HOUSE DOCKET, NO. 4479 FILED ON: 7/20/2023

HOUSE . . . . . No. 4026

The Commonwealth of Massachusetts

PRESENTED BY:

Sean Garballey and Cindy F. Friedman

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 amending the town manager act of Arlington relative to the appointment of the town manager.

PETITION OF:

NAME:	DISTRICT/ADDRESS:	DATE ADDED:
Sean Garballey	*23rd Middlesex*	*7/20/2023*
Cindy F. Friedman	*Fourth Middlesex*	*7/20/2023*
David M. Rogers	*24th Middlesex*	*7/20/2023*

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By Representative Garballey of Arlington and Senator Friedman, a joint petition (accompanied by bill, House, No. 4026) of Sean Garballey, Cindy F. Friedman and David M. Rogers (by vote of the town) for legislation to amend the town manager act for the town of Arlington relative to the appointment of the town manager. Municipalities and Regional Government. [Local Approval Received.]

The Commonwealth of Massachusetts

In the One Hundred and Ninety-Third General Court
(2023-2024)

An Act amending the town manager act of Arlington relative to the appointment of the town manager.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

Section 1. Section 12 of chapter 503 of the acts of 1952, as most recently amended by chapter 122 of the acts of 1967, is hereby amended by striking out subsection (b) and inserting in place thereof the following subsection:

(b) When a vacancy occurs in the office of town manager for any reason other than for expiration of their term, the select board shall appoint, as soon as possible, a qualified officer of the town as interim town manager to fulfill all the duties set forth in this act until a permanent successor may be appointed; provided, however, that a permanent town manager shall be appointed not later than 180 days after such vacancy occurs. A permanent successor town manager shall be appointed within 180 days for a period no longer than the balance of the unexpired term; provided, however that a permanent successor town manager may enter into

a new 3 year contract with the town at the board's discretion. Such appointment shall, in so far as practicable, be subject to the same conditions and qualifications for the office of town manager as set forth in section 11; provided, that, if it is not practicable to make a permanent appointment within 180 days, the select board shall so appoint a qualified officer of the town as acting manager for the balance of the unexpired term for a period of not more than 1 year.

Section 2. This act shall take effect upon its passage.