

# HOUSE . . . . . No. 4465

By Representative Quinn of Dartmouth and Senator Montigny, joint petition (accompanied by bill, House, No. 4465) of John F. Quinn and Mark C. Montigny (by vote of the town) relative to promotional examinations within the police department of the town of Dartmouth. Public Service. [Local Approval Received.]

## The Commonwealth of Massachusetts

PETITION OF:

John F. Quinn  
Mark C. Montigny

In the Year Two Thousand and Seven.

AN ACT RELATIVE TO THE TOWN OF DARTMOUTH POLICE DEPARTMENT  
PROMOTIONAL EXAMINATIONS

*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 Notwithstanding M.G.L. ch. 31 or any other statutes and Special Acts to the contrary, the appointment authority of the town of Dartmouth Police Department may make a police promotional appointment within a departmental unit on the basis of a police departmental promotional exam;

(a) For promotion to title of Sergeant: there shall be no such promotional examination until there are at least two employees who have been employed in the Dartmouth Police Department for at least three years of full-time permanent employment immediately preceding the date of the examination as a civil service employee in a title equal to that of which the position for which the examination is to be held or the next lower titles, as determined by the administrator, as a police officer, but excluding from the calculation of employment absences greater than thirty continuous calendar days, including but not limited to such absences arising out of or related to injury on duty, extended sick leave, administrative leave, or any continuous combination thereof, not to be included in such absence any active duty status in the United States military.

(b) For promotion to any title above Sergeant: The examination shall only be open to employees who have been employed by the Dartmouth Police

Department for at least five years of full-time permanent employment immediately preceding the date of the examination as a civil service employee in a title equal to that of which the position for which the examination is to be held or the next lower titles, as determined by the administrator, including service in an acting capacity in the title being examined or higher title, but excluding from the calculation of employment absences greater than thirty continuous calendar days, including but not limited to such absences arising out of but not limited to injury on duty, extended sick leave, administrative leave, or any continuous combination thereof, not to be included in such absence any active duty status in the United States Military. Except that if the number of applicants eligible is less than two, the examination shall be opened to permanent employees in the next lower titles in succession in such force until either two such eligible employees have applied for examination or until the examination is open to all permanent employees in lower titles in such force.

SECTION 2 This act shall be effective upon enactment.