HOUSE DOCKET, NO. 146 FILED ON: 1/11/2011

HOUSE . . . . . No. 393

The Commonwealth of Massachusetts

PRESENTED BY:

Demetrius J. Atsalis

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 authorizing retired clerk magistrates and assistant clerk magistrates to perform certain duties.

PETITION OF:

NAME:	DISTRICT/ADDRESS:
Demetrius J. Atsalis	*2nd Barnstable*

HOUSE DOCKET, NO. 146 FILED ON: 1/11/2011

HOUSE . . . . . No. 393

By Mr. Atsalis of Barnstable, a petition (accompanied by bill, House, No. 393) of Demetrius J. Atsalis relative to authorizing retired clerk magistrates and assistant clerk magistrates to perform certain duties. The Judiciary.

[SIMILAR MATTER FILED IN PREVIOUS SESSION
SEE HOUSE, NO. *1256* OF 2009-2010.]

The Commonwealth of Massachusetts

In the Year Two Thousand Eleven

An Act relative to authorizing retired clerk magistrates and assistant clerk magistrates to perform certain duties.

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. Chapter 32 of the General Laws is hereby amended by inserting after section 65G, as appearing in the 2006 Official Edition, the following section:—

Section 65G½. Any retired clerk magistrate or assistant clerk magistrate who is retired from office may notify the chief justice for administration and management in writing that he wishes his name to be placed upon the list of retired clerks. Said chief justice may place the name of any such clerk on the list of retired clerks. With respect to those whose names have been placed on such list upon retirement, any retired clerk or any surviving spouse of a retired clerk shall be entitled to the same pension and all other benefits which he or his surviving spouse would have been entitled to receive if he had retired without his name having been placed on such list, notwithstanding any other law to the contrary, and a vacancy shall exist in the office

11 theretofore occupied by such retired clerk. A retired clerk whose name has been placed on a list
12 of retired clerks shall be eligible to perform clerk-magistrate duties only as provided in section
13 14A of chapter 211B.

14 SECTION 2. Chapter 211B of the General Laws is hereby amended by inserting
15 after section 14, as appearing in the 2004 Official Edition, the following section:—

16 Section 14A. A retired clerk whose name has been placed on the list of retired
17 clerks pursuant to section 65G½ of chapter 32 may be assigned by the chief justice for
18 administration and management to perform duties with regard to the collection of fines from the
19 unprocessed motor vehicles violations. Said duties shall be limited to 1 day per month.