

**SENATE . . . . . No. 588**

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**The Commonwealth of Massachusetts**

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PRESENTED BY:

***Michael O. Moore***

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*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 establishing an environmental police cadet program.

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PETITION OF:

NAME:

*Michael O. Moore*

DISTRICT/ADDRESS:

*Second Worcester*

**SENATE . . . . . No. 588**

By Mr. Moore, a petition (accompanied by bill, Senate, No. 588) of Michael O. Moore for legislation to establish an environmental police cadet program. Environment, Natural Resources and Agriculture.

**The Commonwealth of Massachusetts**

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

An Act establishing an environmental police cadet program.

*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. Chapter 21A of the General Laws is hereby amended by inserting after  
2 section 10J the following section:-

3 Section 10K. The director may establish a cadet program within the department and may  
4 admit as an environmental police cadet, for a period of full-time on the job training, a citizen  
5 resident in the commonwealth who: (i) is not less than 19 years of age and not more than 25  
6 years of age; (ii) would otherwise be found suitable for appointment for initial enlistment as a  
7 uniformed member of the environmental police, with the exception of the physical fitness  
8 standards therein; (iii) has passed a qualifying physical fitness examination, as determined by the  
9 director; and (iv) has passed a qualifying examination, as determined by the director.

10 The qualifying examination shall be conducted under the direction of the director who  
11 shall, after consultation with the personnel administrator, determine its form, method and subject  
12 matter. The qualifying examination shall fairly test the applicant’s knowledge, skills and abilities

13 that can be fairly and reliably measured and that are actually required to perform the primary or  
14 dominant duties of the position of environmental police cadet.

15 A person who has attained the age of 19 on or before the final date for the filing of  
16 applications for the environmental police cadet program shall be eligible to take the qualifying  
17 examination for the environmental police cadet program. A person who has attained the age of  
18 26 on or before the final date for the filing of applications for the environmental police cadet  
19 program shall not be eligible to take the qualifying examination for the environmental police  
20 cadet program.

21 Admission as an environmental police cadet shall not be subject to the civil service law  
22 or rules and an environmental police cadet shall not be entitled to any benefits of such law or  
23 rules. The colonel shall immediately report, in writing, any admission as an environmental police  
24 cadet made pursuant to this section to the secretary of public safety and security and the  
25 personnel administrator. Admission shall be for a term of service of not less than 12 months as  
26 determined by the department and may be terminated at any time. An environmental police  
27 cadet's term of service shall be terminated if the environmental police cadet fails to maintain a  
28 passing grade in any course of study required by the director. An environmental police cadet  
29 shall be required to meet the physical fitness standards required for appointment for initial  
30 enlistment as a uniformed member of the environmental police within 12 months of the  
31 environmental police cadet's admission to the environmental police cadet program. An  
32 environmental police cadet shall be an at-will employee. An environmental police cadet shall  
33 receive such compensation and such leave with pay as the director shall determine in  
34 consultation with the personnel administrator. The director shall establish requirements for  
35 successful completion of the environmental police cadet program.

36           The director shall determine the duties and responsibilities of environmental police  
37 cadets. An environmental police cadet shall not carry arms and shall not have any power of arrest  
38 other than that of an ordinary citizen. An environmental police cadet shall be considered an  
39 employee of the commonwealth for the purposes of workers' compensation.

40           While participating in the environmental police cadet program, an environmental police  
41 cadet shall not be subject to or entitled to the benefits of any retirement or pension law, nor shall  
42 any deduction be made from an environmental police cadet's compensation for the purpose  
43 thereof; provided, however, that an environmental police cadet who successfully completes the  
44 environmental police cadet program and is appointed to the department of state police pursuant  
45 to section 11 or is appointed as a police officer in a municipal police department, the  
46 Massachusetts bay transportation authority police force, the office of law enforcement within the  
47 executive office of energy and environmental affairs or the University of Massachusetts or  
48 becomes an employee, as defined in section 1 of chapter 32, shall have any environmental police  
49 cadet service considered as creditable service, as defined in said section 1 of said chapter 32, for  
50 purposes of retirement if the environmental police cadet pays into the annuity savings fund of the  
51 retirement system in 1 sum or in installments, upon such terms and conditions as the board may  
52 prescribe, not later than 1 year after appointment as described above, such amount as the  
53 retirement board determines equal to that which the environmental police cadet would have paid  
54 had the environmental police cadet been a member of the retirement system during the period of  
55 training as a environmental police cadet, together with buyback interest.