

HOUSE No. 1301

By Mr. Atsalis of Barnstable, petition of Demetrius J. Atsalis relative to authorizing retired clerk magistrates and assistant clerk magistrates to perform certain duties. The Judiciary.

The Commonwealth of Massachusetts

In the Year Two Thousand and Seven.

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:

1 SECTION 1. Chapter 32 of the General Laws is hereby amended
2 by inserting after section 65G, as appearing in the 2004 Official Edi-
3 tion, the following section:—

4 Section 65G½. Any retired clerk magistrate or assistant clerk
5 magistrate who is retired from office may notify the chief justice for
6 administration and management in writing that he wishes his name
7 to be placed upon the list of retired clerks. Said chief justice may
8 place the name of any such clerk on the list of retired clerks. With
9 respect to those whose names have been placed on such list upon
10 retirement, any retired clerk or any surviving spouse of a retired
11 clerk shall be entitled to the same pension and all other benefits
12 which he or his surviving spouse would have been entitled to receive
13 if he had retired without his name having been placed on such list,
14 notwithstanding any other law to the contrary, and a vacancy shall
15 exist in the office theretofore occupied by such retired clerk. A
16 retired clerk whose name has been placed on a list of retired clerks
17 shall be eligible to perform clerk-magistrate duties only as provided
18 in Section 14A of Chapter 211B.

1 SECTION 2. Chapter 211B of the General Laws is hereby
2 amended by inserting after section 14, as appearing in the 2004 Offi-
3 cial Edition, the following section:—

4 Section 14A. A retired clerk whose name has been placed on the
5 list of retired clerks pursuant to section 65G½ of chapter 32 may be

6 assigned by the chief justice for administration and management to
7 perform duties with regard to the collection of fines from the
8 unprocessed motor vehicles violations. Said duties shall be limited
9 to 1 day per month.