this act shall allow, but not
35 entitle, any individual appointed as such to assignment to any detail, as authorized by the police
36 chief.

37 SECTION 9. Retired police officers of the town of Wilbraham, serving as special police
38 officers under this act, shall be subject to the limitations on hours worked and on payments to
39 retired town employees under paragraph (b) of section 91 of chapter 32 of the General Laws.

40 SECTION 10. Retired police officers of the town of Wilbraham, serving as special police
41 officers under this act shall be subject to General Laws Chapter 32, Section 91.