

# HOUSE . . . . . No.

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## The Commonwealth of Massachusetts

PRESENTED BY:

*Steven J. Ouellette and Mark D. Sylvia*

*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 providing for the appointment of retired police officers as special police officers in the town of Acushnet.

PETITION OF:

| NAME:                   | DISTRICT/ADDRESS:                  | DATE ADDED:      |
|-------------------------|------------------------------------|------------------|
| <i>Mark C. Montigny</i> | <i>Second Bristol and Plymouth</i> | <i>7/16/2026</i> |

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[Pin Slip]

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## The Commonwealth of Massachusetts

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In the One Hundred and Ninety-Fourth General Court  
(2025-2026)  
\_\_\_\_\_

An Act providing for the appointment of retired police officers as special police officers in the town of Acushnet.

*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. Notwithstanding any general or special law, rule or regulation to the  
2   contrary, the Board of Selectmen of the town of Acushnet may appoint, at the recommendation  
3   of the chief of police and as the chief of police deems necessary, retired police officers as special  
4   police officers to perform police details or any police duties arising from police details or during  
5   the course of police detail work, whether or not related to the detail work. Such retired police  
6   officers shall have been regular full-time police officers who voluntarily retired based upon  
7   superannuation. No further deductions shall be made from the regular compensation of such  
8   retired police officers under chapter 32 of the General Laws for any service subsequent to their  
9   retirement and, upon retirement, such retired police officers shall receive a superannuation  
10   retirement allowance equal to that for which they would be entitled to without regard to working  
11   any police details subsequent to their retirement. Special police officers appointed pursuant to  
12   this act shall not be subject to the maximum age restrictions applied to regular police officers  
13   under said chapter 32; provided, however, that such special police officers shall not be eligible to

14 serve as special police officers after reaching 70 years of age. Prior to appointment pursuant to  
15 this act, a special police officer shall provide certification to the town that they are covered by  
16 personal health insurance and shall pass a medical examination by a physician chosen by the  
17 town to determine that the officer is capable of performing the essential duties of a special police  
18 officer, the cost of which shall be borne by the special police officer.

19 SECTION 2. Special police officers appointed pursuant to this act shall not be subject to  
20 chapter 31 of the General Laws, section 99A, 100, 100B, or 111F of chapter 41 of the General  
21 Laws, or chapter 150E of the General Laws; provided, however, that they shall be subject to  
22 chapter 151A of the General Laws. A special police officer appointed pursuant to this act shall  
23 comply with all requirements of chapter 6E of the General Laws, including: (i) maintaining  
24 certification and good standing with the Massachusetts Peace Officer Standards and Training  
25 Commission; and (ii) complying with all annual in-service and other training requirements  
26 mandated by the municipal police training committee.

27 SECTION 3. When performing the duties under section 1, special police officers  
28 appointed pursuant to this act shall have the same power to make arrests and to perform other  
29 police functions as do regular police officers of the town of Acushnet.

30 SECTION 4. Special police officers shall be re-appointed annually, subject to removal by  
31 the Board of Selectmen at any time with 14 days' written notice. Upon request, the police chief  
32 shall provide reasons for removal in writing.

33 SECTION 5. Special police officers appointed pursuant to this act shall be subject to the  
34 rules and regulations, policies, procedures and requirements of the police department and the  
35 chief of police of the town of Acushnet, including: (i) restrictions on the type of detail

36 assignments; (ii) requirements regarding medical examinations to determine continuing  
37 capability to perform the duties of a special police officer; (iii) requirements for training; (iv)  
38 requirements for firearms qualifications and licensing; and (v) requirements regarding uniforms  
39 and equipment; provided, however, that the cost of compliance with all requirements shall be at  
40 no cost to the town of Acushnet.

41 SECTION 6: Special police officers appointed pursuant to this act shall be sworn before  
42 the town clerk of the town of Acushnet, who shall keep a record of all such appointments.

43 SECTION 7: An individual who is appointed as a special police officer pursuant to this  
44 act shall be eligible for assignment to any detail, subject to the provisions of any collective  
45 bargaining

46 agreement then in effect in the town of Acushnet between the town of Acushnet and the  
47 police union.

48 SECTION 8: Appointment as a special police officer pursuant to this act shall not entitle  
49 a special police officer to assignment to any detail. Special police officers shall be paid the detail  
50 rate applicable to regular full-time officers but shall not be entitled to any other town benefits.

51 SECTION 9: Retired police officers serving as special police officers pursuant to this act  
52 shall be subject to the limitations on hours worked and on payments to retired town employees  
53 under paragraph (b) of section 91 of chapter 32 of the General Laws.

54 SECTION 10. This act shall take effect upon its passage.

55 Or take any action relative thereto.