

SENATE No. 1926

The Commonwealth of Massachusetts

PRESENTED BY:

Marc R. Pacheco

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 the position of constable in the town of Carver.

PETITION OF:

NAME:

Marc R. Pacheco

Susan Williams Gifford

DISTRICT/ADDRESS:

First Plymouth and Bristol

2nd Plymouth

SENATE No. 1926

By Mr. Pacheco, a petition (accompanied by bill, Senate, No. 1926) of Marc R. Pacheco and Susan Williams Gifford (by vote of the town) for legislation relative to the position of constable in the town of Carver. Municipalities and Regional Government. [Local Approval Received.]

The Commonwealth of Massachusetts

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

An Act relative to the position of constable in the town of Carver.

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 section 91A of chapter 41 of the General Laws or any
2 other general or special law to the contrary and subject to the bylaws of the town of Carver, the
3 town administrator, in consultation with the chief of police, may from time to time appoint not
4 more than 3 constables as the town administrator considers necessary; provided, however, that
5 the board of selectmen may reject the appointment of a constable within 15 days after being
6 notified of the appointment . The constables shall have all the powers, duties and responsibilities
7 of, and be subject to the liabilities and penalties conferred and imposed by law on, the offices of
8 constable under the general laws.

9 SECTION 2. The town administrator of the town of Carver, with the approval of the
10 board of selectmen, may establish an employment contract for a period of up to 3 years with each
11 appointed constable for salary, fringe benefits and other conditions of employment including, but
12 not limited to, severance pay, reimbursement for expenses incurred in the performance of the

13 duties of office, liability insurance and conditions of discipline, termination, dismissal,
14 reappointment, performance standards and leave.

15 SECTION 3. The position of elected constable in the town of Carver shall be abolished
16 and the elected incumbents serving as of the effective date of this act shall serve for the
17 remaining time or their sooner vacating of the offices. No contracts or liabilities in force on the
18 effective date of this act shall be affected by the abolition of the elected office of constable and
19 the appointed office of constable created in this act shall in all respects be the lawful successor of
20 the abolished or consolidated elected offices.

21 SECTION 4. This act shall take effect upon its passage.