ACTS

AND

RESOLVES

PASSED BY THE

General Court of Massachusetts

IN THE YEAR

1966

TOGETHER WITH

TABLES SHOWING CHANGES IN THE STATUTES, ETC.

PUBLISHED BY

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1966

ACTS AND RESOLVES

OF

MASSACHUSETTS

1966

☞The General Court, which was chosen November 3, 1964, assembled on Wednesday, the fifth day of January, 1966, for its second annual session.

His Excellency JOHN A. VOLPE and His Honor ELLIOT L. RICHARDSON continued to serve as Governor and Lieutenant Governor, respectively, for the political year of 1966.

ACTS.

Chap. 1. AN ACT IN ADDITION TO THE GENERAL APPROPRIATION ACT MAKING APPROPRIATIONS TO SUPPLEMENT CERTAIN ITEMS CONTAINED THEREIN, AND FOR CERTAIN NEW ACTIVITIES AND PROJECTS.

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. To provide for supplementing certain items in the general appropriation act and for certain new activities and projects, the sums set forth in section two, for the several purposes and subject to the conditions specified therein, are hereby appropriated from the funds designated in said section two subject to the provisions of law regulating the disbursement of public funds and the conditions pertaining to appropriations in chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five for the fiscal year ending June thirtieth, nineteen hundred and sixty-six, or for such period as may be specified, the sums so appropriated to be in addition to any amounts at present available for the purposes.

SECTION 2.

GENERAL FUND.

STATE PURPOSES APPROPRIATIONS.

Executive Office for Administration and Finance.

Central Services Division.

Item		
0441-23	For the maintenance of the new state office building, including not more than thirty-seven permanent positions	**$436,038**
0441-24	For the operation of certain central services and the new telephone system, including not more than seventeen permanent positions; provided, that the persons employed on a permanent basis, after certification under the provisions of chapter thirty-one of the General Laws, under the following requisition numbers: 44524, 31613, 71469Z, 13391, 92625, 92624, 30342, 22403, 40925, 44525, 52823, 53569, and 31370 may be transferred to the services of the central services division; and, provided further, that every such transfer shall be without impairment of the civil service status, seniority, retirement and other rights of the employee and without interruption of his service within the meaning of said chapter thirty-one	**31,000**
0441-25	For the installation of centrex telephone equipment . .	**35,000**

Purchasing Agent's Division.

0444-03	For the operation of a central mailing room in the new state office building, including not more than four permanent positions . .	**$7,724**

SECTION 3. This act shall take effect upon its passage.

Approved January 5, 1966.

Chap. 2. AN ACT INCREASING THE AMOUNT OF MONEY AUTHORIZED FOR THE CONSTRUCTION OF A STATE OFFICE BUILDING.

Be it enacted, etc., as follows:

To meet the expenditures necessary in carrying out the provisions of section four of chapter six hundred and thirty-five of the acts of nineteen hundred and sixty, the state treasurer shall, upon request of the governor, issue and sell, in addition to the bonds authorized by section five of said chapter six hundred and thirty-five, at public or private sale, bonds of the commonwealth, registered or with interest coupons attached, as he may deem best, to an amount to be specified by the governor from time to time, but not exceeding, in the aggregate, the sum of six hundred thousand dollars. All bonds issued by the commonwealth, as aforesaid, shall be designated on their face, State Office Building Loan, Act of 1966, and shall be on the serial plan for such maximum term of years, not exceeding twenty years, as the governor may recommend to the general court pursuant to section three of Article LXII of the Amendments to the Constitution of the Commonwealth, the maturities thereof to be so arranged that the amounts payable in the several years of the period of amortization, other than the final year, shall be as nearly equal as in the opinion of the state treasurer it is practicable to make them. The bonds shall bear interest semiannually at such rate as the state treasurer, with the approval of the governor, shall fix. The initial maturities of such bonds shall be payable not later than one year from the date of issue thereof, and the entire issue not later than June thirtieth, nineteen hundred and eighty-nine. *Approved January 7, 1966.*

Chap. 3. AN ACT PROVIDING TENURE OF OFFICE UNTIL AGE SIXTY-FIVE FOR JOHN F. PELLETIER, INCUMBENT OF THE OFFICE OF CHIEF OF POLICE OF THE TOWN OF PEPPERELL.

Be it enacted, etc., as follows:

SECTION 1. The tenure of office of John F. Pelletier, incumbent of the office of chief of police of the town of Pepperell, shall be unlimited. Said incumbent shall not be removed from office, lowered in rank or suspended, except for just cause and for reasons specifically given him in writing by the board of selectmen.

SECTION 2. This act shall be submitted for acceptance to the voters of the town of Pepperell at the annual town meeting to be held in the current year in the form of the following question, which shall be placed upon the official ballot to be used for the election of town officers at said meeting: — "Shall an act passed by the General Court in the year nineteen hundred and sixty-six, entitled 'An Act providing tenure of office until age sixty-five for John F. Pelletier, incumbent of the office of chief of police of the town of Pepperell', be accepted?" If a majority of the votes in answer to said question is in the affirmative, this act shall thereupon take full effect, but not otherwise.

Approved February 21, 1966.

Chap. 4. AN ACT AUTHORIZING THE DENNIS WATER DISTRICT TO BORROW MONEY OUTSIDE ITS DEBT LIMIT FOR THE PURPOSE OF IMPROVING ITS WATER SYSTEM.

Be it enacted, etc., as follows:

SECTION 1. The Dennis Water District may, within a period of five years after the effective date of this act, borrow from time to time such sums as may be necessary, not exceeding, in the aggregate, one million, four hundred thousand dollars, for the purpose of constructing a new standpipe, laying and relaying water mains of not less than sixteen inches in diameter, constructing buildings for pumping stations, and for original pumping station equipment and wells. Said District may issue bonds or notes therefor which shall bear on their face the words, Dennis Water District Improvement Loan, Act of 1966. Each authorized issue shall constitute a separate loan, and such loans shall be payable in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the limit provided for by section eight of chapter forty-four of the General Laws, but shall, except as provided herein, be subject to the provisions of said chapter forty-four.

SECTION 2. This act shall take effect upon its acceptance by a majority of the voters of the Dennis Water District present and voting thereon at an annual or special district meeting.

Approved February 23, 1966.

Chap. 5. AN ACT DIRECTING THE BUILDING INSPECTOR OF THE TOWN OF DEDHAM TO ISSUE A PERMIT TO THE DEDHAM HOUSING AUTHORITY TO CONSTRUCT A MULTIPLE TWENTY-FOUR UNIT LOW-INCOME HOUSING PROJECT.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of chapter forty A and chapter one hundred and forty-five of the General Laws, the building inspector of the town of Dedham shall issue a permit to the Dedham Housing Authority, if said authority acquires title to the parcel of land hereinafter described, to construct a multiple twenty-four unit low-income housing project on a parcel of land on High and Bussey streets in said town as shown on a plan entitled "Dedham Housing Authority Bussey Street Project Mass. R–78 Preliminary Subdivision Plat #7 Parcel #3", dated November 1964, containing sixty thousand eight hundred square feet, more or less.

SECTION 2. This act shall take effect upon its acceptance by the town of Dedham in the current year. *Approved February 23, 1966.*

Chap. 6. AN ACT DIRECTING THE BUILDING INSPECTOR OF THE TOWN OF DEDHAM TO ISSUE A PERMIT TO THE DEDHAM HOUSING AUTHORITY TO CONSTRUCT A MULTIPLE EIGHTY UNIT HOUSING PROJECT FOR THE ELDERLY.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of chapter forty A and chapter one hundred and forty-five of the General Laws, the building inspector of the town of Dedham shall issue a permit to the Dedham

Housing Authority, if said authority acquires title to the parcel of land hereinafter described, to construct a multiple eighty unit housing project for the elderly on a parcel of land on Bridge street in said town as shown on a plan entitled "Plan of Land in Dedham, Massachusetts, Bridge Street Park, Section A", dated November 10, 1965, John Milo Associates, Inc., Consulting Engineers, 1318 Beacon Street, Brookline, Massachusetts, containing approximately three acres, more or less.

SECTION 2. This act shall take effect upon its acceptance by the town of Dedham in the current year. *Approved February 23, 1966.*

Chap. 7. AN ACT PROVIDING TENURE OF OFFICE FOR HAROLD G. ASHLEY, INCUMBENT OF THE OFFICE OF CHIEF OF POLICE OF THE TOWN OF BERKLEY UNTIL HE ATTAINS AGE SIXTY-FIVE.

Be it enacted, etc., as follows:

SECTION 1. The tenure of office of Harold G. Ashley, incumbent of the office of chief of police of the town of Berkley, shall, upon the effective date of this act, be unlimited. Said incumbent shall not be removed from office, lowered in rank or suspended, except for just cause and for reasons specifically given him in writing by the board of selectmen in the manner provided by section forty-three of chapter thirty-one of the General Laws.

SECTION 2. This act shall be submitted for acceptance to the voters of the town of Berkley at the annual town meeting in the current year or in the year nineteen hundred and sixty-seven in the form of the following question which shall be placed upon the official ballot to be used for the election of town officers at said meeting: — "Shall an act passed by the General Court in the year nineteen hundred and sixty-six, entitled 'An Act providing tenure of office for Harold G. Ashley, incumbent of the office of chief of police of the town of Berkley until he attains age sixty-five', be accepted?" If a majority of the votes in answer to said question is in the affirmative, this act shall thereupon take full effect, but not otherwise. *Approved February 23, 1966.*

Chap. 8. AN ACT AUTHORIZING THE REGISTRAR OF MOTOR VEHICLES TO MAKE REGULATIONS RELATIVE TO HANDLEBARS ON MOTORCYCLES.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to impower the registrar of motor vehicles to make forthwith regulations relative to handlebars on motorcycles, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public safety.

Be it enacted, etc., as follows:

Chapter 90 of the General Laws is hereby amended by inserting after section 7I, inserted by chapter 823 of the acts of 1965, the following section: —

Section 7J. The registrar, after a hearing, may make, amend or rescind, rules and regulations relative to handlebars on motorcycles operated in the commonwealth. A copy of such rules and regulations

attested by the registrar shall be prima facie evidence that they have been made as provided by law. Whoever violates any rule or regulation made under the provisions of this section shall be punished by a fine of not more than twenty-five dollars for the first offense and not more than fifty dollars for a second or subsequent offense.

Approved February 28, 1966.

Chap. 9. AN ACT REQUIRING THE FILING OF A BIENNIAL REPORT IN EACH ODD-NUMBERED YEAR BY THE STATE EXAMINERS OF ELECTRICIANS.

Be it enacted, etc., as follows:

Section 2 of chapter 141 of the General Laws is hereby amended by striking out the third paragraph, as appearing in the Tercentenary Edition, and inserting in place thereof the following paragraph: —

They shall make a biennial report of their doings in each odd-numbered year.

Approved February 28, 1966.

Chap. 10. AN ACT RELATIVE TO THE INVESTMENT OF THE PROCEEDS FROM BONDS BY COUNTY TREASURERS.

Be it enacted, etc., as follows:

Section 37A of chapter 35 of the General Laws, as most recently amended by chapter 66 of the acts of 1952, is hereby further amended by striking out the third sentence and inserting in place thereof the following sentence: — A treasurer of a county may invest not more than eighty per cent of the proceeds from the issue of bonds or notes, exclusive of temporary notes issued in anticipation of revenue or of serial note issues, prior to their application to the payment of liabilities incurred for the purposes specified in the authorization of the loan, in certificates of deposit in trust companies or national banks or in United States treasury bills.

Approved February 28, 1966.

Chap. 11. AN ACT PLACING THE POSITION OF ASSISTANT CITY CLERK OF THE CITY OF WALTHAM UNDER THE CIVIL SERVICE LAW AND RULES.

Be it enacted, etc., as follows:

SECTION 1. The position of assistant city clerk of the city of Waltham shall be subject to the civil service law and rules, and the tenure of office of the incumbent thereof on the effective date of this act shall be unlimited, subject, however, to said law and rules. Said incumbent shall be subjected to a qualifying examination by the division of civil service and, if he passes said examination, he shall be certified for said position and shall be deemed to be permanently appointed thereto without being required to serve any probationary period. If he fails to pass said examination. he may continue to serve in said position but shall not be subject to the civil service law and rules.

SECTION 2. This act shall take effect upon its acceptance by the city of Waltham.

Approved February 28, 1966.

Chap. 12. AN ACT FURTHER REGULATING THE MANNER IN WHICH VACANCIES AT A CITY OR TOWN PRIMARY MAY BE FILLED.

Be it enacted, etc., as follows:

Chapter 53 of the General Laws is hereby amended by striking out section 62, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: —

Section 62. If a person nominated to be voted for at a city or town primary dies before the day of the primary, or withdraws his name from nomination, or is found ineligible, and there is no other candidate for the party nomination for the office, the vacancy may be filled by vote of the town committee in a town, by vote of the city committee if it occurs for an office to be filled by all the voters of a city, or by vote of the ward committee if it occurs for an office to be filled by the voters of a ward. In cases of vacancies caused by withdrawal, nominations to fill such vacancies shall be filed with the town clerk within twenty-four week-day hours, by a certificate signed by the chairman and secretary of said committee, or if the vacancy occurs in a city, with the city clerk within forty-eight week-day hours, by a similar certificate, signed by the chairman and secretary of the city committee or of the ward committee, as the case may be. No vacancy caused by withdrawal shall be filled before the withdrawal has been filed. If there is a failure to make a nomination at a city or town primary by reason of a tie vote, the vacancy, if in respect to an office to be filled by all the voters of the city or town, shall be filled by vote of the city or town committee and, if in respect to an office to be filled by the voters of a ward, by vote of the ward committee; provided, that any such vacancy shall be filled only by the choice of one of the candidates receiving the tie vote.

Approved February 28, 1966.

Chap. 13. AN ACT RELATIVE TO READING EXAMINATIONS OF APPLICANTS FOR REGISTRATION AS VOTERS.

Be it enacted, etc., as follows:

Section 44 of chapter 51 of the General Laws is hereby amended by striking out the seventh sentence and inserting in place thereof the following sentence: — Except as herein otherwise provided, no person failing to read the constitution as printed on the slip thus drawn, excepting any Roman numerals thereon, shall be registered as a voter.

Approved February 28, 1966.

Chap. 14. AN ACT IMPOSING A TEMPORARY TAX ON RETAIL SALES, AND A TEMPORARY EXCISE UPON THE STORAGE, USE OR OTHER CONSUMPTION, OF CERTAIN TANGIBLE PERSONAL PROPERTY, REVISING AND IMPOSING CERTAIN OTHER TAXES AND EXCISES, ESTABLISHING THE LOCAL AID FUND, AND PROVIDING FOR THE DISTRIBUTION OF FUNDS THEREFROM TO CITIES AND TOWNS.

Be it enacted, etc., as follows:

TAXATION OF RETAIL SALES OF TANGIBLE PERSONAL PROPERTY.

SECTION 1. A tax on retail sales is imposed in accordance with the following subsections: —

Subsection 1. Definitions. — When used in this section the following words, terms and phrases shall have the following meaning except where the context clearly indicates a different meaning: —

(1) "Business", any activity engaged in by any person or caused to be engaged in by him with the object of gain, benefit or advantage, either direct or indirect.

(2) "Commission", the state tax commission in the department of corporations and taxation.

(3) "Commissioner", the commissioner of corporations and taxation in the department of corporations and taxation.

(4) "Engaged in business", commencing, conducting or continuing in business, as well as liquidating a business when the liquidator thereof holds himself out to the public as conducting such a business.

(5) "Engaged in business in the commonwealth", selling tangible personal property at retail in this commonwealth, or any activity in connection therewith. The term shall include but shall not be limited to the following acts or methods of transacting business: — (*a*) Maintaining, occupying or using, permanently or temporarily, directly or indirectly, through a subsidiary or agent, by whatever name called, of any office, place of distribution, sales or sample room or place, warehouse or storage point or other place of business, (*b*) having any representative, agent, salesman, canvasser or solicitor operating in this commonwealth for the purpose of selling, delivering or taking orders for tangible personal property, and (*c*) soliciting in the commonwealth by means of catalogs or other advertising matter sent through the mails, billboards located in the commonwealth, advertising in newspapers or magazines published in the commonwealth, or radio or television broadcasts from stations located in the commonwealth. "In the commonwealth" or "in this commonwealth" means within the exterior limits of the Commonwealth of Massachusetts and includes all territory within these limits owned by, or leased or ceded to, the United States of America.

(6) "Gross receipts", the total sales price received by vendors, as a consideration for retail sales.

(7) "Person", an individual, partnership, trust or association, with or without transferable shares, joint-stock company, corporation, society, club, organization, institution, estate, receiver, trustee, assignee, or referee, and any other person acting in a fiduciary or representative capacity, whether appointed by a court or otherwise, and any combination of individuals acting as a unit.

(8) "Purchaser", a person who purchases tangible personal property the receipts from the retail sale of which are taxable under this section and includes a buyer, vendee, lessee, licensee or grantee.

(9) "Retailer" includes: —

(*a*) Every person engaged in the business of making sales at retail.

(*b*) Every person engaged in the making of retail sales at auction of tangible personal property whether owned by such person or others.

(*c*) Every person engaged in the business of making sales for storage, use or other consumption, or in the business of making sales at auction of tangible personal property whether owned by such person or others for storage, use or other consumption.

(*d*) Every salesman, representative, peddler or canvasser who, in the opinion of the commissioner, it is necessary to regard for the efficient

administration of this section as the agent of the dealer, distributor, supervisor or employer under whom he operates or from whom he obtains the tangible personal property sold by him. The commissioner may, in such cases, treat and regard such agent as the retailer jointly responsible with his principal, employer or supervisor for the collection and payment of the tax imposed by this section.

(10) "Retail establishment", any premises in which the business of selling tangible personal property is conducted, or, in or from which any retail sales are made.

(11) "Return", any return filed or required to be filed as provided in this section.

(12) "Sale" and "selling" include: —

(*a*) Any transfer of title or possession, or both, exchange, barter, lease, rental, conditional or otherwise, of tangible personal property for a consideration, in any manner or by any means whatsoever.

(*b*) The producing, fabricating, processing, printing or imprinting of tangible personal property for a consideration for consumers who furnish either directly or indirectly the materials used in the producing, fabricating, processing, printing or imprinting.

(*c*) The furnishing and distributing of tangible personal property for a consideration by social clubs and fraternal organizations to their members or others.

(*d*) A transaction whereby the possession of property is transferred but the seller retains the title as security for the payment of the price.

(*e*) A transfer for a consideration of the title or possession of tangible personal property which has been produced, fabricated or printed to the special order of the customer, or of any publication.

(13) "Sale at retail" or "retail sale", a sale of tangible personal property for any purpose other than resale in the regular course of business. The delivery in this commonwealth of tangible personal property by an owner or former owner thereof, or by a factor, or agent of such owner, former owner or factor, if the delivery is to a consumer or to a person for redelivery to a consumer, pursuant to a retail sale made by a retailer not engaged in business in this commonwealth, is a retail sale in this commonwealth by the person making the delivery. He shall include the retail selling price of the property in his gross receipts.

The term "sale at retail" or "retail sale" shall not include (*a*) sales of tickets for admissions to places of amusement and sports; (*b*) sales of transportation or communication services; (*c*) professional, insurance, or personal service transactions which involve no sale or which involve sales as inconsequential elements for which no separate charges are made; or (*d*) any sale in which the only transaction in the commonwealth is the mere execution of the contract of sale and in which the tangible personal property sold is not in the commonwealth at the time of such execution; provided, however, that nothing contained in this paragraph shall be construed to be an exemption from the tax imposed under section two of this act.

(14) "Sales price", the total amount paid by a purchaser to a vendor as consideration for a retail sale, valued in money or otherwise.

(*a*) In determining the "sales price", no deduction shall be taken on account of (*i*) the cost of property sold; (*ii*) the cost of materials used, labor or service cost, interest charges, losses or other expenses; (*iii*) the cost of transportation of the property prior to its sale at retail.

(*b*) In determining the "sales price" there shall be included (*i*) any amount paid for any services that are a part of the sale; and (*ii*) any amount for which credit is given to the purchaser by the vendor.

(*c*) In determining the "sales price" there shall be excluded (*i*) cash discounts allowed and taken on sales; (*ii*) the amount charged for property returned by purchasers to vendors upon rescission of contracts of sale when the entire amounts charged therefor are refunded either in cash or credit, and when the property is returned within ninety days from the date of sale; (*iii*) the amount charged for labor or services rendered in installing or applying the property sold; (*iv*) the amount of reimbursement of tax paid by the purchaser to the vendor under this section; (*v*) transportation charges separately stated, if the transportation occurs after the sale of the property is made; and (*vi*) the amount of the manufacturers' excise tax levied upon motor vehicles under section 4061 (*a*) of the Internal Revenue Code of 1954 of the United States, as amended.

(15) "Tangible personal property", personal property of any nature consisting of any produce, goods, wares, merchandise and commodities whatsoever, brought into, produced, manufactured or being within the commonwealth, but shall not include rights and credits, insurance policies, bills of exchange, stocks and bonds and similar evidences of indebtedness or ownership.

(16) "Tax", the excise imposed by this section.

(17) "Taxpayer", any person required by this section to make returns or to pay the tax imposed by this section.

(18) "Vendor", a retailer or other person selling tangible personal property of a kind the gross receipts from the retail sale of which are required to be included in the measure of the tax imposed by this section.

IMPOSITION AND RATE OF TAX.

Subsection 2. An excise is hereby imposed upon sales at retail of tangible personal property in this commonwealth by any vendor at the rate of three per cent of the gross receipts of the vendor from all such sales of such property, except as otherwise provided in this section.

Subsection 3. Reimbursement for the tax hereby imposed shall be paid by the purchaser to the vendor and each vendor in this commonwealth shall add to the sales price and shall collect from the purchaser the full amount of the tax imposed by this section, or an amount equal as nearly as possible or practicable to the average equivalent thereof; and such tax shall be a debt from the purchaser to the vendor, when so added to the sales price, and shall be recoverable at law in the same manner as other debts.

Subsection 4. For the purpose of adding and collecting the tax imposed by this section, or an amount equal as nearly as possible or practicable to the average equivalent thereof, to be reimbursed to the vendor by the purchaser, the following formula shall be in force and effect as follows: —

Amount of Sale.	*Amount of Tax.*
$0.01 to $0.18 inclusive.	No tax
.19 to .38 inclusive.	1 cent
.39 to .78 inclusive.	2 cents
.79 to 1.18 inclusive.	3 cents

In addition to a tax of three cents on each full dollar, a tax shall be collected on each part of a dollar in excess of a full dollar in accordance with the above formula.

Subsection 5. Upon each sale of tangible personal property taxable under the provisions of this section the amount of tax collected by the vendor from the purchaser under the provisions of this section shall be stated and charged separately from the sales price and shown separately on any record thereof at the time the sale is made, or on any evidence of sale issued or used by the vendor.

Subsection 6. Exemptions. — The following sales and the gross receipts therefrom shall be exempt from the tax imposed by this section: —

(*a*) Sales which the commonwealth is prohibited from taxing under the constitution or laws of the United States.

(*b*) Sales of tangible personal property in transit or stored at points of entry intended for export or import or which the vendor is obligated under the terms of any agreement to deliver to a purchaser outside the state or to an interstate carrier for delivery to a purchaser outside the state.

(*c*) Casual and isolated sales by a vendor who is not regularly engaged in the business of making sales at retail; provided, however, that nothing contained in this paragraph shall be construed to exempt any such sale of a motor vehicle or trailer as defined in section one of chapter ninety of the General Laws from the tax imposed under section two of this act.

(*d*) Sales to the United States, the commonwealth of Massachusetts or any political subdivision thereof, or their respective agencies.

(*e*) Sales to any corporation, foundation, organization or institution, organized exclusively for religious, scientific, charitable or educational purposes, including hospitals, no part of the net earnings of which inures to the benefit of any private shareholder or individual; provided, however, that such sales shall not be exempt unless (1) the tangible personal property which is the subject of such sales is used in the conduct of such religious, charitable, educational or scientific enterprise, (2) such corporation, foundation, organization or institution shall have first obtained a certification from the commissioner stating that it is entitled to such exemption, and (3) the vendor keeps a record of the sales price of each such separate sale, the name of the purchaser, the date of each such separate sale, and the number of such certificate. For the purposes of this section, a corporation, foundation, organization or institution shall be deemed to be operated for educational purposes only if it normally maintains a regular faculty and curriculum and normally has a regularly enrolled body of pupils or students in attendance at the place where its educational activities are regularly carried on.

(*f*) Sales of building materials and supplies to be used in the construction, reconstruction, alteration, remodeling or repair of (1) any building or structure owned by or held in trust for the benefit of any governmental body or agency described in paragraph (*d*) of this subsection and used exclusively for public purposes and (2) any building or structure owned by or held in trust for the benefit of any corporation, foundation, organization or institution described in paragraph (*e*) of this subsection and used exclusively in the conduct of its religious, scientific, charitable or educational purposes; provided, however, that such gov-

ernmental body or agency or such corporation, foundation, organization or institution shall have first obtained a certificate from the commissioner stating that it is entitled to such exemption and the vendor keeps a record of the sales price of each such separate sale, the name of the purchaser, the date of each such separate sale, and the number of such certificate.

(*g*) Sales of tangible personal property includable in the measure of the excises levied under the provisions of chapters sixty-three A, sixty-four A, sixty-four B, sixty-four C, sixty-four E, sixty-four F and chapter one hundred and thirty-eight of the General Laws.

(*h*) Sales of food products for human consumption. "Food products" includes cereals and cereal products, flour and flour products, milk and milk products, including ice cream, oleomargarine, meat and meat products, fish and fish products, eggs and egg products, vegetables and vegetable products, fruit and fruit products, soft drinks, spices and salt, sugar and sugar products, candy and confectionery; coffee and coffee substitutes, tea, cocoa and cocoa products; and ice when used for household consumption. "Food products" also includes meals consisting of any of the items defined as food products in this paragraph for consumption on or off the premises where sold, whether or not such meals are includable in the measure of the excise levied under the provisions of chapter sixty-four B of the General Laws. "Food products" does not include medicines, tonics and preparations in liquid, powdered, granular, tablet, capsule, lozenge and pill form sold as dietary supplements or adjuncts.

(*i*) The sales, furnishings or service of gas, water, electricity, telephone and telegraph.

(*j*) Sales of fuel used for heating purposes or in the operation of aircraft.

(*k*) Sales of articles of clothing, including footwear, intended to be worn or carried on or about the human body.

(*l*) Sales of medicine on prescriptions of registered physicians; sales of oxygen, blood or blood plasma; sales of artificial devices individually designed, constructed or altered solely for the use of a particular crippled person so as to become a brace, support, supplement, correction or substitute for the bodily structure including the extremities of the individual; sales of artificial limbs, artificial eyes, hearing aids, and other equipment worn as a correction or substitute for any functioning portion of the body; sales of artificial teeth by a dentist and the materials used by a dentist in dental treatment; sales of eyeglasses, when especially designed or prescribed by an ophthalmologist, oculist or optometrist for the personal use of the owner or purchaser; sales of crutches and wheel chairs for the use of invalids and crippled persons; and sales of baby oil.

(*m*) Sales of newspapers, magazines, books required for instructional purposes in educational institutions, books used for religious worship, publications of any corporation, foundation, organization or institution described in paragraph (*e*) of this subsection, and motion picture films for commercial exhibition.

(*n*) Sales of coffins, caskets, burial garments or other materials which are ordinarily sold by a funeral director as part of the business of funeral directing.

(*o*) Sales of vessels or barges of fifty tons burden or over when constructed in the commonwealth and sold by builders thereof; sales of fuel or substitute therefor, supplies and repairs to vessels engaged in foreign and interstate commerce.

(*p*) (1) Sales of livestock and poultry of a kind which ordinarily constitute food for human consumption; (2) sales of feed, including the bags in which the feed is customarily contained, for livestock and poultry of a kind which ordinarily constitute food for human consumption or are to be sold in the regular course of business; (3) sales of fertilizer, including ground limestone, hydrated lime, insecticides, fungicides, seed inoculants, seed disinfectants and plant hormones, as well as other substances commonly regarded in the same category and for the same use; and (4) sales of plants, including parts of plants, suitable for planting to produce food for human consumption or when such plants, including parts thereof or the produce thereof, are to be sold in the regular course of business, including such items as seed potatoes, onion sets, asparagus roots, berry plants or bushes, and fruit trees.

(*q*) (1) Sales of nonreturnable containers when sold without the contents to persons who place the contents in the container and sell the contents together with the container; (2) containers when sold with the contents if the sale price of the contents is not required to be included in the measure of the taxes imposed by this section; (3) returnable containers when sold with the contents in connection with a retail sale of the contents or when resold for refilling. As used in this paragraph the term "returnable containers" means containers of a kind customarily returned by the buyer of the contents for reuse. All other containers are "nonreturnable" containers. Nothing in this paragraph shall be construed so as to tax the sale of bags in which feed for livestock and poultry is customarily contained.

(*r*) Sales of materials, tools and fuel, or any substitute therefor, which become an ingredient or component part of tangible personal property to be sold or which are consumed and used directly in agricultural production; in commercial fishing; in an industrial plant in the process of the manufacture of tangible personal property to be sold, including the publishing of a newspaper; in the operation of commercial radio broadcasting or television transmission; in the furnishing of power to an industrial manufacturing plant; or in the furnishing of gas, water, steam or electricity when delivered to consumers through mains, lines or pipes. For the purpose of this paragraph, the raising of poultry and livestock shall be construed to be included in the term "agricultural production".

(*s*) Sales of machinery, or replacement parts thereof, used directly in agricultural production; in commercial fishing; in an industrial plant in the manufacture, conversion or processing of tangible personal property to be sold, including the publishing of a newspaper; in the operation of commercial radio broadcasting or television transmission; in the furnishing of power to an industrial manufacturing plant; or in the furnishing of gas, water, steam or electricity when delivered to consumers through mains, lines or pipes. For the purposes of this paragraph, the raising of poultry and livestock shall be construed to be included in the term "agricultural production".

(*t*) Sales of tangible personal property through coin operated vending machines at ten cents or less, provided the retailer is primarily engaged

in making such sales and keeps records satisfactory to the commission.

(*u*) Sales of motor vehicles purchased by and especially equipped for the use of a paraplegic.

(*v*) Sales of materials to be used or incorporated in the construction, reconstruction or improvement of public highways, bridges or other public works for the commonwealth or any of its agencies or political subdivisions under terms of a contract entered into or bids received prior to the effective date of the act.

REGISTRATION OF VENDORS.

Subsection 7. Registration of Vendors. — (*a*) *Application for Registration.* No person shall do business in this commonwealth as a vendor unless a registration or registrations shall have been issued to him as hereinafter described. Every person desiring to do business in this commonwealth as a vendor shall file with the commissioner for each place of business an application for registration, in such form as the commissioner with the approval of the commission, prescribes, giving such information as the commissioner requires. At the time of making the application, such person shall pay to the commissioner a registration fee of one dollar for each registration.

(*b*) *Issuance of Registration.* After compliance with the provisions of paragraph (*a*) by the applicant, the commissioner may issue to such applicant a separate certificate of registration for each place of business within the commonwealth. The certificate of registration shall not be assignable; shall be valid only for the person in whose name it is issued and for the transaction of business at the place designated therein; and shall at all times be conspicuously displayed at the place for which issued.

(*c*) *Suspension or Revocation of Registration.* The commissioner may suspend or revoke the registration of any person or may refuse to issue any such registration for failure to comply with the provisions of this section or with all pertinent rules and regulations of the commission promulgated hereunder. Any person aggrieved by such suspension, revocation or refusal may, within ten days after written notice thereof has been mailed or delivered to him, apply to the commission for a hearing setting forth in such application a full statement of the grounds on which he intends to rely; provided, that he has filed with the commission at the time of making such application a surety company bond running to the commonwealth, with a surety company authorized to do business in the commonwealth as surety, in such sum as the commission shall fix, conditioned upon the payment of all taxes then due under this section and to become due during the pendency of such appeal to the commission and of any further appeal to the appellate tax board or to the supreme judicial court. After such hearing, the commission shall give written notice of its decision. Any person aggrieved by a decision of the commission under this section may appeal therefrom to the appellate tax board within ten days after such written notice has been mailed or delivered to him. Such appeals to the appellate tax board shall be preferred cases to be heard, unless cause appears to the contrary, in priority to other cases. During the pendency of any such appeal to the commission or to the appellate tax board or to the supreme judicial

court, the suspension or revocation so appealed from shall be inoperative. In the case of an appeal from the refusal of the commissioner to issue a registration, the commissioner shall issue such registration during the pendency of the appeal.

A person whose registration has been suspended or revoked shall pay to the commissioner a fee of five dollars for the reissuance of a registration. The commissioner shall not issue a new registration after the suspension or revocation of a registration unless he is satisfied that the former holder of the registration will comply with the provisions of this section and with all pertinent rules and regulations thereunder.

(*d*) *Failure to Register.* Any person who fails to register as required by this subsection and does business in this commonwealth as a vendor shall be punished by a fine of not less than two hundred dollars nor more than five hundred dollars. The superior court may on petition of the commissioner restrain such person from doing business as a vendor in this commonwealth.

Subsection 8. Resale Certificates. — (*a*) *Presumption of Taxability.* — It shall be presumed that all gross receipts of a vendor from the sale of tangible personal property are from sales subject to tax until the contrary is established. The burden of proving that a sale of tangible personal property by any vendor is not a sale at retail shall be upon such vendor unless he takes from the purchaser a certificate to the effect that the property is purchased for resale.

(*b*) *Effect of Resale Certificate.* — The certificate shall relieve the vendor from the burden of proof only if taken in good faith from a person who is engaged in the business of selling tangible personal property and who holds the registration as provided for in subsection seven of this section and who, at the time of purchasing the tangible personal property, intends to sell it in the regular course of business or is unable to ascertain at the time of purchase whether the property will be sold or will be used for some other purpose.

(*c*) *Form of Resale Certificate.* — The certificate shall be signed by and bear the name and address of the purchaser and the number of his registration, and shall indicate the general character of the tangible personal property sold by the purchaser in the regular course of business. The certificate shall be in such form as the commissioner may prescribe.

(*d*) *Liability of Purchaser.* — If a purchaser who gives a certificate makes any use of the property other than retention, demonstration or display while holding it for sale in the regular course of business, the use shall be deemed a retail sale by the purchaser as of the time the property is first used by him, and the cost of the property to him shall be deemed the gross receipts from such retail sale. If the sole use of the property other than retention, demonstration or display in the regular course of business is the rental of the property while holding it for sale, the purchaser may elect to include in his gross receipts the amount of the rental charged rather than the cost of the property to him.

(*e*) *Penalty for Violation.* — Any person who gives a resale certificate for property which he knows at the time of purchase is not to be resold by him in the regular course of business for the purpose of evading payment to the seller of the amount of the tax applicable to the transaction shall be punished by a fine of not more than five hundred dollars.

RETURNS AND PAYMENT OF TAX.

Subsection 9. Filing of Returns. — On or before the twentieth day of each calendar month, each vendor who has made any sale at retail taxable under the provisions of this section during the preceding calendar month shall file a return with the commissioner. Such returns shall be filed upon a form furnished by the commissioner and approved by the commission and containing such information reasonably necessary for the administration of this section as the commissioner may require. The commission may by regulation require returns under this section to be filed on a quarterly rather than a monthly basis. Upon application of a vendor, the commissioner may issue a classified permit establishing such vendor's percentage of exempt sales. Such classified permits may be amended or revoked as to classification whenever the commissioner shall determine that the percentage of exempt sales is inaccurate or that such classification is not appropriate.

Subsection 10. Payment of Tax. — At the time of filing his return as provided by this section, the vendor shall pay to the commissioner the taxes imposed by this section. The taxes for the period for which a return is required to be filed by a vendor under this section shall be due and payable to the commissioner on the date established for the filing of the return for such period, without regard to whether a return is filed or whether the return which is filed correctly shows the amount of gross receipts and taxes due thereon.

Subsection 11. Extension of Time. — The commissioner for good cause shown may on the written application of a vendor grant a reasonable extension of time for filing any return required by this section, provided that the vendor, on or before the date prescribed for the filing of such return, files a tentative return, in such form as the commissioner may require, and pays therewith the amount of tax reasonably estimated to be due under this section. An application for any such extension of time shall be made prior to the date prescribed for the filing of the return.

Subsection 12. Records of Vendors. — Every vendor shall keep and preserve suitable records of gross receipts of sales, and such other books and accounts as the commissioner may require to determine the amount of tax due under the provisions of this section. Such records shall be open to inspection and examination at any reasonable time by the commissioner or his duly authorized representative and such records shall, unless the commissioner consents in writing to an earlier destruction, be preserved for three years after the date the return was filed or the date it was due, whichever occurs later and for such further period as may be agreed upon for the assessment of any deficiency under subsection fifteen.

Subsection 13. Secrecy of Returns. — (*a*) *In General.* — The records and files of the commissioner and the commission respecting the administration of this section shall be confidential and privileged, and it shall be unlawful for the commission, the commissioner or any employee of the commonwealth to divulge or disclose any information obtained from said records or files or from any examination or inspection of the premises or property of any person. Neither the commission, the commissioner nor any employee engaged in the administration of this section or charged with the custody of any such records or files shall be required

to produce any of them for the inspection of any person or for use in any action or proceeding except in behalf of the commission or the commissioner in an action or proceeding under the provisions of this section to which the commission or the commissioner is a party, or in behalf of any party to any action or proceeding under the provisions of this section, when the records or files or the facts shown thereby are directly involved in any such action or proceeding.

(*b*) *Other Information not Secret.* — Nothing herein contained shall be construed to prevent:

(1) The delivery to a taxpayer or his duly authorized representative a copy of any return or any other paper filed by him pursuant to the provisions of this section.

(2) The publication of statistics so classified as to prevent the identification of particular returns or reports and the items thereof.

(3) The disclosure of information to duly authorized tax officials of the United States and of other states, districts and territories of the United States; provided, however, that such information may be given only on the written request of the duly authorized official when in the opinion of the commission the said official's government permits the exchange of like information with the tax officials of this commonwealth and when the said official agrees that such information shall be used exclusively for administering the tax laws of said official's government.

(*c*) *Penalties for Violation.* — Whoever violates any provision of this subsection shall be punished by a fine of not more than one thousand dollars, or by imprisonment for not more than six months, or both.

Subsection 14. Compensation for Collecting Tax. — For the purpose of defraying in whole, or in part, his expenses in keeping the records prescribed and collecting and remitting the tax imposed by this section, the taxpayer shall be entitled to deduct and withhold from the taxes otherwise due from him two per cent thereof, provided he has complied with all of the requirements of this section and all pertinent rules and regulations of the commission promulgated hereunder.

Subsection 15. Assessment of tax. — (*a*) *In General.* — The tax imposed by this section shall be deemed to be assessed at the amount shown as the tax due on the return filed under the provisions of this section and on any amendment, correction or supplement thereof or at the amount properly due under this section; whichever is less.

(*b*) *Assessment of Deficiencies.* — If the commissioner determines from the verification of a return, or otherwise, that the full amount of any tax due under this section, or any portion thereof, has not been assessed or is not deemed to be assessed, he may, at any time within three years after the date the return was filed or the date it was due, whichever occurs later, assess the same with interest as provided in subsection nineteen to the date when the deficiency assessment is required to be paid hereunder, first giving notice to the vendor to be assessed of his intention; and such vendor or a representative of the vendor shall thereupon have an opportunity, within thirty days after the date of such notification, to confer with the commissioner or his duly authorized representative as to the proposed assessment. After the expiration of thirty days from the date of such notification, the commissioner shall assess the amount of the tax remaining due the commonwealth, or any portion thereof, which he believes has not there-

tofore been assessed and shall give notice to the vendor so assessed. One or more deficiency assessments may be made of the amount due for one or for more than one period. Any tax so assessed shall be paid to the commissioner within fourteen days after the date of the notice of assessment.

In the case of an arithmetic or clerical error apparent upon the face of the return, the commissioner may assess a deficiency attributable to such error without giving prior notice of his intention to the vendor to be assessed.

(*c*) *Refund of Overpayments.* — If, on the verification of a return, or otherwise, the commissioner determines that an overpayment of the full amount of any tax, and interest and penalties thereon, due under this section with respect to such return has been made by the vendor, the amount of such overpayment may, in his discretion, be deducted from any unpaid amounts due for other periods or on other returns of the vendor. The balance of such overpayment shall be refunded to the vendor if it exceeds ten dollars; if such balance is ten dollars or less, it may be refunded in the discretion of the commissioner. Interest upon such refund at six per cent per annum shall be paid from a date six months after the date of the payment of said amount to the commissioner, the date upon which the return was due or the date upon which the return was filed, whichever is the latest.

(*d*) *Extension by Agreement.* — If, before the expiration of the time prescribed under paragraph (*b*) for the assessment of any deficiency, the commissioner and the vendor consent in writing to extend the time for the assessments of any deficiency, the commissioner or his duly authorized representative may inspect and examine the records of the vendor as provided in subsection twelve, may give any notice of intention to assess required by this subsection and may assess any deficiency at any time prior to the expiration of the extended time. The period so extended by the commissioner and the vendor may be further extended by subsequent agreements in writing made before the expiration of the time last extended.

(*e*) *Exceptions to Assessment Limitation.* — The commissioner may assess the tax imposed by this section at any time if a vendor has filed no return; has filed a false or fraudulent return with intent to evade the tax imposed by this section; or has filed a return with a wilful attempt in any manner to defeat or evade the tax imposed by this section.

(*f*) *Notice of Assessment.* — If the assessment of any tax is in excess of the amount shown on the return as the tax due, the commissioner shall, as soon as may be, give written notice to the vendor of the amount of the assessment, the amount of any balance due and the time when the same is required to be paid, but failure to receive such notice shall not affect the validity of the tax.

Subsection 16. Collection of Unpaid Taxes. — Assessed taxes remaining unpaid after the date upon which the same are required to be paid shall bear interest at the rate of six per cent per annum until paid, which shall be added to and become part of the tax. Every person who fails to pay to the commissioner any sums required by this section shall be personally and individually liable therefor to the commonwealth. The term "person", as used in this subsection, includes an officer or employee of a corporation, or a member or employee of a partnership, who as

such officer, employee or member is under a duty to pay over the taxes imposed by this section.

Subsection 17. Remedies for Collection. — The commissioner shall have for the collection of taxes imposed by this section all the powers and remedies provided by chapter sixty of the General Laws for the collection of taxes on personal estate by collectors of taxes of towns. Any warrant for the collection of a tax imposed under this section may be issued to any deputy collector, sheriff, deputy sheriff or constable, and he shall have authority to proceed thereunder anywhere within the commonwealth. The officer, to whom a warrant for the collection of such a tax is given, shall collect said tax, penalties and interest as herein provided, including the charges and fees provided in section fifteen of chapter sixty, and shall pay over such amounts collected to the commissioner. Such officer, other than a deputy collector, may collect and receive for his fees the sum which an officer would be entitled by law to receive upon an execution for a like amount.

The commissioner may recover any tax imposed by this section in an action of contract in the name of the commonwealth. Any tax imposed by this section may also be collected by any information brought in the supreme judicial court by the attorney general at the relation of the commissioner. The court may issue an injunction upon such information, restraining the further prosecution of the business of the vendor until such taxes, with interest and costs thereon, have been paid.

Interest, penalties and additional taxes imposed under this section may be recovered in the manner provided for in this subsection.

Subsection 18. Jeopardy Assessments. — If the commissioner believes that the collection of any tax imposed by this section will be jeopardized by delay, he shall, whether or not the time otherwise prescribed by law for making return and paying such tax has expired, immediately assess such tax (together with all interest and penalties, the assessment of which is provided for by law). Such tax, penalties and interest shall thereupon become immediately due and payable, and immediate notice and demand shall be made by the commissioner for the payment thereof. Upon failure or refusal to pay such tax, penalty and interest, the commissioner shall proceed forthwith to the collection thereof.

Subsection 19. Interest and Penalties. — (*a*) *Interest.* — All taxes imposed by this section shall be due and payable on or before the due date of the return, determined without regard to any extension of time. The portion of any taxes not paid on or before said date shall bear interest from said date at the rate of one half of one per cent per month, or major fraction thereof, until it is paid. Deficiency assessments made under subsection fifteen and additional taxes assessed under paragraph (*c*) of this subsection shall include interest as provided in this subsection to the date when the tax so assessed or any unpaid balance thereof is required to be paid. Interest so assessed shall become a part of the tax.

(*b*) *Penalty for Late Returns.* — If any vendor required to file a return under this section fails to file such return within the time prescribed by this section, there shall be added to and become a part of the tax, as an additional tax, a sum equal to one half of one per cent of the tax ultimately determined to be due for each month, or major fraction thereof, that the vendor is in default, but not less than ten dollars.

(c) *Additional Tax.* — If a vendor who has been notified by the commissioner that he has failed to file a return or has filed an incorrect or insufficient return, refuses or neglects within thirty days after the date of such notification to file a proper return, or if a vendor has filed a false or fraudulent return or has filed a return with a wilful attempt in any manner to defeat or evade the tax, the commissioner shall determine, according to his best information and belief, the sales and gross receipts of such vendor taxable under this section and shall assess the same at not more than double of the amount so determined, which additional tax shall be in addition to the other penalties provided by this section.

Subsection 20. Abatement of Taxes. — If the tax shown on the return filed by any person pursuant to this section is believed to be excessive or illegal, such person may apply in writing to the commission, upon a form approved by the commission, for an abatement thereof at any time within three years from the last day for filing such return, determined without regard to any extension of time. Any person aggrieved by the assessment of any tax imposed by this section may apply in writing to the commission, upon a form approved by the commission, for an abatement thereof at any time within two years after the date upon which the notice of assessment is sent. The commission shall, if requested, give the applicant a hearing upon his application; and if the commission finds that the tax is excessive in amount or illegal, the commission shall abate the tax in whole or in part accordingly.

If an abatement is granted and the tax has been paid, the state treasurer, upon certification of the commission, shall repay to the person who paid the tax the amount of such abatement, with interest thereon at the rate of six per cent per annum from the time when it was paid; provided, that if such person is a vendor who has collected reimbursement of such tax, no actual refund of money shall be made to such vendor until he shall first establish to the satisfaction of the commission, under such regulations as it may prescribe, that the vendor has repaid to the purchaser the amount for which the application for refund is made. In lieu of any refund required to be made, a credit may be allowed therefor on payment due from the applicant. The commission shall give notice to the applicant of its decision upon any application for abatement under this subsection.

Subsection 21. Limitation of Abatements. — No tax assessed on any person liable to taxation under this section shall be abated in any event unless the person assessed shall have filed, at or before the time of bringing his application for abatement, a return as required by subsection nine for the period to which his application relates; and if he failed without good cause to file his return within the time prescribed by law, or filed a fraudulent return, or having filed an incorrect or insufficient return, has failed, after notice, to file a proper return, the commission shall not abate the tax below double the amount for which the person assessed was properly taxable under this section.

Subsection 22. Appeal to Appellate Tax Board. — Any person aggrieved by the refusal of the commission to abate, in whole or in part, under subsection twenty a tax assessed or collected under this section, may appeal therefrom within ninety days after the date of the notice of the decision of the commission, or within six months after the time

when the application for abatement is deemed to be denied, as provided by section six of chapter fifty-eight A of the General Laws, by filing a petition with the clerk of the appellate tax board. If, on hearing, said board finds that the person making the appeal was entitled to an abatement under subsection twenty from the tax assessed on him, it shall make such abatement as it sees fit. Findings of fact of the appellate tax board shall be final and conclusive, and shall be communicated in writing to the petitioner and the commission within five days thereafter. If a tax so abated has been paid, the state treasurer, upon presentation to him of the notice of the decision of the board, shall repay to the petitioner the amount of the abatement and interest at the rate of six per cent per annum from the date of payment or the due date of the return, whichever is later.

The remedies provided by this subsection and subsections twenty and twenty-one shall be exclusive.

PROHIBITION AND PENALTIES.

Subsection 23. Unlawful Advertising. — It shall be unlawful for any vendor to advertise or hold out or state to the public or any customer, directly or indirectly, that the tax or any part thereof will be assumed or absorbed by the vendor or that it will not be added to the selling price of the property sold or, if added, it or any part thereof will be refunded. Whoever violates any provision of this subsection shall be punished by a fine of not more than one hundred dollars for each offense.

Subsection 24. Criminal Penalties. — Any vendor who wilfully fails to file a return required by this section when due, or wilfully files an incorrect or insufficient return, or, with intent to evade taxation, files no return or a false or fraudulent return or submits a false certificate, affidavit or other statement to the commissioner or the commission relating to the amount of tax for which he is liable, shall be punished by a fine of not less than one hundred nor more than ten thousand dollars, or by imprisonment for not more than one year, or both.

Any person, who wilfully aids or assists in, procures, counsels or advises the preparation or presentation under, or in connection with any matter arising under this section, of a return, application or other document, which is fraudulent or is false and known by such person to be false as to any material matter, whether or not such falsity or fraud is with the knowledge or consent of the person required to present such return, application or document, shall be punished as provided in this subsection. Any person who, in connection with the preparation of a tax return for another, receives money from such other person on the understanding that it is to be paid over to the commissioner to discharge in whole, or in part, such other person's liability under this section, and fails to pay the same over to the commissioner shall be punished as provided in this subsection.

MISCELLANEOUS PROVISIONS.

Subsection 25. Special Provisions Relating to Motor Vehicles. — For the purposes of this section every transfer of the registration of a motor vehicle or trailer, as defined in section one of chapter ninety of the General Laws, shall be presumed to be a sale at retail. Upon the re-

turn of the certificate of registration, as required by section two of said chapter ninety, the registrar of motor vehicles shall forthwith inform the commissioner of the date of transfer and the names and addresses of the former and new owners. On and after April first, nineteen hundred and sixty-six, no certificate of registration shall be issued by the registrar of motor vehicles to the new owner until such new owner shall furnish evidence, on such forms as shall be prescribed by the commissioner and the registrar of motor vehicles, that any tax due under the provisions of this section or section two of this act has been paid in accordance with regulations of the commission.

Subsection 26. Trade-in of Motor Vehicles, Trailers and Farm Tractors. — Where a trade-in of a motor vehicle, trailer or farm tractor is received by a dealer in such vehicles holding a valid vendor's registration, upon the sale of another motor vehicle, trailer or farm tractor to a consumer, or user, the tax shall be imposed only on the difference between the sale price of the motor vehicle, trailer or farm tractor purchased and the amount allowed on the motor vehicle, trailer or farm tractor traded in on such purchase. When any such motor vehicle, trailer or farm tractor traded in is subsequently sold to a consumer or user, the tax provided for in this section shall apply. For the purpose of this subsection the term "farm tractor" means any self-propelled vehicle designed and used primarily as a farm implement for drawing plows, mowing machines and other farm equipment.

Subsection 27. Sale or Disposition of Business or Stock of Goods. — (*a*) *Withholding by Purchaser.* — If any vendor liable for any amount under this section sells out his business or stock of goods or quits the business, his successors or assigns shall withhold a sufficient portion of the purchase price to cover such amount until the former owner produces a certificate from the commissioner showing that it has been paid or that no amount is due.

(*b*) *Liability of Purchaser.* — If the purchaser of a business or stock of goods fails to withhold the portion of the purchase price as required by paragraph (*a*) he shall become personally liable for the payment of the amount required to be withheld by him to the extent of the purchase price, valued in money. Within sixty days after receiving a written request from the purchaser for a certificate, the commissioner shall either issue the certificate or mail notice to the purchaser at his address as it appears on the records of the commission of the amount that must be paid as a condition of issuing the certificate. Failure of the commissioner to mail the notice shall release the purchaser from any further obligation to withhold purchase price as above provided. The time within which the obligation of the successor may be enforced shall start to run at the time the vendor sells out his business or stock of goods or at the time that the assessment against the vendor becomes final, whichever event occurs later.

Subsection 28. Notices. — Any notice authorized or required under the provisions of this section may be served personally or may be given by mailing the same, postage prepaid, to the person for whom it is intended, addressed to such person at his address as it appears in the records of the commissioner or the commission.

Subsection 29. Security for Payment of Tax. — The commissioner may require any vendor whose sales are subject to the tax imposed by

this section to file with him a bond, with a surety company authorized to transact business in this commonwealth as surety, in such amount as the commissioner may determine, to secure the payment of any tax, interest or penalty due or which may become due from such vendor under this section; provided, however that the amount of such bond shall not exceed the amount which the commissioner shall determine to be such vendor's average tax liability for a six-month period.

In lieu of a surety bond a vendor may deposit with the state treasurer bonds or other negotiable obligations of the commonwealth or of the United States of America of such aggregate face amount as the commissioner may from time to time deem necessary adequately to secure payment of the tax or any interest or penalty imposed by this section; provided, that bonds need not be accepted by the state treasurer unless in registered form and of denominations satisfactory to him. In case of a deposit of bonds or other negotiable obligations with the state treasurer hereunder, he shall, while in possession of such bonds, remit to such vendor as aforesaid, or persons entitled thereto, the interest accruing and payable thereon; and, if the tax imposed by this section and all interest and penalties shall be paid in full and if the person is no longer a vendor under this section, he shall return such bonds or obligations to the persons entitled thereto. If the tax together with all interest and penalties shall not be paid in accordance with this section, the state treasurer may sell all or any part of such bonds or obligations to satisfy the amount due the commonwealth as aforesaid and shall return to the persons entitled thereto any excess left in his hands, provided, however, the person is no longer a vendor under this section.

Subsection 30. Regulations. — The commission shall issue such emergency regulations not inconsistent with this section, as it deems necessary for the administration and enforcement of this section at the earliest practicable date after this section shall become effective and shall file regulations with the state secretary within four months after this section shall become effective.

Subsection 31. Administration. — Pursuant to the provisions of chapter fourteen of the General Laws, the commissioner shall administer and enforce the provisions of this section.

TAXATION OF THE STORAGE, USE OR OTHER CONSUMPTION OF TANGIBLE PERSONAL PROPERTY.

SECTION 2. A tax on the storage, use or other consumption of tangible personal property is imposed in accordance with the following subsections:

Subsection 1. Definitions. — When used in this section the following words, terms and phrases shall have the following meaning except where the context clearly indicates a different meaning: —

(1) The definitions of "business", "commission", "commissioner", "engaged in business", "engaged in business in this commonwealth", "gross receipts", "person", "retailer", "retail establishment", "return", "sale" and "selling", "sale at retail", and "retail sale", "sales price", "tangible personal property", "tax", "taxpayer", and "vendor", as defined in section one of this act are hereby incorporated in and made applicable to this section.

(2) "Purchase" and "purchased" mean and include:

(*a*) Any transfer of title or possession, or both, exchange, barter, lease, rental, license to use, license to consume, conditional or otherwise, in any manner or by any means whatsoever, of tangible personal property for a consideration.

(*b*) A transaction whereby the possession of property is transferred but the seller retains the title as security for the payment of the price.

(*c*) A transfer for a consideration of the title or possession of tangible personal property which has been produced, fabricated or printed to the special order of the customer, or of any publication.

(3) "Purchaser", any person who shall have purchased tangible personal property sold at retail and includes a buyer, vendee, lessee, licensee or grantee.

(4) "Store" and "storage", any keeping or retention in this commonwealth for any purpose except sale in the regular course of business or subsequent use solely outside of this commonwealth of tangible personal property purchased from a vendor.

(5) "Use", the exercise of any right or power over tangible personal property incident to the ownership of that property, except that it does not include the sale of that property in the regular course of business.

"Store" and "storage", and "use" shall not include the keeping, retaining, or exercising any right or power over tangible personal property for the purpose of subsequently transporting it outside the commonwealth for use thereafter solely outside the commonwealth, or for the purpose of being processed, fabricated, or manufactured into other tangible personal property to be transported outside the commonwealth and thereafter used solely outside the commonwealth.

IMPOSITION AND LIABILITY FOR TAX.

Subsection 2. Imposition and Rate of Tax. — Except as otherwise provided in this section an excise is hereby imposed upon the storage, use or other consumption in this commonwealth of tangible personal property purchased from any vendor for storage, use or other consumption within this commonwealth at the rate of three per cent of the sales price of the property.

Subsection 3. Liability of User. Every person storing, using or otherwise consuming in this commonwealth tangible personal property purchased from a vendor shall be liable for the tax imposed by this section. His liability shall not be extinguished until said tax has been paid to the commissioner, except that a receipt from a vendor engaged in business in this commonwealth or from a vendor who is authorized by the commissioner, under such regulations as the commission may prescribe, to collect the tax and who is, for the purposes of this section, regarded as a vendor engaged in business in this commonwealth, given to the purchaser pursuant to subsection four of this section, shall be sufficient to relieve the purchaser from further liability for the tax to which the receipt refers.

Subsection 4. Liability of Vendor. — Every vendor engaged in business in this commonwealth and making sales of tangible personal property for storage, use or other consumption in this commonwealth not exempted under this section, shall at the time of making the sales, or, if the storage, use or other consumption of the tangible personal property is not then taxable hereunder, at the time the storage, use or other con-

sumption becomes taxable, collect the tax from the purchaser and give to the purchaser a receipt therefor in the manner and form prescribed by the commissioner. The tax required to be collected by the vendor shall constitute a debt owed by the vendor to this commonwealth. For the purpose of uniformity of tax collection by the vendor and for other purposes the provisions of subsections three, four and five of section one are hereby incorporated in and made applicable to this section.

EXEMPTIONS.

Subsection 5. Exemptions. — The tax imposed by this section shall not apply to the following:

(*a*) Sales upon which taxes are imposed under section one of this act.

(*b*) Sales exempt from the taxes imposed under section one of this act; provided, however, that in the case of the purchase of any motor vehicle or trailer as defined in section one of chapter ninety other than from a vendor who is regularly engaged in the business of making sales at retail of motor vehicles or trailers, the receipts from which are exempt from the tax imposed under said section one, the purchaser thereof, except when said purchaser is the spouse, mother, father, brother, sister or child of the seller, shall pay the tax imposed by this section.

(*c*) Sales upon which the purchaser has paid a tax or made reimbursement therefor to a vendor or retailer under the laws of any state or territory of the United States, or the District of Columbia.

RESALE CERTIFICATES — PRESUMPTION OF TAXABILITY.

Subsection 6. (*a*) *Presumption of Taxability.* — For the purpose of the proper administration of this section and to prevent evasion of the tax imposed hereunder, it shall be presumed that tangible personal property sold by any person for delivery in this commonwealth is sold for storage, use or other consumption in this commonwealth until the contrary is established. The burden of proving the contrary is upon the person who makes the sale unless he takes from the purchaser a certificate to the effect that the property is purchased for resale.

(*b*) *Effect of Resale Certificate.* — The certificate relieves the person selling the property from the burden of proof only if taken in good faith from a person who is engaged in the business of selling tangible personal property and who holds the registration provided by subsection seven of section one of this act and who, at the time of purchasing the tangible personal property, intends to sell it in the regular course of business or is unable to ascertain at the time of purchase whether the property will be sold or will be used for some other purpose.

(*c*) *Form of Certificate.* — The certificate shall be signed by and bear the name and address of the purchaser and the number of his registration, and shall indicate the general character of the tangible personal property sold by the purchaser in the regular course of business. The certificate shall be in such form as the commissioner may prescribe.

(*d*) *Liability of Purchaser.* — If a purchaser who gives a certificate stores or makes any use of the property other than retention, demonstration or display while holding it for sale in the regular course of busi-

ness, the storage or use is taxable as of the time the property is first so stored or used. If the sole use of the property, other than retention, demonstration for display in the regular course of business, is the rental of the property while holding it for sale, the purchaser may elect to pay the tax on the use measured by the amount of the rental charged rather than the sales price of the property to him.

(*e*) *Penalty for Violation.* — Any person, who gives a resale certificate for property which he knows at the time of purchase is not to be resold by him in the regular course of business for the purpose of evading payment to the vendor of the amount of the tax applicable to the transaction, shall be punished by a fine of not more than five hundred dollars.

(*f*) *Presumption of Purchase from Retailer.* — It shall be presumed that tangible personal property shipped or brought to the commonwealth by the purchaser after April first, nineteen hundred and sixty-six was purchased from a retailer on or after such date for storage, use or other consumption in this commonwealth, provided that such property was shipped or brought into the commonwealth within six months after its purchase.

REGISTRATION OF VENDORS.

Subsection 7. Registration of Vendors. — (*a*) *Application for Registration.* No person, engaged in business in the commonwealth as a vendor, shall sell tangible personal property for storage, use or other consumption in the commonwealth unless a registration has been issued to him as hereinafter described. Each person, engaged in business in the commonwealth, as a vendor, who desires to sell tangible personal property for storage, use or other consumption in the commonwealth, shall file with the commissioner an application for registration, in such form as the commissioner with the approval of the commission, prescribes, giving the name and address of all agents operating in the commonwealth, the location of all distribution or sales houses or offices or other places of business in the commonwealth and such other information as the commissioner requires. At the time of making the application, such person shall pay to the commissioner a registration fee of one dollar. Any person who has complied with the provisions of subsection seven of section one of this act shall not be required to register under this subsection.

(*b*) *Issuance of Registration.* — After compliance with the provisions of paragraph (*a*) by the applicant, the commissioner may issue to such applicant a registration. This registration shall not be assignable and shall be valid only for the person in whose name it is issued. The provisions of subsection seven (*c*) of section one with respect to the suspension or revocation of registration shall apply to all persons required to register by this subsection, which provisions are hereby incorporated in and made applicable to this section.

(*c*) *Failure to Register.* — Any person who fails to register as required by this subsection and sells tangible personal property for storage, use or other consumption in the commonwealth as a vendor shall be punished by a fine of not less than two hundred nor more than five hundred dollars. The superior court may on petition of the commissioner restrain such person from selling tangible personal property for storage, use or other consumption in the commonwealth.

Subsection 8. Record Keeping. — Every vendor required to register in accordance with the provisions of subsection seven of this section shall be subject to the record keeping provisions of subsection twelve of section one, which provisions are hereby incorporated in and made applicable to this section.

RETURNS AND PAYMENT OF TAX.

Subsection 9. Returns and Payment of Tax. — The provisions of subsections nine, ten, eleven and thirteen of section one of this act are hereby incorporated in and made applicable to this section. Every vendor who is required or expressly authorized to pay the tax imposed by this section shall file returns and pay the tax in accordance with the provisions of such subsections applicable to the filing of returns and the payment of the tax and as shall be prescribed by regulations of the commission.

Subsection 10. Monthly Returns — Content and Form — Payment of Tax by Purchaser. — (*a*) *Filing Returns.* — Every purchaser who is required to pay a tax under this section shall file a return with the commissioner within twenty days after the end of each calendar month. Such returns shall show the total sales prices of all tangible personal property purchased at retail sale upon which the tax imposed has not been paid by the purchaser to vendors, the amount of tax for which the purchaser is liable, and such other information as the commissioner deems necessary for the computation and collection of the tax. The commission may by regulation require returns under this subsection to be filed on a quarterly rather than a monthly basis.

(*b*) *Contents of Return.* — The return filed by a purchaser shall include the sales prices of all tangible personal property purchased as taxable retail sale during the calendar month or other period for which the return is filed and upon which the tax imposed has not been reimbursed by the purchaser to vendors.

(*c*) *Payment of Tax.* — At the time of filing his return as provided in this subsection the purchaser shall pay to the commissioner the amount of tax for which he is liable as shown by the return.

(*d*) *Due Date of Tax.* — The taxes for the period for which a return is required to be filed under this subsection shall be due by the taxpayer and payable to the commissioner on the date established for the filing of the return for such period, without regard to whether a return is filed or whether the return which is filed correctly shows the amount of the total sales prices and taxes due thereon.

ASSESSMENT, COLLECTION, ADMINISTRATION, ENFORCEMENT, ABATEMENTS AND APPEALS.

Subsection 11. The assessment and collection of the tax imposed by this section, the administration and enforcement thereof, the abatement of taxes imposed by this section, and the rights and procedure for appeals shall be governed by the provisions of subsections fifteen to twenty-two, inclusive, of section one of this act, which provisions are hereby incorporated in and made applicable to this section. For the purposes of this section said provisions shall be construed to apply to any purchaser who becomes liable to taxation under this section.

PROHIBITION AND PENALTIES.

Subsection 12. Unlawful Advertising. — It shall be unlawful for any vendor to advertise or hold out or state to the public or any customer, directly or indirectly, that the tax or any part thereof will be assumed or absorbed by the vendor or that it will not be added to the selling price of the property sold or, if added, it or any part thereof will be refunded. Whoever violates any provision of this subsection shall be punished by a fine of not more than one hundred dollars for each offense.

Subsection 13. Criminal Penalties. — Any vendor or purchaser who wilfully fails to file a return required by this section when due, or wilfully files an incorrect or insufficient return, or, with intent to evade taxation, files no return or a false or fraudulent return or submits a false certificate, affidavit or other statement to the commissioner or the commission relating to the amount of tax for which he is liable, shall be punished by a fine of not less than one hundred nor more than ten thousand dollars, or by imprisonment for not more than one year, or both.

Any person, who wilfully aids or assists in, procures, counsels or advises the preparation or presentation under, or in connection with any matter arising under this section, of a return, application or other document, which is fraudulent or is false and known by such person to be false as to any material matter, whether or not such falsity or fraud is with the knowledge or consent of the person required to present such return, application or document, shall be punished as provided in this subsection. Any person who, in connection with the preparation of a tax return for another, receives money from such other person on the understanding that it is to be paid over to the commissioner to discharge in whole, or in part, such other person's liability under this section, and fails to pay the same over to the commissioner shall be punished as provided in this subsection.

Subsection 14. The provisions of subsections twenty-five to thirty-one inclusive, of section one of this act are hereby incorporated in and made applicable to this section.

SECTION 3. Agreements for the sale of goods subject to the tax imposed by section one of this act and the storage, use or other consumption in this commonwealth of tangible personal property subject to an excise imposed by section two of this act entered into before the effective date of this section shall be exempt from the tax imposed by said section; provided, that such agreements are in writing, signed by the vendor and purchaser, and impose an unconditional liability on the part of the purchaser to buy the goods covered thereby at a fixed price without escalator clause, and an unconditional liability on the part of the vendor to deliver a definite quantity of such goods at the contract price; and provided, further, that delivery is made not later than June thirtieth, nineteen hundred and sixty-six.

SECTION 4. Sales of building materials and supplies subject to the excise imposed by section one of this act and the storage, use or other consumption in this commonwealth of building materials and supplies subject to the excise imposed by section two of this act shall be exempt from the excises imposed by said sections to the extent that such building materials and supplies are to be used in construction, reconstruction, alteration, remodeling or repair of any building or structure pursuant to a contract entered into before the effective date of this section

or entered into within sixty days after said effective date pursuant to a bid required to be submitted before said date; provided, that such contract is in writing, signed by the contractor and the party for whom such work is to be performed and imposes an obligation on the part of the contractor to perform such work, without conditions or escalator clauses with respect to said tax; and provided, further, that notice of such contract, by reason of which an exemption is claimed under this section, is given to the commissioner within ninety days after the passage of this act.

SECTION 5. Subsection (*b*) of section 5 of chapter 62 of the General Laws is hereby amended by striking out the second sentence, as appearing in section 1 of chapter 443 of the acts of 1956, and inserting in place thereof the following sentence: — In the case of a single person or a married person filing a separate return the exemption allowable under this subsection shall be two thousand dollars; provided, however, that if the taxpayer is totally blind the exemption otherwise allowable shall be increased by two thousand dollars and if the taxpayer had attained the age of sixty-five before the close of the preceding calendar year the exemption otherwise allowable shall be increased by five hundred dollars.

SECTION 6. Said subsection (*b*) of said section 5 of said chapter 62 is hereby further amended by inserting after the fourth sentence, as so appearing, the following sentence: — If either spouse had attained the age of sixty-five before the close of the preceding calendar year, the aggregate exemption otherwise allowable on such joint returns shall be increased by five hundred dollars or an amount equal to such spouse's total business income subject to taxation under this chapter in excess of two thousand dollars, whichever is less.

SECTION 7. Said chapter 62 is hereby further amended by inserting after section 6A, the following section: —

Section 6B. Every qualified taxpayer, as hereinafter defined, shall be entitled to a credit of four dollars for himself, four dollars for his spouse, if any, and eight dollars for each qualified dependent, as hereinafter defined; provided, however, that such credit shall not be allowable if the total income subject to taxation under this chapter of such individual and his spouse, if any, exceeded five thousand dollars for such year. No such credit shall be allowable to a married individual unless a joint return is filed under this chapter or chapter sixty-two A. If the tax due as shown by the return of any individual is less than the total amount of the credits which he is entitled to claim pursuant to this section, such individual shall be entitled to a refund in the amount of the excess of the credits over the tax otherwise due.

Any individual entitled to claim any credit pursuant to this section and not otherwise required to file a return under this chapter may obtain a refund in the amount of such credit by filing a return and claiming a refund. Any refund to which an individual is entitled under the provisions of this section shall be made in the same manner as other refunds under this chapter. No refund or credit shall be allowed pursuant to this section unless such credit or refund is claimed on a return filed on or before the fifteenth day of the fourth month following the close of the taxable year or within any extension of time for filing such return granted pursuant to section twenty-nine.

As used in this section, the term "qualified taxpayer" means an individual who was an inhabitant of the commonwealth for not less than

six months during the preceding calendar year, and who was not a person for whom another taxpayer was entitled to claim a deduction under subsection (*h*) of section six, and the term "qualified dependent" means an individual other than a spouse for whom a qualified taxpayer was entitled to claim a deduction under said subsection (*h*) of said section six.

SECTION 8. Section 3 of chapter 62A of the General Laws, as appearing in section 1 of chapter 692 of the acts of 1955, is hereby amended by adding the following paragraph: —

An eligible individual and his spouse may make a joint return of income taxes under this chapter to the extent that the commission may authorize by regulation. Each spouse shall be jointly and severally liable for the entire tax. Any eligible individual entitled to any credit under section six B of chapter sixty-two may claim such credit in the return filed under this chapter.

SECTION 9. Section 2 of chapter 63 of the General Laws is hereby amended by striking out the first sentence, as appearing in section 2 of chapter 613 of the acts of 1962, and inserting in place thereof the following sentence: — Every bank shall pay, on account of each taxable year, a tax measured by its net income, as defined in section one, at the rate assessed upon other financial corporations; provided, that such rate shall not be higher than the highest of the rates assessed under this chapter upon mercantile and business corporations doing business in the commonwealth; and, provided, further, that such rate shall not be higher than ten per cent.

SECTION 10. Said chapter 63 is hereby further amended by striking out section 7, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: —

Section 7. Any taxes assessed upon any bank under the provisions of the foregoing sections shall be in lieu of any and all other taxes under this chapter.

SECTION 11. Said chapter 63 is hereby further amended by striking out section 11, as most recently amended by section 3 of chapter 493 of the acts of 1961, and inserting in place thereof the following section: —

Section 11. Every savings bank as defined in chapter one hundred and sixty-eight, every co-operative bank as defined in chapter one hundred and seventy and every state or federal savings and loan association located in the commonwealth shall pay to the commissioner an annual excise equal to the following:

(*a*) on or before the twenty-fifth day of the seventh month of the taxable year, there shall be paid (1) one-half of one per cent of a reasonable estimate of its net operating income, as hereinafter defined, for the taxable year, and (2) one-twentieth of one per cent of the average amount of its deposits or of its savings accounts and share capital for the first six months of the taxable year, after deducting from such average amounts (*i*) its real estate used for banking purposes, valued at cost less reasonable depreciation, and (*ii*) the unpaid balances on its loans secured by the mortgage of real estate taxable in this commonwealth, or real estate situated in a state contiguous to the commonwealth, and within a radius of fifty miles of the main office of such bank or association, and in the case of a bank or association not previously subject to tax by this commonwealth the unpaid balances on such of its loans secured by the mortgage of real estate located outside of this common-

wealth which are outstanding on March first, nineteen hundred and sixty-six, both as of the close of such sixth-month period; and

(*b*) on or before the twenty-fifth day of the first month following the close of the taxable year, there shall be paid (1) one per cent of its net operating income, as hereinafter defined, for the taxable year, less the estimated amount previously paid with respect to such income, and (2) one-twentieth of one per cent of the average amounts of its deposits or of its savings accounts and share capital for the second six months of the taxable year, after deducting from such average amount (*i*) its real estate used for banking purposes, valued at cost less reasonable depreciation, and (*ii*) the unpaid balances on its loans secured by the mortgage of real estate taxable in this commonwealth, or real estate situated in a state contiguous to the commonwealth, and within a radius of fifty miles of the main office of such bank or association, and in the case of a bank or association not previously subject to tax by this commonwealth the unpaid balances on such of its loans secured by the mortgage of real estate located outside of this commonwealth which are outstanding on March first, nineteen hundred and sixty-six, both as of the close of the taxable year.

For the purpose of this section, "net operating income" shall mean gross income from all sources, without exclusion, for the taxable year, less (*i*) operating expenses, (*ii*) federal and state taxes paid during the taxable year, (*iii*) net losses upon assets sold, exchanged or charged off as uncollectible during the taxable year, and (*iv*) minimum additions during the taxable year to its guaranty fund or surplus required by law or the appropriate federal and state supervisory authorities; and "taxable year" shall mean any fiscal or calendar year or period for which the bank is required to make a return to the federal government.

SECTION 12. Section twelve of said chapter sixty-three is hereby repealed.

SECTION 13. Said chapter 63 is hereby further amended by striking out section 13, as most recently amended by section 4 of chapter 493 of the acts of 1961, and inserting in place thereof the following section: —

Section 13. Every savings bank, every co-operative bank and every state or federal savings and loan association shall semiannually, on or before the twenty-fifth day of the seventh month of its taxable year and on or before the twenty-fifth day of the first month following the close of its taxable year, make a return to the commissioner, signed and sworn to by its president and treasurer, in such form as the commissioner prescribes, with the approval of the commission, giving such information as the commissioner requires for the determination of the tax imposed by section eleven. Such return shall include the amount of its deposits or of its savings accounts and share capital on the first day of each month of the six-month period included in the return.

SECTION 14. Said chapter 63 is hereby further amended by striking out section 17, as amended by section 3 of chapter 456 of the acts of 1959, and inserting in place thereof the following section: —

Section 17. The Massachusetts Hospital Life Insurance Company shall semiannually, on or before May twenty-fifth, and November twenty-fifth, make a return, signed and sworn to by a majority of its board of directors, of the full amount of all money and property, in detail, in its possession or charge as deposits, trust funds or for the purposes of investment, and shall, at the time of making such return, pay

to the commissioner an excise equal to that imposed upon savings banks, except that the deposits measure of the excise shall include the full amount of all money and property in its possession or charge as deposits, trust funds or for the purposes of investment, less the deductions allowable to savings banks.

SECTION 15. Section nineteen of said chapter sixty-three is hereby repealed.

SECTION 16. Notwithstanding the provisions of section two of chapter sixty-three of the General Laws, every bank taxed thereunder shall, with respect to taxes assessed after June thirtieth, nineteen hundred and sixty-five, pay, on account of each taxable year ending before December thirty-first, nineteen hundred and sixty-six, a tax measured by its net income, as defined in section one of said chapter sixty-three, at the rate assessed upon other financial corporations; provided, that such rate shall not be higher than the highest of the rates assessed under said chapter sixty-three upon mercantile and business corporations doing business in the commonwealth; and provided, further, that such rates shall not be higher than eight per cent. During the period that the provisions of this section are in effect, trust companies having savings deposits shall not be subject to the excise imposed by section eleven of said chapter sixty-three, nor to the requirements of sections eleven to sixteen, inclusive, of said chapter sixty-three.

SECTION 17. Section seven of chapter five hundred and forty-two of the acts of nineteen hundred and sixty-five is hereby repealed.

SECTION 18. Section 30 of chapter 63 of the General Laws is hereby amended by striking out paragraph 2, as amended by section 1 of chapter 459 of the acts of 1943, and inserting in place thereof the following paragraph: —

2. "Foreign corporations", every corporation, association or organization established, organized or chartered under laws other than those of the commonwealth, for purposes for which domestic corporations may be organized under chapter one hundred and fifty-six, chapter one hundred and fifty-six A or chapter one hundred and fifty-six B, which (*a*) has a usual place of business in this commonwealth or (*b*) is engaged here, permanently or temporarily, in the construction, erection, alteration or repair of a building, bridge, railroad, railway or structure of any kind; in the construction or repair of roads, highways, or waterways; in renting real estate or tangible personal property; or in any other activity requiring the performance of labor; provided, that said term shall not apply to such corporations, associations, or organizations without capital stock as are subject to taxation under section eighteen of chapter one hundred and fifty-seven or to foreign manufacturing corporations as defined in section forty-two B.

SECTION 19. Section 39 of said chapter 63, as most recently amended by section 8 of chapter 756 of the acts of 1962, is hereby further amended by striking out the second sentence and inserting in place thereof the following sentence: — Liability for such excise shall be incurred by corporate activity or the renting of real estate or tangible personal property within the commonwealth at any time within the taxable year.

SECTION 20. Said chapter 63 is hereby further amended by striking out section 74, as appearing in the Tercentenary Edition, and inserting in place thereof the following two sections: —

Section 74. The lessee of real estate or tangible personal property of any corporation, company or association subject to taxation under this chapter shall also be liable for the payment of the tax due from the lessor under this chapter. Upon such payment, the lessee may, in the absence of an agreement to the contrary, retain it out of the rent of the property, or recover it in an action against the lessor.

Section 74A. The commissioner may require from any corporation, association or organization required to file a return under this chapter to report in such return such information as the commissioner deems necessary relative to tangible personal property situated in this commonwealth with respect to which such corporation, association or organization is either lessor or lessee. Failure to supply such information when required shall make the return an insufficient return under section forty-six of this chapter.

SECTION 21. The General Laws are hereby amended by inserting after chapter 63B the following chapter: —

CHAPTER 63C.

TAXATION OF INCOME OF CERTAIN CORPORATIONS.

Section 1. The following words as used in this chapter shall, unless the context otherwise requires, have the following meanings: —

"Domestic corporation", every domestic corporation organized under or subject to chapter one hundred and fifty-six or chapter one hundred and fifty-six A or chapter one hundred and fifty-six B, except corporations organized under the provisions of section ten of chapter one hundred and fifty-seven.

"Foreign corporation", every corporation, association or organization established, organized or chartered under laws other than those of the commonwealth, for purposes for which domestic corporations may be organized under chapter one hundred and fifty-six, chapter one hundred and fifty-six A or chapter one hundred and fifty-six B, except such corporations, associations or organizations without capital stock as are subject to taxation under section eighteen of chapter one hundred and fifty-seven.

"Net income", net income as defined in section thirty of chapter sixty-three.

"Taxable year", any fiscal or calendar year or period for which the corporation is required to make an income tax return to the federal government.

Section 2. Every domestic or foreign corporation not subject to an excise under the provisions of sections thirty to fifty-one, inclusive, of chapter sixty-three shall annually pay an income tax at the rate of three and seventy-five thousandths per cent upon the portion of its net income derived from business carried on within the commonwealth. Every such corporation shall be deemed to be carrying on business within this commonwealth if it engages within this commonwealth in any activities or transactions for the purpose of financial profit or gain, whether or not such corporation qualified to do business in this commonwealth and whether or not it maintains an office or place of doing business within this commonwealth, and whether or not any such activity or transaction is connected with interstate or foreign commerce.

Section 3. In the case of a domestic corporation, the commissioner shall determine the portion of net income derived from business carried on within this commonwealth under the provisions of sections thirty-seven and thirty-eight of chapter sixty-three, and in the case of a foreign corporation the commissioner shall determine the portion of net income derived from business carried on within the commonwealth under the provisions of section forty-one of chapter sixty-three.

Section 4. The net income of a domestic or foreign corporation which is a subsidiary of another corporation or closely affiliated therewith by stock ownership shall be determined by eliminating all payments to the parent corporation or affiliated corporations in excess of fair value, and by including fair compensation to such domestic or foreign corporation for all commodities sold to or services performed for the parent corporation or affiliated corporations. For the purposes of determining such net income, the commissioner may, in the absence of satisfactory evidence to the contrary, presume that an apportionment by reasonable rules of the consolidated net income of corporations participating in the filing of a consolidated return of net income to the federal government fairly reflects the net income taxable under this chapter, or may otherwise equitably determine such net income by reasonable rules of apportionment of the combined income of the subsidiary, its parent and affiliates or any thereof.

Such corporation shall incorporate in its tax return required under section five such information as the commissioner may reasonably require for the determination of the income tax pursuant to the provisions of this section and failure to so incorporate such information shall subject the corporation and its officers to the penalties provided by sections forty-six, forty-nine and fifty of chapter sixty-three.

Section 5. Every corporation subject to this chapter shall, on or before the fifteenth day of the third month following the close of each taxable year, make a return sworn to by its treasurer or assistant treasurer, or in their absence or incapacity by any other principal officer, in such form as the commissioner prescribes, with the approval of the commission, giving such information as the commissioner requires for the determination of the tax imposed by this chapter.

Section 6. All provisions of chapter sixty-three relative to the assessment, collection, payment, abatement, verification and administration of taxes, including penalties, applicable to domestic business corporations, as defined in section thirty of said chapter sixty-three, shall, as far as pertinent, be applicable to taxes imposed by this chapter.

SECTION 22. Section 6 of chapter 64C of the General Laws is hereby amended by striking out the second, third and fourth sentences, as amended by section 5 of chapter 563 of the acts of 1964, and inserting in place thereof the following three sentences: — Such licensee shall, at the time of filing such return, pay to the commissioner an excise equal to five mills for each cigarette so sold during the calendar month covered by the return; provided, that cigarettes with respect to which the excise under this chapter has once been imposed and has not been refunded, if paid, shall not be subject upon a subsequent sale to the excise imposed by this chapter. Every such licensee, provided he has complied with all the requirements of this chapter and all pertinent rules and regulations of the state tax commission promulgated hereunder may withhold and retain from each payment required to be made by him under the foregoing

provisions of this section as compensation for services rendered in compliance with this chapter, a percentage of such payment computed in accordance with the following table: —

Chain store operators, three-tenths of one per cent.
Vending machine operators, six-tenths of one per cent.
Wholesalers, one and two-tenths per cent.

Each unclassified acquirer shall, upon importation or acquisition of cigarettes into or within the commonwealth, file with the commissioner a return under penalties of perjury, on a form to be furnished by the commissioner, stating the number of cigarettes imported or acquired and such other information as the commissioner shall require, and shall, at the time of filing such return, pay to the commissioner an excise equal to five mills for each cigarette so imported or acquired and held for sale or consumption, and cigarettes, with respect to which such excise has been imposed and has not been refunded if paid, shall not be subject, when subsequently sold, to any further excise under this chapter.

SECTION 23. Section 28 of said chapter 64C, added by section 6 of chapter 563 of the acts of 1964, is hereby amended by adding after subsection (*b*) the following subsection: —

(*c*) One mill of the excise imposed by section six and a proportionate amount of all sums received as penalties, forfeitures, interest, costs of suits and fines shall be credited to the General Fund.

SECTION 24. Every manufacturer, wholesaler, vending machine operator, unclassified acquirer and retailer, as defined in section one of chapter sixty-four C of the General Laws, who, at the commencement of business in the day next following the passage of this act, has any cigarettes on hand for sale shall make and file with the commissioner of corporations and taxation within twenty days thereafter a return subscribed under penalties of perjury showing a complete inventory of such cigarettes and shall, at the time he is required to file such return, pay an additional excise at the rate of one mill per cigarette on all cigarettes upon which an excise of only four mills has previously been paid. All provisions of said chapter sixty-four C relative to the assessment, collection, payment, abatement, verification and administration of taxes, including penalties, shall, so far as pertinent, be applicable to the excise imposed by this section.

SECTION 25. The General Laws are hereby amended by inserting after chapter 64F the following chapter: —

CHAPTER 64G.

ROOM OCCUPANCY EXCISE.

Section 1. When used in this chapter the following words shall, unless the context otherwise requires, have the following meaning: —

(*a*) "Hotel", any building used for the feeding and lodging of guests which is conducted, controlled, managed or operated, directly or indirectly, pursuant to an innholder's license issued under the provisions of section six of chapter one hundred and forty.

(*b*) "Lodging house", a house where lodgings are let to five or more persons not within the second degree of kindred to the person conducting it and which is licensed under section twenty-three of chapter one hundred and forty.

(*c*) "Motel", any building or a portion of a building, other than a hotel or lodging house, in which persons are lodged for hire with or without meals and which is conducted, controlled, managed or operated, directly or indirectly, pursuant to a license issued under the provisions of section thirty-two B of chapter one hundred and forty.

(*d*) "Operator", any person operating a hotel, lodging house or motel in the commonwealth, including, but not limited to, the owner or proprietor of such premises, lessee, sublessee, mortgagee in possession, licensee or any other person otherwise operating such hotel or lodging house.

(*e*) "Occupancy", the use or possession, or the right to the use or possession, of any room or rooms in a hotel, lodging house or motel designed and normally used for sleeping and living purposes, or the right to the use or possession of the furnishings or the services and accommodations accompanying the use and possession of such room or rooms, for a period of ninety consecutive calendar days or less, regardless of whether such use and possession is as a lessee, tenant, guest or licensee.

(*f*) "Occupant", a person who, for a consideration, uses, possesses or has a right to use or possess any room or rooms in a hotel, lodging house or motel under any lease, concession, permit, right of access, license or agreement.

(*g*) "Person", includes an individual, partnership, trust or association, with or without transferable shares, joint-stock company, corporation, society, club, organization, institution, estate, receiver, trustee, assignee, or referee, and any other person acting in a fiduciary or representative capacity, whether appointed by a court or otherwise, or any combination of individuals acting as a unit.

(*h*) "Rent", the consideration received for occupancy valued in money, whether received in money or otherwise, including all receipts, cash, credits and property or services of any kind or nature, and also any amount for which credit is allowed by the operator to the occupant, without any deduction therefrom whatsoever.

Section 2. The provisions of this chapter shall not be construed to include (*a*) lodging accommodations at federal, state or municipal institutions; (*b*) lodging accommodations at religious, charitable, educational or philanthropic institutions; (*c*) privately owned and operated convalescent homes or homes for the aged, infirm, indigent or chronically ill; (*d*) religious or charitable homes for the aged, infirm, indigent or chronically ill; and (*e*) summer camps for children operated by religious or charitable organizations.

Section 3. An excise is hereby imposed upon the transfer of occupancy of any room or rooms in a hotel, lodging house, or motel in this commonwealth by any operator at the rate of five per cent of the total amount of rent for each such occupancy. No excise shall be imposed if the total amount of rent is less than two dollars per day or its equivalent.

Section 4. Reimbursement for the excise hereby imposed shall be paid by the occupant of such room or rooms to the operator and each operator in this commonwealth shall add to the rent and shall collect from the occupant the full amount of the excise imposed by this chapter, or an amount equal as nearly as possible or practical to the average equivalent thereof; and such excise shall be a debt from the occupant to the operator, when so added to the rent, and shall be recoverable at law in the same manner as other debts.

Section 5. The amount of the excise collected by the operator from the occupant under the provisions of this chapter shall be stated and charged separately from the rent and shown separately on any record thereof at the time the transfer of occupancy is made, or on any evidence of such transfer issued or used by the operator.

Section 6. (*a*) No person shall operate a hotel, lodging house or motel in this commonwealth unless a certificate of registration has been issued to him as hereinafter described. Each person desiring to operate a hotel, lodging house or motel in this commonwealth shall file with the commissioner for each such place of business an application for registration, in such form as the commissioner, with the approval of the commission, prescribes, giving such information as the commissioner requires. At the time of making the application, such person shall pay to the commissioner a registration fee of one dollar for each registration.

(*b*) Thereupon, the commissioner shall register, and issue to such applicant a separate certificate of registration for, each such place of business. The registration shall not be assignable; shall be valid only for the person in whose name it is issued and for the transaction of business at the place designated therein; and shall at all times be conspicuously displayed at the place for which issued.

(*c*) The commissioner may suspend or revoke the registration of any person or may refuse to issue any such registration for failure to comply with the provisions of this chapter or with all pertinent rules and regulations of the commission promulgated hereunder. Any person aggrieved by such suspension, revocation or refusal may, within ten days after written notice thereof has been mailed or delivered to him, apply to the commission for a hearing setting forth in such application a full statement of the grounds on which he intends to rely; provided, that he has filed with the commission at the time of making such application a surety company bond running to the commonwealth, with a surety company authorized to do business in the commonwealth as surety, in such sum as the commission shall fix, conditioned upon payment of all taxes then due under this chapter and to become due during the pendency of such appeal to the commission and of any further appeal to the appellate tax board or to the supreme judicial court. After such hearing, the commission shall give written notice of its decision. Any person aggrieved by a decision of the commission under this section may appeal therefrom to the appellate tax board within ten days after such written notice has been mailed or delivered to him. Such appeals to the appellate tax board shall be preferred cases to be heard, unless cause appears to the contrary, in priority to other cases. During the pendency of any such appeal to the commission or to the appellate tax board or to the supreme judicial court, the suspension or revocation so appealed from shall be inoperative. In the case of an appeal from the refusal of the commissioner to issue a registration, the commissioner shall issue such registration during the pendency of the appeal.

A person whose registration has been suspended or revoked shall pay to the commissioner a fee of five dollars for the reissuance of a registration. The commissioner shall not issue a new registration after the suspension or revocation of a registration unless he is satisfied that the former holder of the registration will comply with the provisions of this chapter and with all pertinent rules and regulations thereunder.

(*d*) Any person who fails to register as required by this section and operates a hotel, lodging house or motel in this commonwealth shall be punished by a fine of not less than two hundred nor more than five hundred dollars. Any court having jurisdiction in equity may on petition of the commissioner restrain such person from so operating a hotel, lodging house, or motel in this commonwealth.

Section 7. On or before the twentieth day of each calendar month, every operator who has made any transfer of occupancy of any room or rooms taxable under the provisions of this chapter during the preceding calendar month shall file a sworn return with the commissioner, in such form as the commissioner, with the approval of the commission, shall prescribe, giving such information as the commissioner shall require for the determination of the excise imposed by this chapter. Said excise shall be due and payable on or before the due date of the return.

Section 8. Every operator shall keep and preserve suitable records of charges and receipts for all transfers of occupancy, and such other books and accounts as the commissioner may require to determine the amount of tax due under the provisions of this chapter. Such records shall be open to inspection and examination at any reasonable time by the commissioner or his duly authorized representative and such records shall, unless the commissioner consents in writing to an earlier destruction, be preserved for three years after the date the return was filed or the date it was due, whichever occurs later, and for such further period as may be agreed upon for the assessment of any additional tax.

Section 9. The commissioner may require an operator to furnish a surety bond with a surety company authorized to do business in the commonwealth as surety, in such amount as he may determine, to secure the payment of any excise, interest or penalty due or which may become due from such operator under this chapter. In lieu of a surety bond, an operator may deposit, with the state treasurer, bonds or other negotiable obligations of the commonwealth or of the United States of America of such aggregate face amount as the commissioner may from time to time deem necessary adequately to secure payment of the excise or any interest or penalty imposed by this chapter; provided, that bonds need not be accepted by the state treasurer unless in registered form and of denominations satisfactory to him. In case of a deposit of bonds or other negotiable obligations with the state treasurer hereunder, he shall, while in possession of such bonds, remit to such operator as aforesaid, or persons entitled thereto, the interest accruing and payable thereon; and, if the excise imposed by this chapter and all interest and penalties shall be paid in full and if the person is no longer an operator under this chapter, he shall return such bonds or obligations to the persons entitled thereto.

If the excise together with all interest and penalties shall not be paid in accordance with this chapter, the state treasurer may sell all or any part of such bonds or obligations to satisfy the amount due the commonwealth as aforesaid and shall return to the persons entitled thereto any excess left in his hands, provided, however, the person is no longer an operator under this chapter.

Section 10. All provisions of chapter sixty-three, relative to the assessment, collection, payment, abatement, verification and administration of taxes, including penalties, applicable to domestic business corporations, as defined in section thirty of said chapter, shall, so far as

pertinent, be applicable to the excise imposed by this chapter. The commissioner shall have for the collection of all sums due under this chapter all the powers and remedies which are provided in chapter sixty-two and sixty-three for the collection of income and corporation taxes.

Section 11. All sums received under this chapter as excise, interest, fees, penalties or forfeitures and fines shall be paid into the treasury of the commonwealth and credited as follows: —

(*a*) Two-thirds thereof shall be credited to the General Fund.

(*b*) One-third thereof shall be credited to a separate fund which shall be established and set up on the books of the commonwealth, to be known as the Tourism and Industrial Promotion Fund, and, subject to appropriation, shall be used solely for the development and promotion of travel, vacation, recreation and other aspects of tourism within the commonwealth, and for the development and promotion of the commonwealth as an area for the location and expansion of industrial and commercial business activities.

SECTION 26. The first paragraph of section 21 of chapter 138 of the General Laws is hereby amended by striking out the first sentence, as appearing in chapter 402 of the acts of 1954, and inserting in place thereof the following sentence: — Every licensed manufacturer of alcoholic beverages or alcohol as defined in this chapter and every holder of a wholesaler's and importer's license for the sale and importation thereof and every licensee under section seventy-six shall, in addition to the license fees elsewhere provided in this chapter, be liable for and pay to the commonwealth an excise, for the privilege enjoyed by him as such manufacturer, wholesaler and importer, or licensee under section seventy-six, to be levied on sales within the commonwealth of alcoholic beverages or alcohol, other than wines to be used for sacramental purposes only and other than malt beverages imported into the commonwealth, and to be levied on importations of malt beverages into the commonwealth, as follows: —

For each barrel of thirty-one gallons, or fractional part of a barrel, aforesaid, of malt beverages, at the rate of two dollars and forty cents per barrel aforesaid;

For each wine gallon, or fractional part thereof, of cider containing more than three per cent but not more than six per cent of alcohol by weight at sixty degrees Fahrenheit, at the rate of two cents per wine gallon;

For each wine gallon, or fractional part thereof, of still wine, other than cider containing more than three per cent but not more than six per cent of alcohol as aforesaid, including vermouth, at the rate of twenty cents per wine gallon;

For each wine gallon, or fractional part thereof, of champagne and all other sparkling wines, at the rate of fifty cents per wine gallon;

For each wine gallon, or fractional part thereof, of all other alcoholic beverages containing twenty-four per cent or less of alcohol by volume at sixty degrees Fahrenheit, at the rate of thirty-five cents per wine gallon;

For each wine gallon, or fractional part thereof, of all other alcoholic beverages containing more than twenty-four per cent but not more than fifty per cent of alcohol by volume at sixty degrees Fahrenheit, at the rate of two dollars and twenty cents per wine gallon;

For each proof gallon, or fractional part thereof, of all other alcoholic beverages containing more than fifty per cent of alcohol by volume at

sixty degrees Fahrenheit, or alcohol, at the rate of two dollars and twenty cents per proof gallon.

SECTION 27. Every licensed manufacturer, wholesaler, importer and other licensee under chapter one hundred and thirty-eight of the General Laws, who, at the commencement of business on the day next following the passage of this act, has on hand for sale at the premises covered by a license issued to such person under any provision of said chapter one hundred and thirty-eight, or at any other premises, any alcoholic beverages or alcohol with respect to which an excise has not been paid or is not payable at the rates established under section twenty-one of said chapter one hundred and thirty-eight, as amended by section twenty-six of this act, and under any act in addition thereto, shall make and file with the commissioner of corporations and taxation a complete inventory thereof within twenty days thereafter, and shall pay to said commissioner at the time of filing such inventory an excise with respect to such alcoholic beverages and alcohol in an amount equal to the excess of the excise computed at the rates prescribed in section twenty-six of this act, and in any act in addition thereto, over the excise computed at the rates prescribed in section twenty-one of said chapter one hundred and thirty-eight prior to its amendment by said section twenty-six and in any act in addition thereto. All provisions of section twenty-one of said chapter one hundred and thirty-eight, relative to the assessment, collection, payment, abatement, verification and administration of taxes, including penalties, shall so far as pertinent be applicable to the excise imposed by this section.

SECTION 28. Chapter 29 of the General Laws is hereby amended by inserting after section 2 the following section: —

Section 2A. There shall be established and set up on the books of the commonwealth a separate fund, to be known as the Local Aid Fund. Revenues credited to this fund shall be used solely for state assistance to the cities and towns in accordance with the provisions of sections eighteen and eighteen A of chapter fifty-eight.

SECTION 29. Chapter 58 of the General Laws is hereby amended by striking out section 18 and inserting in place thereof the following section: —

Section 18. There shall be credited to the Local Aid Fund established under section two A of chapter twenty-nine, the following: —

(*a*) Except as provided in section seven A of chapter sixty-two, the net sums received under chapter sixty-two as taxes on income, interest thereon or penalties, including payments made on account thereof under chapter sixty-two B, after deducting therefrom (*i*) a sum determined by the commission to equal the tax derived from dividends of such foreign corporations as are subject to taxation under sections fifty-two A and fifty-eight of chapter sixty-three and (*ii*) an amount sufficient to reimburse the commonwealth for the expenses incurred in the collection and distribution of said sums and in the administration of chapters sixty-two to sixty-two B, inclusive;

(*b*) Nine million, six thousand, two hundred and ninety-one dollars and eighty-eight cents and five-sixths of the balance of the net sums received under sections thirty to fifty-one, inclusive, of chapter sixty-three, as excises, interest thereon or penalties, including payments made on account thereof under chapter sixty-three B;

(*c*) The net sums received as excises, interest thereon, fees or penalties under any act levying a tax upon the sale at retail of tangible personal property and upon the storage, use or other consumption of tangible personal property, other than tangible personal property includable in the measures of excises levied under the General Laws and acts in addition thereto, after deducting therefrom an amount sufficient to reimburse the commonwealth for the expenses incurred in the collection and distribution of said sums and in the administration of said act;

(*d*) One-third of the net sums received under chapter sixty-four B as excises, interest thereon, fees, penalties, forfeitures, costs of suits or fines; and

(*e*) The annual income of the Massachusetts School Fund.

"Net sums", as used in this section, shall mean the total sums received under the respective chapters, sections or acts as taxes, excises, interest thereon, fees, penalties, forfeitures, costs of suits or fines, less all amounts refunded under such chapters, sections or acts or under section twenty-seven of this chapter, together with any interest or costs paid on account of refunds.

SECTION 30. Said chapter 58 is hereby further amended by inserting after said section 18 the following section: —

Section 18A. The Local Aid Fund shall annually be distributed by the state treasurer to the several cities and towns as follows to the extent that sufficient sums are available on the dates specified: —

(*a*) The amounts credited to said Fund under subsections (*a*) and (*b*) of section eighteen, and twenty per cent of the amounts credited to said Fund under subsection (*c*) of said section eighteen shall be distributed only on the following basis and in the order named:

(1) On or before March twentieth, six million, three hundred and fifty-one thousand, four hundred and fifteen dollars and thirty-four cents in the proportion that the amount of taxes locally paid in each city or town in the year nineteen hundred and thirty-five by domestic manufacturing corporations, as defined in section thirty-eight C of chapter sixty-three, and by foreign manufacturing corporations, as defined in section forty-two B of said chapter sixty-three, upon machinery owned and used in the conduct of the business bears to the aggregate amount so paid by such corporations in all cities and towns of the commonwealth, as determined by the commission;

(2) On or before March twentieth, two million, six hundred and fifty-four thousand, eight hundred and seventy-six dollars and fifty-four cents in the proportion that the value of machinery owned and used in the conduct of the business in the year nineteen hundred and thirty-five by such domestic manufacturing and foreign manufacturing corporations in each city or town bears to the aggregate value of such machinery in all cities and towns of the commonwealth, as determined by the commission;

(3) From time to time during the year, the commonwealth's share of local reimbursement and assistance programs as authorized by law and in the amounts appropriated by the general court, including, but not limited to, school building construction, school transportation, school lunches, educational programs, teachers' retirement pensions, veterans' benefits, public welfare, public health, and housing and urban renewal subsidies. Fifty per cent of the appropriations made by the general court for these purposes shall be charged against the revenues of the

Local Aid Fund enumerated in this subsection on July first and the remainder shall be so charged on January first; and

(4) On or before June twentieth, September twentieth, and December twentieth, the balance of the amounts designated in this subsection, if any, after providing for the payments required by paragraphs (1), (2) and (3) of this subsection, in the proportion to the valuations last established by the general court as a basis for the apportionment of state and county taxes.

(*b*) Eighty per cent of the amounts credited to said Fund under subsection (*c*) of section eighteen, and the amounts credited to said Fund under subsection (*e*) of said section eighteen shall be distributed only on the following basis and in the order named:

(1) On or before November twentieth, the reimbursements for the special education programs required to be paid from the Local Aid Fund under chapters sixty-nine and seventy-one;

(2) On or before March twentieth, June twentieth, September twentieth and December twentieth, the school aid required to be distributed under chapter seventy upon certification of the comptroller and commission; and

(3) On or before March twentieth, June twentieth, September twentieth and December twentieth, the balance of the amounts designated in this subsection, if any, after providing for the payments required by paragraphs (1) and (2) of this subsection, in the proportion which the school aid required to be distributed under paragraph (2) of this subsection to each city and town bears to the total school aid distributable under said paragraph.

If upon any date of distribution the amounts designated in this subsection are insufficient to make the full distributions required by any paragraph of this subsection, the distributions thereunder shall be the amount otherwise due to each city or town under the said paragraph multiplied by a fraction, the numerator of which shall be the amount remaining of the revenues designated under this subsection and the denominator of which shall be the total amount otherwise due to the several cities and towns under the said paragraph.

(*c*) The amounts credited to said Fund under subsection (*d*) of section eighteen shall be distributed on or before June twentieth and December twentieth, on a basis determined by the commissioner of public welfare and the commission to be applied to meet each city and town's share of assistance furnished under chapter one hundred and eighteen A.

SECTION 31. Section twenty of said chapter fifty-eight is hereby repealed.

SECTION 32. The first sentence of section 7 of chapter 62A of the General Laws, as appearing in section 1 of chapter 692 of the acts of 1955, is hereby amended by striking out, in lines 6 and 7, the words "made available for distribution as set forth in section eighteen of chapter fifty-eight" and inserting in place thereof the words: — credited to the Local Aid Fund.

SECTION 33. Section ten of chapter sixty-four B of the General Laws is hereby repealed.

SECTION 34. Chapter 58 of the General Laws is hereby amended by striking out section 20A, added by section 3 of chapter 376 of the acts of 1936, and inserting in place thereof the following section: —

Section 20A. If, at the time any amount is distributable to any city or town pursuant to section eighteen A or at the time any other sum is payable by the commonwealth to any city or town, there is due to the commonwealth any sum from such city or town, for any service or cause whatsoever, such sum so due to the commonwealth shall be deducted by the state treasurer from the amount so distributable or payable to the city or town, and shall be applied to the payment of the sum so due to the commonwealth.

SECTION 35. Said chapter 58 is hereby further amended by striking out section 25, as most recently amended by section 16 of chapter 654 of the acts of 1953, and inserting in place thereof the following section: —

Section 25. The commission shall ascertain and determine the amount due to each city and town under section eighteen A, notify the treasurer of each city and town of the amount determined to be due to such city or town, or that no amount is due, as the case may be, and certify the amount as determined to the state treasurer, who shall thereupon pay the same in accordance with the provisions of said sections.

SECTION 36. Section 25A of said chapter 58 is hereby amended by striking out the first sentence, as most recently amended by section 17 of chapter 654 of the acts of 1953, and inserting in place thereof the following sentence: — Annually on or before May first, the commission shall, upon the basis of the information then available to it, estimate the amount each city and town is to receive under section eighteen A and shall notify the assessors of such town thereof.

SECTION 37. Section 27 of said chapter 58 is hereby amended by striking out the sixth sentence, as appearing in the Tercentenary Edition.

SECTION 38. Chapter 59 of the General Laws is hereby amended by striking out section 23C, as most recently amended by section 2 of chapter 460 of the acts of 1954, and inserting in place thereof the following section: —

Section 23C. The assessors shall annually determine the school tax rate and the general tax rate of the town in the manner hereinafter provided, and shall certify the same to the collector for inclusion in the tax bill or notice in accordance with the provisions of section three A of chapter sixty. For such purpose the assessors shall first determine the school assessment by deducting from total school appropriations the estimated amount of school income. The school tax rate shall then be computed by the assessors by dividing such school assessment by the total valuation of real and personal property in thousands of dollars. The general tax rate shall be determined by deducting the school tax rate from the total tax rate as determined under the provisions of this chapter. The school committee and the town accountant, auditor or other officer having similar duties, shall, on request of the assessors, furnish such information as may be required for the purposes of this section.

As used in this section the following words shall have the following meanings: —

"School appropriations", the total amount appropriated or lawfully expended since the last preceding annual assessment and not provided for therein for the support and maintenance of public schools, for the payment of principal and interest on any debt incurred for school purposes, and for all other school purposes as defined in chapters sixty-nine,

seventy-one, seventy-four and seventy-six, including the transportation of pupils, and any penalty required to be raised under the provisions of section thirty-four of chapter seventy-one.

"School income", the total of: (*a*) all estimated receipts of the school committee; (*b*) all estimated receipts of school aid under subsection (*b*) of section eighteen A of chapter fifty-eight; (*c*) any other estimated receipts under any provisions of chapters sixty-nine, seventy, seventy-one, seventy-four, and seventy-six; (*d*) amounts appropriated for school purposes to be taken from available funds; and (*e*) any other reimbursements, grants, or gifts from any source whatsoever assigned or intended for school purposes, as hereinbefore defined, and applicable to the school appropriations of the year.

SECTION 39. Section 3A of chapter 60 of the General Laws, as most recently amended by section 3 of chapter 444 of the acts of 1954, is hereby further amended by striking out the third sentence and inserting in place thereof the following sentence: — Every bill or notice for a real or personal property tax shall have printed thereon in a conspicuous place the school tax rate, the general tax rate, and the total tax rate of the town, as determined by the assessors, and shall also have printed thereon in a conspicuous place the aggregate amount, estimated by the state tax commission, to be received by such town from the proceeds of the sales and uses taxes other than those imposed by the General Laws and any act in addition thereto.

SECTION 40. The General Laws are hereby amended by striking out chapter 70 and inserting in place thereof the following chapter:

CHAPTER 70.

SCHOOL FUNDS AND STATE AID FOR PUBLIC SCHOOLS.

Section 1. The purpose of the financial assistance provided by this chapter shall be to promote the equalization of educational opportunity in the public schools of the commonwealth and the equalization of the burden of the cost of school support to the respective cities and towns. Assistance provided under this chapter shall be designated as school aid.

Section 2. When used in this chapter the following words shall, unless the context requires otherwise, have the following meanings: —

(*a*) "Equalized valuation", the equalized valuation of the aggregate property in a city or town subject to local taxation, as most recently reported by the state tax commission to the general court under the provisions of section ten C of chapter fifty-eight.

(*b*) "Public school", any school or class under the control of a school committee, regional district school committee, local trustees of vocational education or district trustees of vocational education.

(*c*) "Reimbursable expenditures", the total amount expended by a city or town during a fiscal year for the support of public schools during said year exclusive of expenditures for transportation, for school lunch programs, for special classes for the physically handicapped and the mentally retarded and for capital outlays, after deducting therefrom any receipts for tuition, receipts from the federal government, the proceeds of any invested funds, and grants, gifts and receipts from any other source, to the extent that such receipts are applicable to such expendi-

tures. The commissioner of education may, by regulation, further define the expenditures and receipts that may be included hereunder.

(*d*) "School aid percentage", for each city or town, the amount by which one hundred per cent exceeds the product, to the nearest tenth of one per cent, of sixty-five per cent times the valuation percentage; provided that, in applying the school aid formula under section four, the maximum percentage of state support shall be seventy-five per cent and the minimum shall be fifteen per cent.

(*e*) "School attending child", any minor child in any school, kindergarten through grade twelve, resident in the city or town, as reported by the superintendent of schools in accordance with the requirements of section two A of chapter seventy-two.

(*f*) "Valuation percentage", the proportion, to the nearest tenth of one per cent, which the equalized valuation per school attending child of the city or town bears to the average equalized valuation per school attending child for the entire state.

Section 3. The present school fund of the commonwealth, known as the Massachusetts School Fund, with future additions, shall continue to constitute a permanent fund. The commissioner of education and the state treasurer shall continue to be commissioners to invest and manage said fund, and they shall report annually the condition and income thereof. All investments shall be made with the approval of the governor and council. The annual income thereof shall be credited to the Local Aid Fund and shall be paid to the several cities and towns, under the provisions of section eighteen A of chapter fifty-eight, as part of the school aid required under this chapter.

Section 4. The school aid to be paid to each city and town in any calendar year shall be the amount obtained by multiplying its reimbursable expenditures for the last preceding fiscal year by its school aid percentage for the calendar year during which such fiscal year begins; provided, that in determining the amount of such aid the school aid percentage shall not be applied to any portion of reimbursable expenditures above an amount equal to one hundred and ten per cent of the average reimbursable expenditures per child in net average membership for the state multiplied by the total number of children in net average membership in such city or town; and further provided, that in the case of any city or town whose reimbursable expenditures per child in net average membership shall fall below eighty per cent of the state average of such expenditures, the school aid percentage shall be applied to a figure which is equivalent to eighty per cent of the state average reimbursable expenditures per child in net average membership, provided, however, that the amount received by any such city or town as reimbursement on account of the provisions of this section together with any amounts received from the federal government for expenditures for reimbursable purposes during the previous fiscal year shall not exceed seventy-five per cent of the sum of its reimbursable expenditures as defined in this chapter and such amounts received from the federal government; nor shall the amount of said aid be less than one hundred and fifteen per cent of the amounts paid by the commonwealth to each city or town in nineteen hundred and sixty-five as school aid under this chapter, plus any grants and reimbursements paid in such year under provisions of chapters sixty-nine, seventy-one and seventy-four which are thereafter terminated. In determining the amounts paid

by the commonwealth in nineteen hundred and sixty-five, amounts paid to regional school districts shall be deemed to have been received by each city or town in such district in the same proportion as the expenditures of such district which it is required to pay bear to the total expenditures of such district.

Section 5. Every superintendent of schools shall file annually with the commissioner of education, not later than December first, a sworn statement, upon blanks prepared by the department, containing the information specified in section two A of chapter seventy-two.

Every superintendent of schools shall file annually with the commissioner of education, not later than July thirty-first, a sworn statement, certified by the city auditor or officer having similar duties in a city or town, upon blanks prepared by the department, of reimbursable expenditures for the preceding fiscal year.

The commissioner shall cause both statements to be examined, and shall, not later than December thirty-first, certify to the comptroller and the state tax commission the amount of school aid to be paid to each city and town under this chapter.

If the superintendent of schools of a city or town fails to file a report as prescribed by section two A of chapter seventy-two, the commissioner of education may determine the number of school children of such city or town according to his best judgment and belief, but not in excess of the aggregate number of pupils included in the last report filed under said section two A.

The number of school children of each city or town as so reported shall be subject to approval, verification and adjustment by the commissioner of education, and any adjustment which reduces or increases, as the case may be, the school aid to which a city or town is entitled shall be taken into account in the school aid to be paid to such city or town as soon as may be after the adjustment is made and certified to the comptroller and the state tax commission.

Section 6. School committees of cities, towns and regional school districts and trustees of local and district vocational schools shall annually in submitting estimates of the amount of money necessary for the proper maintenance of the schools include their estimate of the amount of school aid that will be received under this chapter. In making recommendations on appropriations for the support of schools, the finance committees of towns and similar committees in cities shall specify the estimated amount to be received as said school aid and reimbursements from the commonwealth and the amount to be raised by local taxation. All amounts paid to any city or town pursuant to the requirements of this chapter shall at the time of payment be accompanied by a written statement from the state treasurer designating such payments as "School aid according to chapter seventy of the General Laws" and stating the amount of the payment.

Section 7. The income of the Todd Fund shall be paid to the board of trustees of state colleges, and applied by it to specific objects, in connection with the state colleges, not provided by appropriation.

SECTION 41. The second paragraph of section 11 of chapter 15 of the General Laws, as appearing in section 2 of chapter 641 of the acts of 1965, is hereby amended by striking out, in line 8 and in line 15, the word "nine" and inserting in place thereof, in each instance, the word: — five.

SECTION 42. Paragraph (1) of section 1 of chapter 30A of the General Laws, as appearing in section 1 of chapter 681 of the acts of 1954, is hereby amended by adding after the word "commonwealth", in line 15, the following: — ; or (*e*) proceedings to determine the equalized valuations of the several cities and towns.

SECTION 43. Chapter 58 of the General Laws is hereby amended by striking out sections 9 and 10 and inserting in place thereof the following five sections: —

Section 9. In the year nineteen hundred and sixty-six and in every second year thereafter, the commission shall, on or before April first, determine and establish for each city and town a proposed equalized valuation which shall be the fair cash value of all property in such city or town subject to local taxation as of January first in such year.

Section 10. In determining the equalized valuations required by section nine, the commission may require from state, city and town officers such returns and statements relative to the amount and value of taxable property in the several cities and towns as it deems necessary. It shall also collect and tabulate from any available sources such information relative to the assessments and the sale prices or the actual or appraised values of taxable property of every important class, and the income derived therefrom, as may be necessary to determine the proportions which assessments bear to fair cash value for each city and town and each class of property therein and the fair cash value of all such property in each city and town. All generally accepted methods for determining values of real and personal property, including a comparison of sales prices, capitalization of income and replacement cost less depreciation, shall be available to the commission.

Section 10A. On or before April twentieth, in each year in which an equalization is to be established, the commission shall hold a public hearing on the proposed equalized valuations. It shall send written notice thereof, together with a copy of the proposed equalized valuations, to the assessors of each city and town not less than two weeks prior thereto. The commission may, on the basis of any new information furnished to it at such hearing or otherwise, change the proposed equalized valuation of any city or town. Notice of any change shall be sent to the assessors of such city or town within one week after the close of said hearing.

Section 10B. On or before June first next following, a city or town aggrieved by the equalized valuation established for it by the commission under sections nine and ten A may appeal the determination of the commission to the appellate tax board. The appellant shall have the burden of proving that the equalized valuation of such city or town is substantially different from the commission's determination. Every such appeal shall be decided by the board not later than December first of the year in which it is filed. If the board fails to act upon an appeal within said time, it shall be deemed to be a denial of such appeal. The decision of the board shall be final.

Section 10C. On or before December thirty-first in each year in which an equalization is to be established, the commission shall, on the basis of the equalized valuations determined under sections nine and ten A, as modified by the appellate tax board under section ten B, establish a final equalization and apportionment upon the several cities and towns as of January first in such year of the fair cash value of all prop-

erty in the commonwealth subject to local taxation, the fair cash value of all such property in each city and town, the ratio which the fair cash value of all such property in each city and town bears to the fair cash value of all such property in the commonwealth, and the proportion of county tax, which should be assessed upon each city and town. The commission shall report its final equalization and apportionment to the general court, on or before December thirty-first, to assist it in determining the amount of any state tax or county tax to be imposed upon the several cities and towns.

SECTION 44. Chapter 69 of the General Laws is hereby amended by striking out section 10, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: —

Section 10. Expenditures for courses maintained under sections nine and nine A, with the approval of the department, shall be reimbursable under chapter seventy.

SECTION 45. Said chapter 69 is hereby further amended by striking out section 29C, added by section 2 of chapter 570 of the acts of 1956, and inserting in place thereof the following section: —

Section 29C. One-half of the expense of purchasing, leasing and maintaining special audio equipment authorized under section forty-six A of chapter seventy-one for the instruction of physically handicapped children shall be reimbursed to the cities or towns by the commonwealth from the Local Aid Fund pursuant to subsection (*b*) (1) of section eighteen A of chapter fifty-eight upon approval and certification by the department.

SECTION 46. Section 29D of said chapter 69, as amended by chapter 556 of the acts of 1958, is hereby further amended by striking out the last sentence and inserting in place thereof the following sentence: — Said reimbursement shall be paid out of the Local Aid Fund pursuant to subsection (*b*) (1) of section eighteen A of chapter fifty-eight.

SECTION 47. The first paragraph of section 7A of chapter 71 of the General Laws, as appearing in chapter 754 of the acts of 1949, is hereby amended by striking out, in lines 3 and 4, the words "from the proceeds of the tax on incomes, which shall be available therefor".

SECTION 48. Said section 7A of said chapter 71 is hereby further amended by striking out the fifth paragraph.

SECTION 49. Said chapter 71 is hereby further amended by striking out section 16C and inserting in place thereof the following section: —

Section 16C. The regional school district shall be subject to all laws pertaining to school transportation; and when the agreement provides for the furnishing of transportation by the regional school district, the commonwealth shall reimburse such district to the full extent of the amounts expended for such transportation, except that no such reimbursement shall be made for transportation of any pupil who resides less than one and one-half miles, measured by a commonly traveled route, from the district school which he attends. The state treasurer shall annually, on or before November twentieth, pay to the regional school districts, subject to appropriation, the sums required for such reimbursement and approved by the commissioner of education.

SECTION 50. Section 24 of said chapter 71, as appearing in the Tercentenary Edition, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence: — Expenses incurred by cities or towns maintaining such schools or courses as are ap-

proved by the department as to organization, control, situation, equipment, courses of study, qualifications of teachers, methods of instruction, conditions of admission, employment of pupils and expenditures of money shall be reimbursable under chapter seventy.

SECTION 51. Said section 24 of said chapter 71 is hereby further amended by striking out the last sentence and inserting in place thereof the following sentence: — Expenses incurred by cities or towns in paying claims for tuition under this section shall be reimbursable under chapter seventy.

SECTION 52. Said chapter 71 is hereby further amended by striking out sections 26E and 26F, inserted by section 1 of chapter 165 of the acts of 1946, and inserting in place thereof the following section: —

Section 26E. Expenditures for extended school services maintained under sections twenty-six A to twenty-six D, inclusive, shall be reimbursable under chapter seventy.

SECTION 53. Said chapter 71 is hereby further amended by striking out section 38B, inserted by section 2 of chapter 676 of the acts of 1941, and inserting in place thereof the following section: —

Section 38B. Expenses incurred by the town for the salary or salaries of a director or directors of occupational guidance and placement, approved by the department prior to his or their appointment, shall be reimbursable under chapter seventy.

SECTION 54. Said chapter 71 is hereby further amended by striking out section 38E, as so inserted, and inserting in place thereof the following section: —

Section 38E. Expenses incurred by each town in such a district for the employment of a director of occupational guidance and placement shall be reimbursable under chapter seventy.

SECTION 55. The second sentence of section 46B of said chapter 71, as appearing in chapter 649 of the acts of 1960, is hereby amended by striking out, in line 6, the words "proceeds of the tax on income" and inserting in place thereof the words: — Local Aid Fund.

SECTION 56. Section 46E of said chapter 71, as appearing in section 2 of chapter 535 of the acts of 1956, is hereby amended by striking out, in lines 6 to 9, inclusive, the words "proceeds of the taxation in incomes under chapter sixty-two, or, if such proceeds are insufficient, from other revenues as may be appropriated therefor", and inserting in place thereof the words: — Local Aid Fund.

SECTION 57. Section 46F of said chapter 71, as most recently amended by chapter 628 of the acts of 1960, is hereby further amended by striking out, in lines 2 and 3, the words "proceeds of taxation on incomes under chapter sixty-two", and inserting in place thereof the words: — Local Aid Fund.

SECTION 58. Section 46G of said chapter 71, inserted by chapter 696 of the acts of 1955, is hereby amended by striking out the last sentence and inserting in place thereof the following sentence: — Expenses incurred under the provisions of this section shall be reimbursable under chapter seventy.

SECTION 59. Section 59A of said chapter 71, as amended by chapter 557 of the acts of 1953, is hereby further amended by striking out the second paragraph and inserting in place thereof the following paragraph: —

Expenses incurred under the provisions of this section shall be reimbursable under chapter seventy.

SECTION 60. Said chapter 71 is hereby further amended by striking out section 65, as most recently amended by section 2 of chapter 740 of the acts of 1963, and inserting in place thereof the following section: —

Section 65. Expenses incurred by a town in the employment of a superintendent of schools, either unitedly with other towns under section sixty-four or as a member of a regional school district, shall be reimbursable under chapter seventy.

SECTION 61. Said chapter 71 is hereby further amended by striking out section 78, as amended by chapter 756 of the acts of 1957, and inserting in place thereof the following section: —

Section 78. Expenditures for extended courses maintained under sections seventy-five to seventy-seven, inclusive, which have been approved by the commissioner as to organization, location, equipment, courses of study and conditions of admission, shall be reimbursable under chapter seventy.

SECTION 62. Section 2 of chapter 72 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by inserting after the first sentence the following sentence: — The school committee of each town shall also ascertain the number of pupils, regardless of age, whose parents or guardians are residents of the town and who are enrolled for full-time attendance, in kindergarten and grades up to and including grade twelve, in public and vocational schools and classes in the commonwealth and nonpublic schools anywhere.

SECTION 63. Said chapter 72 is hereby further amended by inserting after section 2 the following section: —

Section 2A. The superintendent of schools of each town shall file annually on or before December first with the commissioner of education, on forms provided by the department of education, a sworn statement reporting the number of minor children whose parents or guardians were residents of the town and who were enrolled on the preceding October first for full-time attendance in the following schools and classes, respectively, including kindergarten and grades one through twelve: —

First. Pupils in schools and classes in the town under the control of the school committee, excluding pupils in schools and classes of regional school districts.

Second. Pupils in schools and classes of a regional school district which includes the town.

Third. Pupils in schools and classes elsewhere in the commonwealth under the control of school committees.

Fourth. Pupils in vocational schools and classes in the town under the control of the local trustees of vocational education, excluding pupils in vocational schools and classes under the control of district trustees for vocational education.

Fifth. Pupils in vocational schools and classes under the control of district trustees for vocational education in a district which includes the town.

Sixth. Pupils in vocational or other schools and classes elsewhere in the commonwealth which are supported by public funds.

Seventh. Pupils in nonpublic schools anywhere. Such information shall be collected during the first two weeks of October.

Before filing said statement, the superintendent shall submit it to the chairman of the school committee, who shall countersign it on oath, if, after examination, he finds it correct.

SECTION 64. Said chapter 72 is hereby further amended by striking out section 3, as amended by section 2 of chapter 461 of the acts of 1939, and inserting the following section: —

Section 3. The superintendent of schools shall annually on or before July thirty-first transmit the school returns to the commissioner, signed and sworn to by him, containing the following information together with any other information required by the commissioner in accordance with section one of chapter sixty-nine: —

First. The average daily membership of the public and vocational schools of the town for the school year last preceding the date of said certificate as determined under section eight.

Second. The amount of money raised by taxation by the town and expended during the fiscal year last preceding said date for the support of public schools, including the wages of teachers, and transportation of children, or board in place thereof, fuel, the care of fires, schoolrooms and school premises, repairs, supervision, textbooks and supplies, and school sundries or incidentals, but excluding alterations of school buildings, other than repairs, and construction of schoolhouses and contributions for, and reimbursements on account of, the support of public schools from the commonwealth or from other sources than local taxation; and the total expenditures, classified, for the public schools during the school year last preceding said date.

Third. That the town has maintained during the school year last preceding the said date each of its schools, as required by section one of chapter seventy-one, for a period of not less than one hundred and eighty days, or for what shorter period one or more schools have been maintained, if specifically exempted by the department.

Fourth. That the town has, during said school year, complied with said chapter seventy-one in the matter of school instruction, and the number of days schools were in session.

Before filing said school returns, the superintendent shall submit them to the chairman of the school committee, who shall countersign them on oath, if, after examination, he finds them correct.

SECTION 65. Section 8 of said chapter 72 is hereby amended by striking out the fourth sentence, as appearing in the Tercentenary Edition, and inserting in place thereof the following sentence: — In computing the average daily membership a pupil's name shall be omitted when and only when it is known that he has withdrawn from the school without intention of returning; but the foregoing method of computation shall not affect proceedings against habitual truants, absentees or school offenders, or other persons, under section one of chapter seventy-six or under sections three, four and five of chapter seventy-seven.

SECTION 66. Section 8A of chapter 74 of the General Laws, as most recently amended by chapter 662 of the acts of 1950, is hereby further amended by striking out, in line 6, the words "from the tax on income".

SECTION 67. Said chapter 74 is hereby further amended by striking out section 9, as most recently amended by section 6 of chapter 599 of the acts of 1957, and inserting in place thereof the following section: —

Section 9. Expenditures for approved courses of instruction beyond grade twelve in the distributive occupations, industrial, agricultural, household arts or practical nurse training shall be reimbursable under chapter seventy.

SECTION 68. Said chapter 74 is hereby further amended by striking out section 10, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: —

Section 10. Fees paid under section eight for tuition in courses of vocational or agricultural instruction beyond grade twelve shall be reimbursable under chapter seventy; provided, that in any event, the commonwealth shall reimburse towns paying such tuition fees for children placed therein by the commissioner of public welfare or the trustees of the Massachusetts training schools for the whole amount so expended.

SECTION 69. Said chapter 74 is hereby further amended by striking out section 12, as most recently amended by section 2 of chapter 496 of the acts of 1957, and inserting in place thereof the following section: —

Section 12. Expenses incurred by towns or regional school districts maintaining approved local or district or regional school district independent agricultural schools consisting only of agricultural departments in high schools shall be reimbursable under chapter seventy.

SECTION 70. Subsection (*a*) of section 18 of chapter 58 of the General Laws, as amended by section twenty-nine of this act, is hereby further amended by striking out the words "the net sums received under chapter sixty-two" and inserting in place thereof the words: — the net sums received under chapters sixty-two and sixty-two A, and any act in addition thereto.

SECTION 71. The provisions of section seven of chapter sixty-two A of the General Laws, as amended by section thirty-two of this act, shall not apply to collections made on or after May fifteenth, nineteen hundred and sixty-six.

SECTION 72. Notwithstanding the provisions of section eighteen A of chapter fifty-eight of the General Laws, inserted by section thirty of this act, there shall be transferred to the General Fund from the total proceeds collected under chapters sixty-two and sixty-two A of the General Laws, payments made on account thereof under chapter sixty-two B of the General Laws, the amounts authorized for the school lunch and the school building assistance programs under chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five and paid by the commonwealth from January first to June thirtieth, inclusive, nineteen hundred and sixty-six.

SECTION 73. Notwithstanding the provisions of chapter seventy of the General Laws, as amended by section forty of this act, the equalized valuation to be used in determining school aid for the calendar year nineteen hundred and sixty-six shall be the equalized valuations as reported by the state tax commission to the general court under the provisions of section nine of chapter fifty-eight of the General Laws during the year nineteen hundred and sixty-five.

SECTION 74. Every superintendent of schools shall file with the commissioner of education, within thirty days after the effective date of this act, a sworn statement, upon blanks prepared by the department of education, containing the information specified in section two A of chapter seventy-two of the General Laws, as amended by section sixty-three of

this act. Such information shall be compiled for the preceding October first. Every superintendent of schools shall file with the commissioner of education, within thirty days after the effective date of this act, a sworn statement, upon blanks prepared by the department of education, of reimbursable expenditures for the preceding fiscal year, as defined in section one of chapter seventy of the General Laws, as appearing in section forty of this act. The commissioner of education shall cause both statements to be examined, and shall forthwith certify to the comptroller and the state tax commission the amount of school aid to be paid to each city and town during nineteen hundred and sixty-six under said chapter seventy. Such certification by the commissioner of education shall supersede the certification required to be made by him pursuant to the provisions of section nine of chapter seventy of the General Laws, in effect immediately prior to the effective date of this section with respect to the amount of school aid to be paid to each city and town during nineteen hundred and sixty-six. The provisions of section six of said chapter seventy, as appearing in said section forty of this act, shall be applicable to this section.

SECTION 75. Notwithstanding any other provision of law to the contrary, the balances remaining on the effective date of this act in the funds established on the books of the commonwealth as the income tax fund, the corporation tax fund and the meals tax fund, which would have been distributable to the cities and towns of the commonwealth under the provisions of sections eighteen and twenty of chapter fifty-eight and section ten of chapter sixty-four B of the General Laws, in effect immediately prior to the effective date of this act, shall be credited to the Local Aid Fund established under the provisions of section two A of chapter twenty-nine of the General Laws, as inserted by section twenty-eight of this act.

SECTION 76. In any case in which the effective date or applicability of any provisions of this act is expressed in terms of taxable years beginning or ending with reference to a specified date which is the first or last day of a month, with respect to any taxpayer, his taxable year shall be treated as beginning with the first day of the calendar month beginning nearest to the first day of such taxable year, or as ending with the last day of the calendar month ending nearest to the last day of such taxable year.

SECTION 77. If any provision, section or subsection of this act or the application thereof shall be held to be invalid or unconstitutional by any court of competent jurisdiction, such invalidity or unconstitutionality shall not be construed to affect the validity or constitutionality of any of the remaining provisions, sections or subsections of this act or their application to persons or circumstances other than those as to which it is held invalid. It is hereby declared to be the legislative intent that said remaining provisions, sections or subsections would have been adopted had such invalid or unconstitutional provision, section or subsection not been included therein.

SECTION 78. Notwithstanding any other provision of law to the contrary, the state tax commission shall estimate the amount due any city or town from the commonwealth as accelerated payments, in excess of the earliest full twelve-month period in each case, as reimbursements for expenditures lawfully incurred for (*a*) vocational education, (*b*) veterans' benefits, (*c*) general relief, (*d*) aid to families with de-

pendent children, (*e*) old age assistance, (*f*) medical aid to the aged, (*g*) aid to permanently disabled persons, and (*h*) administrative costs currently reimbursable for the programs enumerated under (*c*) through (*g*), inclusive. The amount so estimated shall then be certified by the said commission to the assessors of each city or town, who shall cause such amounts to be applied to reduce the rate of tax on real estate and tangible personal property assessed under the provisions of chapter fifty-nine of the General Laws for the calendar year nineteen hundred and sixty-six.

SECTION 78A. All appointments or promotions to offices and positions, whether temporary or permanent, above the entrance grade, necessary for the efficient administration of sections one to four, inclusive, of this act, shall be made as a result of competitive promotional examination, as provided in chapter thirty-one of the General Laws, from among the permanent employees in the department of corporations and taxation. On request of the appointing authority, temporary transfers of permanent employees in said department may be authorized as provided in section sixteen A of said chapter thirty-one.

SECTION 79. Sections one to four, inclusive, shall take effect upon the passage of this act and shall apply to sales at retail of tangible personal property during the period commencing April first, nineteen hundred and sixty-six, and ending December thirty-first, nineteen hundred and sixty-seven, and to the storage, use or other consumption of tangible personal property purchased from any vendor during said period. Sections five to eight, inclusive, shall apply with respect to taxable years commencing after December thirty-first, nineteen hundred and sixty-five. Sections nine and ten shall apply with respect to taxable years ending on and after December thirty-first, nineteen hundred and sixty-six. Sections eleven to fifteen, inclusive, shall apply with respect to taxable years of savings banks and the Massachusetts Hospital Life Insurance Company, ending on and after October thirty-first, nineteen hundred and sixty-six, with respect to taxable years of co-operative banks ending on and after April thirtieth, nineteen hundred and sixty-six and with respect to taxable years of savings and loan associations with respect to taxable years ending on and after December thirty-first, nineteen hundred and sixty-six; provided, however, that with respect to co-operative banks and savings and loan associations, the payment due on or before the twenty-fifth day of the seventh month of the first fiscal year to which this act applies shall be due and payable on or before the twenty-fifth day of the first month following the close of the first taxable year to which this act applies and the total amount of excise due for said taxable year only under the provisions of this act shall be multiplied by a fraction the numerator of which is the number of months, or major fraction thereof in the taxable year after the effective date of this act and the denominator of which is twelve; and provided further that notwithstanding any other provisions of this act, with respect to savings banks, (1) the payment due and payable hereunder on or before May twenty-fifth, nineteen hundred and sixty-six shall be the total of (*a*) an amount to be determined by multiplying the amount of tax which would be due and payable, for the six-month period ending on April thirtieth, nineteen hundred and sixty-six if section eleven of chapter sixty-three of the General Laws had not been amended by section eleven of this act and had remained in full force and effect without amendment throughout

the first taxable year to which said section eleven applies, by a fraction the numerator of which shall be the number of months, or major fraction thereof, in said taxable year before the passage of this act and the denominator of which shall be six, and (*b*) an amount to be determined by multiplying the amount of tax which would otherwise be due and payable on or before May twenty-fifth, nineteen hundred and sixty-six, as computed in accordance with the provisions of section eleven of said chapter sixty-three, as amended by section eleven of this act, by a fraction the numerator of which shall be the number of months, or major fraction thereof, after the passage of this act and before April thirtieth, nineteen hundred and sixty-six and the denominator of which shall be six; and (2) the payment due and payable hereunder on or before November twenty-fifth, nineteen hundred and sixty-six shall be the total of (*a*) an amount to be determined by multiplying one per cent of the net operating income, as defined in section eleven of said chapter sixty-three, as amended by section eleven of this act, of such savings bank for said taxable year by a fraction the numerator of which shall be the number of months, or major fraction thereof, in said first taxable year after the passage of this act and the denominator of which shall be twelve and by deducting from the quotient thereby derived the estimated amount previously paid by such savings bank with respect to such income, and (*b*) the amount of tax with respect to the deposits of such savings bank due and payable on said day as computed in accordance with the provisions of section eleven of said chapter sixty-three, as amended by section eleven of this act. Sections sixteen and seventeen shall take effect upon the passage of this act. Sections eighteen to twenty-one, inclusive, shall apply with respect to taxable years ending on or after the last day of the calendar month next succeeding the date of passage of this act; provided, however, that in the case of any taxable year which commences prior to the first day of the calendar month next succeeding the date of passage of this act, the tax payable under said sections seventeen to twenty, inclusive, shall be that portion of the tax otherwise payable under said sections which is represented by a fraction of which the numerator shall be the number of calendar months commencing after the date of passage of this act and ending with the last month of the taxable year and the denominator is twelve. Section twenty-two shall take effect on March first, nineteen hundred and sixty-six. Section twenty-three shall take effect on April first, nineteen hundred and sixty-six. Section twenty-four shall take effect upon the passage of this act. Section twenty-five shall take effect upon April first, nineteen hundred and sixty-six. Section twenty-six shall apply to sales of alcoholic beverages or alcohol and to importations of malt beverages into the commonwealth on and after the day next following the passage of this act. Section twenty-seven shall take effect upon the passage of this act. Sections twenty-eight to sixty-nine, inclusive, shall become effective as of January first, nineteen hundred and sixty-six. Sections seventy and seventy-one shall take effect May fifteenth, nineteen hundred and sixty-six. Sections seventy-two to seventy-eight A, inclusive, shall take effect upon the passage of this act.

SECTION 80. The following question shall be placed upon the official ballot to be used at the biennial state election to be held in the year nineteen hundred and sixty-six: — Do you approve of an act passed by the General Court in the year nineteen hundred and sixty-six, entitled

"An Act imposing a temporary tax on retail sales, and a temporary excise upon the storage, use or other consumption, of certain tangible personal property, revising and imposing certain other taxes and excises, establishing the Local Aid Fund, and providing for the distribution of funds therefrom to cities and towns?"

The state secretary shall transmit to the General Court a written statement of the results of such votes by filing the same with the clerk of the house of representatives. *Approved March 2, 1966.*

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, March 2, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience requires that the law being Chapter 14 of the Acts of 1966, entitled "An Act Imposing A Temporary Tax on Retail Sales, and A Temporary Excise Upon the Storage, Use or Other Consumption, of Certain Tangible Personal Property, Revising and Imposing Certain Other Taxes and Excises, Establishing the Local Aid Fund, and Providing for the Distribution of Funds Therefrom to Cities and Towns." and the enactment of which received my approval on March 2, 1966, should take effect herewith.

I further declare that in my opinion said law is an emergency law and the facts constituting the emergency are as follows:

Postponement of the operation of this act for ninety days would defeat its purpose, which is to provide funds immediately, through the imposition and revision of certain taxes and excises, for the payment of expenditures of the Commonwealth, and, through the immediate creation of a Local Aid Fund, to provide for the distribution of funds to cities and towns.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, March 3, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at nine o'clock and fifteen minutes, A.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter fourteen of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 15. AN ACT MAKING AN APPROPRIATION FOR THE FISCAL YEAR ENDING JUNE THIRTIETH, NINETEEN HUNDRED AND SIXTY-SIX, TO PROVIDE FOR THE EXPENSES OF THE OPERATION OF THE SERVICE CORPS COMMISSION.

Be it enacted, etc., as follows:

SECTION 1. To provide for supplementing a certain item in the general appropriation act, the sum set forth in section two is hereby appropriated from the fund designated in said section two subject to the provisions of law regulating the disbursement of public funds and the conditions pertaining to appropriations in chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five for the fiscal year ending June thirtieth, nineteen hundred and sixty-six, or for such period as may be specified, the sum so appropriated to be in addition to any amounts at present available for the purpose.

SECTION 2.

GENERAL FUND.

STATE PURPOSES APPROPRIATION.

Other Boards and Commissions serving under Governor and Council.

Service Corps Commission.

Item		
0491–01	For the service of the service corps commission, prior appropriation continued	$56,932

SECTION 3. This act shall take effect upon its passage.

Approved March 4, 1966.

Chap. 16. AN ACT CLARIFYING THE PROVISIONS OF LAW RELATIVE TO THE TIME FOR NEWLY REGISTERED VOTERS TO ESTABLISH ENROLLMENT IN A POLITICAL PARTY.

Be it enacted, etc., as follows:

The second paragraph of section 4 of chapter 50 of the General Laws, as amended by section 1 of chapter 113 of the acts of 1963, is hereby further amended by adding after the word "day", in line 7, the following: — , except that a request to establish enrollment in a political party under section forty-two of chapter fifty-one may be filed not later than ten o'clock in the evening on said day. *Approved March 4, 1966.*

Chap. 17. AN ACT TO ASCERTAIN THE WILL OF THE VOTERS OF THE TOWN OF DEDHAM RELATIVE TO THE CONSTRUCTION OF A YOUTH CENTER IN SAID TOWN.

Be it enacted, etc., as follows:

In order to ascertain the will of the voters of the town of Dedham, there shall be placed upon the ballot to be used at the biennial state election in the current year in the town of Dedham the following question: — "Shall a youth center be constructed in the town of Dedham?"

Approved March 4, 1966.

Chap. 18. AN ACT LIMITING THE NUMBER OF REFUSALS OF EMPLOYMENT FROM ELIGIBLE CIVIL SERVICE LISTS AFTER THREE SEPARATE CERTIFICATIONS.

Be it enacted, etc., as follows:

Section 6 of chapter 31 of the General Laws is hereby amended by striking out the first sentence, as amended by chapter 430 of the acts of 1949, and inserting in place thereof the following sentence: — No person who, upon being duly certified from an eligible list established as a result of an open competitive examination, three times refuses to accept temporary or permanent employment on the occasion of three separate certifications, after having previously expressed his willingness to accept such employment, shall be eligible for further certification from such list for temporary or permanent employment.

Approved March 4, 1966.

Chap. 19. AN ACT MAKING CERTAIN CORRECTIVE CHANGES IN THE CIVIL SERVICE LAW.

Be it enacted, etc., as follows:

SECTION 1. Section 4 of chapter 31 of the General Laws is hereby amended by striking out the paragraph added by section 1 of chapter 779 of the acts of 1949.

SECTION 2. Said section 4 of said chapter 31 is hereby further amended by striking out the third paragraph, as appearing in section 4 of chapter 701 of the acts of 1945, and inserting in place thereof the following paragraph: —

All sealers and deputy sealers of weights and measures and inspectors and deputy inspectors of weights and measures in towns of over ten thousand inhabitants and in cities, whether such officers are heads of principal departments or not, and also the inspectors of standards in the service of the commonwealth; .

Approved March 4, 1966.

Chap. 20. AN ACT CLARIFYING THE LAW ON TEMPORARY TRANSFERS IN THE LABOR SERVICE TO A POSITION IN THE CLASSIFIED OFFICIAL SERVICE.

Be it enacted, etc., as follows:

The second paragraph of section 16A of chapter 31 of the General Laws, as appearing in section 2 of chapter 720 of the acts of 1964, is hereby amended by inserting after the word "transfer", in line 1, the words: — to a position in the classified official service.

Approved March 4, 1966.

Chap. 21. AN ACT REQUIRING PUPILS AND TEACHERS IN ALL SCHOOLS IN THE COMMONWEALTH TO WEAR EYE PROTECTIVE DEVICES WHILE ATTENDING CERTAIN CLASSES.

Be it enacted, etc., as follows:

Chapter 71 of the General Laws is hereby amended by striking out section 55C, inserted by chapter 51 of the acts of 1964, and inserting in place thereof the following section: —

Section 55C. Each teacher and pupil of any school, public or private, shall, while attending school classes in industrial art or vocational shops or laboratories in which caustic or explosive chemicals, hot liquids or solids, hot molten metals, or explosives are used or in which welding of any type, repair or servicing of vehicles, heat treatment or tempering of metals, or the milling, sawing, stamping or cutting of solid materials, or any similar dangerous process is taught, exposure to which may be a source of danger to the eyes, wear an industrial quality eye protective device, approved by the department of public safety. Each visitor to any such classroom or laboratory shall also be required to wear such protective device. *Approved March 4, 1966.*

Chap. 22. AN ACT INCREASING THE PENALTY ON EMPLOYERS FOR CERTAIN VIOLATIONS OF THE MINIMUM WAGE LAW.

Be it enacted, etc., as follows:

Section 19 of chapter 151 of the General Laws is hereby amended by striking out subsection (5), added by chapter 335 of the acts of 1965, and inserting in place thereof the following subsection: —

(5) Whoever directly or indirectly solicits, demands, requests or accepts from any employee any return of a portion of his wages, which would result in such employee retaining less than the rate of wages required by this chapter, or whoever threatens, coerces or intimidates any employee who has wages due under this chapter, for the purpose of causing such person to accept as payment in full a lesser sum than the full amount of the wages so due, shall be punished by a fine of not less than fifty nor more than one thousand dollars, or imprisonment for not less than ten nor more than ninety days, or by both such fine and imprisonment, and each employee so solicited or threatened shall constitute a separate offense. *Approved March 4, 1966.*

Chap. 23. AN ACT FURTHER DEFINING THE TERM "FARMER" FOR THE PURPOSE OF REGISTRATION OF CERTAIN FARM MOTOR VEHICLES.

Be it enacted, etc., as follows:

Section 1 of chapter 90 of the General Laws is hereby amended by striking out the definition of "Farmer", as amended by chapter 643 of the acts of 1965, and inserting in place thereof the following definition: —

"Farmer", any person, individual or partnership engaged principally or substantially in the occupation of farming or of raising poultry or hogs on land owned or controlled by him. *Approved March 4, 1966.*

Chap. 24. AN ACT AUTHORIZING THE TOWN OF NEEDHAM TO USE, FOR THE CONSTRUCTION OF A FIRE STATION, CERTAIN LAND NOW HELD FOR PARK PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. The town of Needham is hereby authorized to use, for the construction of a fire station, certain land in said town held for park purposes, bounded and described as follows: —

Beginning at a bound opposite Saint Cloud Avenue in the northerly sideline of Greendale Avenue, discontinued as a State Highway layout on April 2, 1957; thence running by said Greendale Avenue N 26° 21' 38" W a distance of 200.00 feet; thence turning and running N 63° 38' 22" E a distance of 320.5 feet, more or less, to a point in the southerly sideline of the Route 128 Circumferential State Highway, 1953 layout; thence turning and running by said southerly sideline S 46° 46' 47" E a distance of 266.7 feet, more or less; thence turning and running S 63° 38' 22" W a distance of 409.2 feet, more or less, to a point in the northerly sideline of Greendale Avenue; thence turning and running by said northerly sideline along a curve of 1160.04 feet radius a distance of 50.00 feet to said bound at the point of beginning. Said parcel contains 2.1 acres, more or less.

SECTION 2. This act shall take effect upon its acceptance by the town of Needham. *Approved March 4, 1966.*

Chap. 25. AN ACT DESIGNATING A CERTAIN PORTION OF THE WESTERN EXPRESSWAY IN THE CITY OF FALL RIVER AS THE WILLIAM M. GARDELLA HIGHWAY.

Be it enacted, etc., as follows:

That portion of the Western Expressway located in the north end section of the city of Fall River shall be designated and known as the William M. Gardella highway, in memory of William M. Gardella, who was killed in action in World War II while a member of the armed forces of the United States. Suitable markers bearing said designation shall be erected along said highway by the department of public works in compliance with the standards of said department and as authorized by the federal bureau of public roads. *Approved March 4, 1966.*

Chap. 26. AN ACT MODIFYING THE REQUIREMENTS FOR THE GRANTING OF SPECIAL PERMITS UNDER THE ZONING LAW IN CERTAIN CASES.

Be it enacted, etc., as follows:

Section 4 of chapter 40A of the General Laws is hereby amended by adding the following sentence: — Notwithstanding the provisions of the two preceding sentences, if a city council having more than fifteen members is designated to act upon such a special permit, the public hearing may be held by a committee of such council designated or appointed for the purpose by the council, and the vote required to grant such special permit shall be a two thirds vote of all of the members of such council. *Approved March 4, 1966.*

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, March 4, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the

immediate preservation of the public convenience requires that the law being Chapter 26 of the Acts of 1966 entitled "An Act Modifying the Requirements for the Granting of Special Permits Under the Zoning Law in Certain Cases." and the enactment of which received my approval on March 4, 1966, should take effect forthwith.

I further declare that in my opinion said law is an emergency law and the facts constituting the emergency are as follows:

Postponement of the operation of this Act for 90 days would defeat its purpose, inasmuch as the present requirements of c. 40A Sec. 4 with respect to action by certain city councils in certain cases makes it practically impossible for the city council to act in such cases, and it being necessary for the public convenience that prompt action be taken by a city council in such cases.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, March 4, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at one o'clock and thirty minutes, P.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter twenty-six of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 27. AN ACT AUTHORIZING CITIES AND TOWNS TO BORROW ON ACCOUNT OF PUBLIC WELFARE AND VETERANS' BENEFITS.

Be it enacted, etc., as follows:

SECTION 1. Subject to the provisions of this act, any city or town, by a two thirds vote as defined in section one of chapter forty-four of the General Laws, and with the approval of the mayor or selectmen and of the emergency finance board established under section one of chapter forty-nine of the acts of nineteen hundred and thirty-three, hereinafter called the board, may borrow in each of the years nineteen hundred and sixty-six and nineteen hundred and sixty-seven inside its limit of indebtedness as prescribed by section ten of said chapter forty-four, for use only for meeting appropriations made or to be made for public welfare, including in such term old age assistance, medical assistance for the aged, aid to families with dependent children, and disability assistance, and for veterans' benefits, to an amount not more than one half of one per cent of the average of the assessors' valuation of its taxable property for the three preceding years, such valuation to be reduced and otherwise determined as provided in said section ten of said chapter forty-four, and may issue bonds or notes therefor, which shall bear on their face the words (name of city or town) Municipal Relief

Loan, Act of 1966. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than five years from their dates, as the board shall fix, and, except as herein provided, shall be subject to said chapter forty-four, exclusive of the limitation contained in the first paragraph of section seven thereof.

Loans may be issued hereunder in the year nineteen hundred and sixty-six or nineteen hundred and sixty-seven, as the case may be, only by a city or town which in such year has appropriated to be raised by taxation, or appropriated from available funds, for the purposes enumerated in the preceding paragraph, an amount not less than ninety per cent of its expenditures made in the year preceding the year of issue for veterans' benefits, and for public welfare, including in such term old age assistance, medical assistance for the aged, aid to families with dependent children, and disability assistance, made otherwise than from the proceeds of federal grants, all as determined by the board.

If a loan under authority of this act has been approved by the board during the year nineteen hundred and sixty-six or nineteen hundred and sixty-seven for a city or town, the amount of any appropriation voted by such city or town for said year for public welfare, including in such term old age assistance, medical assistance for the aged, aid to families with dependent children, disability assistance, and veterans' benefits, shall not be reduced during the said year by appropriation, transfer or otherwise, except with the written approval of the board. Whenever used in this act, the words "veterans' benefits" shall include the forms of aid to veterans now or formerly known as state aid, military aid, soldiers' relief, and soldiers' burials, or any words or phrases connoting the same.

SECTION 2. A loan order voted in any city under authority of this act shall be deemed to be an emergency order and as such may be passed in such manner as is provided for emergency orders or ordinances in its charter, and shall be in full force and effect immediately upon final favorable action thereon by its city council or chief executive, as the case may be, or upon expiration of any period specified by such charter for the approval or disapproval of such orders by its chief executive in any case where he fails to approve or disapprove such an order within such period, notwithstanding any provision of general or special law or ordinance to the contrary; provided, that in the city of Boston such loan orders may be passed in the manner provided in its charter for loan orders for temporary loans in anticipation of taxes.

SECTION 3. In any city a loan order under authority of this act may be passed by vote of two thirds of all the members of the city council, or of each branch thereof where there are two branches, notwithstanding any provision of law to the contrary. *Approved March 7, 1966.*

Chap. 28. AN ACT MAKING CERTAIN HANDICAPPED PERSONS OF LOW INCOME ELIGIBLE FOR OCCUPANCY IN CERTAIN PUBLIC HOUSING PROJECTS.

Be it enacted, etc., as follows:

The next to the last sentence of the first paragraph of section 26NN of chapter 121 of the General Laws, as most recently amended by section 1 of chapter 585 of the acts of 1963, is hereby further amended by

inserting after the word "twenty-six UU", in line 36, the words: — ; then, without regard to family status, to a person of low income who is permanently and totally disabled and eligible for assistance under chapter one hundred and eighteen D, or blind.

Approved March 7, 1966.

Chap. 29. AN ACT FURTHER REGULATING THE TIME WITHIN WHICH STATE CONVENTIONS OF POLITICAL PARTIES SHALL BE HELD.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to permit the holding of the state conventions of political parties in the current year at a date later than June twentieth, the call for which must be issued by the chairman of the state committees of such parties on or before the first Wednesday in May, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

Section 54 of chapter 53 of the General Laws is hereby amended by striking out the first sentence, as appearing in chapter 83 of the acts of 1960, and inserting in place thereof the following sentence: — The chairman of the state committee of a political party shall issue a call on or before the first Wednesday in May to hold a state convention, to be held not earlier than June fifth and not later than June twenty-seventh, in a year in which a biennial state election is held, for the purpose of adopting a platform and endorsing for nomination candidates for offices to be filled by all the voters of the commonwealth, to be voted for at the ensuing state primary, and for such other purposes consistent with law as the convention may determine.

Approved March 9, 1966.

Chap. 30. AN ACT RELATIVE TO EXPENDITURES OF MONEY BY THE COUNTY COMMISSIONERS OF FRANKLIN COUNTY FOR THE PURPOSE OF PROMOTING THE RECREATIONAL ADVANTAGES OF SAID COUNTY.

Be it enacted, etc., as follows:

SECTION 1. The county commissioners of Franklin county may, for the purpose of advertising the recreational advantages of said county, expend such sums, not exceeding, in the aggregate, ten thousand dollars in any one year, as may be appropriated therefor; provided, that such expenditures from money so appropriated shall not at any time be more than twice the sum which shall have been contributed by public subscription or by donation deposited with the county treasurer for the purpose aforesaid. Said commissioners shall expend such sums only for advertising in newspapers, magazines and the like, or for booklets, posters or other forms of advertising, or for information booths within the county, or for displays or booths maintained at fairs, expositions or travel shows outside the county for the purpose of advertising such advantages, or for the processing of inquiries resulting from such promotional activities. In carrying out the provisions of this act the commis-

sioners may designate an agent or agents to act for them; provided, that all bills incurred shall be accompanied by proper vouchers and shall be paid by the county treasurer only on warrants approved by the county commissioners or a majority of them.

SECTION 2. Chapter one hundred and six of the acts of nineteen hundred and thirty-nine, as most recently amended by chapter nine of the acts of nineteen hundred and fifty-four, is hereby repealed.

Approved March 9, 1966.

Chap. 31. AN ACT PROVIDING FOR THE PAYMENT BY THE COUNTY OF DUKES COUNTY OF CERTAIN TRAVELING EXPENSES OF ELECTED AND APPOINTED OFFICIALS IN THE PERFORMANCE OF THEIR OFFICIAL DUTIES.

Be it enacted, etc., as follows:

Notwithstanding any general or special law to the contrary, any appointed or elected official of the county of Dukes County who is required to transport himself and his automobile to and from the mainland in connection with necessary official business shall be reimbursed for the payment of boat fares including that for said automobile, subject to the approval of the director of accounts.

Approved March 9, 1966.

Chap. 32. AN ACT INCREASING THE AMOUNT OF MONEY WHICH MAY BE EXPENDED ANNUALLY BY THE SCHOOL COMMITTEE OF THE CITY OF BOSTON FOR TRAVELING AND CERTAIN OTHER EXPENSES.

Be it enacted, etc., as follows:

Section 4 of chapter 274 of the acts of 1914 is hereby amended by striking out the first sentence, as most recently amended by chapter 182 of the acts of 1965, and inserting in place thereof the following sentence: — The school committee of the city of Boston may expend annually, from the appropriation for the support of the public schools, an amount not exceeding fifteen thousand dollars, to defray the traveling and other necessary expenses incurred under the provisions of section three of this act. *Approved March 9, 1966.*

Chap. 33. AN ACT PROVIDING ADDITIONAL COMPENSATION TO FIRE FIGHTERS ASSIGNED TO PHOTOGRAPHIC WORK AND TO POLICE OFFICERS ASSIGNED TO PHOTOGRAPHIC OR FINGERPRINT IDENTIFICATION WORK IN CERTAIN CITIES AND TOWNS.

Be it enacted, etc., as follows:

Chapter 41 of the General Laws is hereby amended by inserting after section 108G the following two sections: —

Section 108H. In any city or town which accepts the provisions of this section, a member of the fire department assigned to photographic work in said department shall, after completing one year's service in

such assignment, receive in addition to his annual salary as a fire fighter a salary increase of six hundred dollars a year, to be paid so long as he is assigned to said photographic work.

Section 108I. In any city or town which accepts the provisions of this section, a member of the police department assigned to photographic or fingerprint identification work in said department shall, after completion of one year's service in such assignment, receive in addition to his annual salary as a police officer a salary increase of six hundred dollars a year, to be paid him so long as he is assigned to said photographic or fingerprint identification work. *Approved March 9, 1966.*

Chap. 34. AN ACT PROVIDING THAT CERTAIN APPLICANTS WHO DO NOT MEET CERTAIN MINIMUM HEIGHT REQUIREMENTS SHALL BE ELIGIBLE FOR APPOINTMENT AS POLICE OFFICERS IN THE TOWN OF WAREHAM.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any rule to the contrary regulating the minimum height of police officers, applicants in the next open competitive examination for police officers in the town of Wareham who meet all other requirements shall be eligible for certification and appointment provided they are not less than five feet six and three quarter inches in height.

SECTION 2. This act shall take effect upon its acceptance by the town of Wareham. *Approved March 9, 1966.*

Chap. 35. AN ACT AUTHORIZING THE TOWN OF CONCORD TO ACQUIRE LAND IN THE TOWN OF LINCOLN FOR RESERVOIR PURPOSES AND CURTAILING THE RIGHTS OF THE TOWN OF CONCORD TO DRAW FROM THE WATERS OF SANDY POND FOR MUNICIPAL WATER SUPPLY PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of improving its public water supply system, the town of Concord is hereby authorized to take by eminent domain or acquire by purchase, gift or otherwise: (1) a certain parcel of land off Concord Road in that part of the town of Lincoln known as Pine Hill shown as parcel 1 on a plan to be recorded with Middlesex County Southern District Registry of Deeds entitled "Plan of Land in Lincoln, Mass., Showing Proposed Town of Concord Pine Hill Reservoir Site", by town of Concord Engineering Department, surveyed by Frederick R. Joyce, Registered Land Surveyor, dated December 1, 1965; and (2) rights and easements to install, repair, replace, renew and maintain water mains, pipes, conduits and other related works, together with equipment appurtenant thereto in and over the forty foot wide right of way located in the town of Lincoln between said parcel 1 and Walden street, a public way in the town of Concord, as shown on the aforesaid plan.

SECTION 2. The town of Concord is hereby also authorized to construct and maintain on said parcel 1 a reservoir for the storage of water to be used in its public water supply system, to be known as Pine Hill

Reservoir, together with such dams, filter beds, filter galleries, pumping and filtration plants, covers, fixtures and other equipment and structures, including without limitation purification and treatment works, as may at any time or times be necessary or desirable for the operation and maintenance of its public water supply system, all such construction and maintenance to be with the prior advice and approval of the state department of public health.

The town of Concord is hereby further authorized to install, repair, replace, renew and maintain in and over said right of way and elsewhere in its public water supply system either within or without the limits of said town such water mains, pipes, conduits and other related works, together with equipment appurtenant thereto as may at any time or times be necessary or desirable for the passage and transportation of water between said parcel 1 and the public water supply system of said town; provided, however, that no such construction or maintenance in connection therewith in or over any part of said right of way which may be included within a public or private way shall unreasonably affect, hinder or impede ordinary use of such public or private way by others entitled thereto.

The town of Concord shall restore to as good condition as it formerly was in any land within said right of way which it shall dig up or as to which it shall make any use in accordance with the provisions of this act. Said town shall pay all damages sustained by any person on account of any negligent act upon the part of said town, its agents or employees, in connection with any construction, maintenance or operation of its water supply system upon either said parcel 1 or said right of way.

Notwithstanding the provisions of any general or special law to the contrary, the town of Lincoln shall have no right, except with the prior consent of the town of Concord, either to interfere in any way with the operation of the public water supply system of the town of Concord upon said parcel 1 and said right of way as permitted by this act, or to appropriate for its own use any water which may be stored at any time upon said parcel 1 or which may pass in or over said right of way in accordance with the provisions of this act. Nothing, however, in this act shall prohibit the town of Concord from entering into any agreement with any other municipal corporation, including without limitation the town of Lincoln or any water district, for the sale of part or all of the water stored upon or within said parcel 1 to or for the benefit of such municipal corporation or its inhabitants. Nor shall anything in this act restrict or inhibit any right of the town of Lincoln heretofore granted or which may hereafter be granted to supply itself and its inhabitants with water from any source within its limits lying outside of the boundaries of said parcel 1.

SECTION 3. In connection with any construction or maintenance upon either said parcel 1 or said right of way, in accordance with the provisions of this act, the town of Concord is hereby authorized to borrow from time to time, within five years from the passage of this act, such sums as may be necessary, not exceeding, in the aggregate, five hundred thousand dollars, and may issue bonds or notes of the town therefor which shall bear on their face the words, Town of Concord, Pine Hill Reservoir Development Loan, Act of 1966. Each authorized issue of such bonds or notes shall constitute a separate loan and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under

this act shall be within the limits of the amount prescribed by the last paragraph of section eight of chapter forty-four of the General Laws and, except as otherwise provided herein, shall be subject to the provisions of said chapter.

The authority conferred by this section is in addition to, and not in limitation of, any authority of said town to borrow any sums for any purpose in accordance with any general or special law.

SECTION 4. Notwithstanding the provisions of any general or special law to the contrary, from and after January first in the year succeeding the year in which said parcel 1 may be taken or acquired by the town of Concord, in accordance with the provisions of this act, both the land included within said parcel 1 and all of the dams, filter beds, filter galleries, pumping and filtration plants, covers, fixtures and other equipment and structures which may at any time or times be constructed or maintained thereon and all of the water mains, pipes, conduits and other related works and equipment appurtenant thereto which may at any time or times be installed or maintained in and over said right of way, in accordance with the provisions of this act, shall be exempt both from taxation and from any payments in lieu of taxes as may be required under the provisions of chapter fifty-nine of the General Laws.

SECTION 5. Upon certification by the state department of public health of completion of construction upon said parcel 1 of Pine Hill Reservoir, together with such dams, filter beds, filter galleries, pumping and filtration plants, covers, fixtures and other equipment and structures as may be initially constructed in connection therewith, of completion of construction in or upon said right of way of such water mains, pipes, conduits and other related works and equipment appurtenant thereto as may be initially constructed thereon, all in accordance with the provisions of this act, and of fulfillment of such requirements in connection therewith as said department within its discretion may impose, all rights and obligations of the town of Concord, in, over, to and concerning the waters of Sandy Pond in the town of Lincoln, as conferred by chapter one hundred and eighty-eight of the acts of eighteen hundred and seventy-two and chapter four hundred and thirty-eight of the acts of nineteen hundred and eleven, shall cease and be of no further effect.

SECTION 6. This act shall take effect upon its acceptance by the towns of Lincoln and Concord. *Approved March 14, 1966.*

Chap. 36. AN ACT INCREASING THE AMOUNT OF MONEY WHICH THE CITY OF CAMBRIDGE MAY BORROW FOR THE PURPOSE OF CONSTRUCTING AN ADDITION TO THE CAMBRIDGE CITY HOSPITAL AND FOR RECONSTRUCTING OR REMODELING THE EXISTING HOSPITAL FACILITIES.

Be it enacted, etc., as follows:

SECTION 1. Chapter 506 of the acts of 1957 is hereby amended by striking out section 1, as most recently amended by section 1 of chapter 270 of the acts of 1964, and inserting in place thereof the following section: —

Section 1. For the purpose of constructing an addition to the Cambridge City Hospital, for originally equipping and furnishing said build-

ing, and for remodeling or reconstructing the existing hospital buildings, or for the construction of a new hospital building or buildings, and for equipping and furnishing said building or buildings, the city of Cambridge may borrow, from time to time, such sums as may be necessary, not exceeding, in the aggregate, nine million dollars and may issue bonds or notes therefor which shall bear on their face the words, Cambridge Hospital Loan, Act of 1957. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit but shall, except as provided herein, be subject to chapter forty-four of the General Laws, excluding the limitation contained in the first paragraph of section seven thereof.

SECTION 2. Any action heretofore taken or initiated by the city of Cambridge during the current year shall be as valid and effective as though this act had been in full force and effect at the time said action was taken.

SECTION 3. This act shall take effect upon its passage.

Approved March 14, 1966.

Chap. 37. AN ACT AUTHORIZING THE TOWN OF WATERTOWN TO REIMBURSE KATHERINE A. BROGIE FOR CERTAIN MEDICAL BILLS.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of discharging a moral obligation, the town of Watertown may appropriate and pay the sum of three hundred and fifty-nine dollars and eighty-eight cents to Katherine A. Brogie to reimburse her for medical expenses incurred on account of injuries received by her in the performance of her duty as a clerk in the veterans department of said town.

SECTION 2. This act shall take effect upon its passage.

Approved March 14, 1966.

Chap. 38. AN ACT FURTHER INCREASING THE AMOUNT OF MONEY WHICH THE BURLINGTON WATER AND SEWER DISTRICT MAY BORROW FOR THE CONSTRUCTION OF ITS SEWERAGE DISPOSAL SYSTEM.

Be it enacted, etc., as follows:

Chapter 635 of the acts of 1949 is hereby amended by striking out section 4A, as amended by chapter 298 of the acts of 1965, and inserting in place thereof the following section: —

Section 4A. For the purpose of paying the necessary expenses and liabilities incurred in providing such system of sewage disposal under this act the district may from time to time, within five years after the effective date of this section, borrow such sums as may be necessary, not exceeding, in the aggregate, eight million dollars and may issue bonds or notes therefor, which shall bear on their face the words, Burlington Water and Sewer District Loan, Act of 1962. Each authorized issue shall constitute a separate loan, and each such separate loan shall be payable in not more than thirty years from its date. Indebtedness incurred under this act shall be outside the statutory limit but shall, ex-

cept as provided herein, be subject to the provisions of chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof. *Approved March 14, 1966.*

Chap. 39. AN ACT AUTHORIZING PAY ROLL DEDUCTIONS ON ACCOUNT OF DUES PAYABLE TO THE MASSACHUSETTS NURSES ASSOCIATION.

Be it enacted, etc., as follows:

SECTION 1. The first paragraph of section 17A of chapter 180 of the General Laws, as appearing in chapter 431 of the acts of 1964, is hereby amended by inserting after the word "Association", in line 7, the words: —, dues to the Massachusetts Nurses Association.

SECTION 2. The second paragraph of said section 17A of said chapter 180, as so appearing, is hereby amended by inserting after the word "Association", in line 5, the words: —, dues to the Massachusetts Nurses Association. *Approved March 14, 1966.*

Chap. 40. AN ACT DESIGNATING THE BRIDGE OVER ROUTE 25 ON RELOCATED ROUTE 58 IN THE TOWN OF WAREHAM AS THE LAWRENCE A. PIERCE MEMORIAL BRIDGE.

Be it enacted, etc., as follows:

The bridge over state highway route 25 on relocated state highway route 58 in the town of Wareham shall be known and designated as the Lawrence A. Pierce Memorial bridge, in memory of Lawrence A. Pierce, who was a member of the armed forces of the United States in World War II. A suitable marker bearing said designation shall be attached thereto by the department of public works.

Approved March 14, 1966.

Chap. 41. AN ACT DESIGNATING THE BRIDGE OVER THE WEWEANTIC RIVER ON ROUTE 25 IN THE TOWN OF WAREHAM AS THE ARMANDO N. GRASSI MEMORIAL BRIDGE.

Be it enacted, etc., as follows:

The bridge over the Weweantic river on state highway route 25 in the town of Wareham shall be known and designated as the Armando N. Grassi Memorial bridge, in memory of Armando N. Grassi, who was killed in action while a member of the armed forces of the United States in World War II. A suitable marker bearing said designation shall be attached thereto by the department of public works.

Approved March 14, 1966.

Chap. 42. AN ACT DESIGNATING THE BRIDGE OVER CHARLOTTE FURNACE ROAD ON ROUTE 25 IN THE TOWN OF WAREHAM AS THE WILHO A. KAASINEN MEMORIAL BRIDGE.

Be it enacted, etc., as follows:

The bridge over Charlotte Furnace road on state highway route 25 in the town of Wareham shall, upon its completion, be known and designated as the Wilho A. Kaasinen Memorial bridge, in memory of Wilho

A. Kaasinen, who was killed in action while a member of the armed forces of the United States in World War II. A suitable marker bearing said designation shall be attached thereto by the department of public works.

Approved March 14, 1966.

Chap. 43. AN ACT RELATIVE TO THE EMPLOYMENT OF MINORS UNDER EIGHTEEN IN THE OPERATION, IN CONNECTION WITH AGRICULTURE, OF CERTAIN MACHINES.

Be it enacted, etc., as follows:

The last sentence of section 62 of chapter 149 of the General Laws, as amended by chapter 452 of the acts of 1962, is hereby further amended by striking out, in line 7, the words "section five of".

Approved March 14, 1966.

Chap. 44. AN ACT DESIGNATING THE BRIDGE ON ROUTE 140 OVER HATHAWAY ROAD IN THE CITY OF NEW BEDFORD AS THE PRIVATE AMEDEE POIRIER BRIDGE.

Be it enacted, etc., as follows:

The bridge on state highway route 140 over Hathaway road in the city of New Bedford shall be known and designated as the Private Amedee Poirier bridge, in memory of Amedee Poirier, who was killed in action while a member of the armed forces of the United States in World War I. A suitable marker bearing said designation shall be attached thereto by the department of public works.

Approved March 14, 1966.

Chap. 45. AN ACT DESIGNATING THE BRYANT STREET BRIDGE OVER ROUTE 24 IN THE TOWN OF BERKLEY AS THE WILLIAM JACK, JR. MEMORIAL BRIDGE.

Be it enacted, etc., as follows:

The Bryant street bridge over state highway route 24 in the town of Berkley shall be known and designated as the William Jack, Jr. Memorial bridge, in memory of William Jack, Jr., who was killed in action while a member of the armed forces of the United States in World War II. A suitable marker bearing said designation shall be attached thereto by the department of public works.

Approved March 14, 1966.

Chap. 46. AN ACT DESIGNATING A CERTAIN BRIDGE OVER ROUTE 24 IN THE TOWN OF BERKLEY AS THE HOLLIS E. JENNINGS MEMORIAL BRIDGE.

Be it enacted, etc., as follows:

The Podelford street bridge over state highway route 24 in the town of Berkley shall be designated and known as the Hollis E. Jennings Memorial bridge, in memory of Hollis E. Jennings, who was killed in action while a member of the armed forces of the United States in World War II. A suitable marker bearing said designation shall be attached thereto by the department of public works.

Approved March 14, 1966.

Chap. 47. AN ACT DESIGNATING A PORTION OF STATE HIGHWAY ROUTE 2 AS THE MINUTEMAN HIGHWAY.

Be it enacted, etc., as follows:

That portion of state highway route 2 from the Alewife Brook parkway in the city of Cambridge and extending westerly to the rotary traffic circle at the Massachusetts reformatory in the town of Concord shall be known and designated as the Minuteman highway and suitable markers bearing said designation shall be erected and maintained along said highway by the department of public works.

Approved March 14, 1966.

Chap. 48. AN ACT DESIGNATING THE BRIDGE ON ROUTE 140 OVER BRALEY ROAD IN THE CITY OF NEW BEDFORD AS THE PRIVATE ANNIBAL AGUIAR BRIDGE.

Be it enacted, etc., as follows:

The bridge on state highway route 140 over Braley road in the city of New Bedford shall be known and designated as the Private Annibal Aguiar bridge, in memory of Annibal Aguiar, who was killed in action while a member of the armed forces of the United States in World War II. A suitable marker bearing said designation shall be attached thereto by the department of public works.

Approved March 14, 1966.

Chap. 49. AN ACT CREATING THE AUBURN ARENA AUTHORITY AND PROVIDING FOR THE CONSTRUCTION, MAINTENANCE AND OPERATION OF AN INDOOR HOCKEY AND SKATING RINK IN THE TOWN OF AUBURN BY SAID AUTHORITY.

Be it enacted, etc., as follows:

SECTION 1. The Authority created by section two is hereby authorized to take by eminent domain or acquire by purchase or otherwise land with or without buildings thereon in the town of Auburn, and to construct, maintain and operate thereon, an arena for the purpose of providing an indoor hockey and skating rink for use primarily by individuals, and school and amateur teams, in the town of Auburn; provided, however, that during the months of May, June, July, August and September in each year and at such other times as there is no substantial demand for the use of such arena or any part thereof as such a rink, the Authority may permit the use of such arena or part thereof for other purposes as provided in this act.

SECTION 2. There is hereby created a public body politic and corporate to be known as the Auburn Arena Authority, hereinafter called the Authority, which is hereby constituted a public instrumentality; and the exercise by the Authority of the powers conferred by this act shall be deemed and held to be the performance of essential governmental functions and the Authority shall not be liable for any injury, loss or damage suffered by any person or property by reason of any ordinary or gross negligence of the Authority or any of its officers, employees or agents.

The Authority shall consist of the chairman of the board of selectmen of the town of Auburn, ex officio, and four other members appointed by the governor; provided, however, that the chairman of the board of selectmen of the town of Auburn may, whenever from time to time he shall deem it expedient, designate, by a writing filed in the office of the state secretary, a person, for whose acts he shall be responsible, to act in his stead as a member of the Authority; and so long as such designation shall remain unrevoked, such designee shall exercise the powers and perform the duties of such commissioner as a member of the Authority; but such designee shall not otherwise be deemed to be, or act as, a member of the Authority. The terms of the four members first appointed by the governor shall expire on May first, nineteen hundred and sixty-seven, nineteen hundred and sixty-eight, nineteen hundred and sixty-nine and nineteen hundred and seventy, respectively.

As the term of any member so appointed, or of any subsequent appointive member, expires his successor shall be appointed by the governor, for a term of four years. Any vacancy in the office of an appointive member shall be filled by the governor, for the unexpired term.

Every appointive member shall be a resident of the town of Auburn. Every appointive member shall continue in office after the expiration of his term until his successor is duly appointed and qualified. Any appointive member may be removed by the governor, for misfeasance, malfeasance or wilful neglect of duty, but only after reasonable notice and a public hearing unless the same are in writing expressly waived.

The governor shall from time to time designate one of the appointive members as chairman and another as vice-chairman; and the Authority shall elect a secretary-treasurer who need not be a member of the Authority. Three members of the Authority shall constitute a quorum; and a vote of three members shall be necessary for any action taken by the Authority. No vacancy in the membership of the Authority shall impair the right of a quorum to exercise all the rights and perform all the duties of the Authority.

The members of the Authority shall serve without compensation, but shall be reimbursed for expenses necessarily incurred in the performance of their duties. Every member of the Authority shall execute a surety bond in the penal sum of twenty thousand dollars, and the secretary-treasurer shall execute a surety bond in the penal sum of fifty thousand dollars, each such surety bond to be conditioned upon the faithful performance of the duties of his office, to be executed by a surety company authorized to transact business in the commonwealth as surety, and to be approved by the attorney general and filed in the office of the state secretary.

SECTION 3. The Authority is hereby authorized and empowered:

(*a*) To adopt by-laws for the regulation of its affairs and the conduct of its business;

(*b*) To adopt an official seal and alter the same at pleasure;

(*c*) To sue and be sued, and to plead and be impleaded, in its own name;

(*d*) To take by eminent domain, acquire, hold and dispose of real and personal property, and to construct on property so taken, acquired or held, an arena, in the exercise of its powers and the performance of its duties under this act;

(*e*) To insure, maintain, repair and improve such arena and operate the same as an indoor hockey and skating rink for use primarily by individuals, and school and amateur teams, in the town of Auburn, but not to the full exclusion of other individuals or teams or of skating exhibitions or championship hockey matches or the like, and, during the months of May, June, July, August and September in each year and at such other times as there is no substantial demand for the use of such arena or any part thereof as such a rink, to permit the use of such arena or part thereof for such school and civic athletics and physical education and for such educational, recreational, social, civic, philanthropic and similar purposes as the Authority may deem to be for the interest of the people of said town; or, if there is no substantial demand for such use of such arena or part thereof, to permit the use of such arena or part thereof for commercial purposes;

(*f*) To provide through its employees, or by the grant of one or more concessions, or in part through its employees and in part by the grant of one or more concessions, for the furnishing of services and things for the accommodation of persons admitted to or using such arena or any part thereof;

(*g*) To establish rules and regulations, and fix policies, for the use of such arena as an indoor hockey and skating rink and for the other purposes provided for in this act;

(*h*) To fix from time to time and charge and collect fees for admission to, or the use or occupancy of, such arena or any part thereof, and for the grant of concessions therein and for things furnished, or services rendered, by the Authority; and

(*i*) To make all contracts and agreements necessary or incidental to the performance of its duties and the execution of its powers under this act, to employ a general manager and such other employees and agents as may be necessary in its judgment, and to fix their compensation, and to do all acts and things necessary or convenient to carry out the powers expressly granted in this act.

The Authority shall fix such fees under clause (*h*) as in its judgment are best adapted to insure sufficient income to meet the expenses of the Authority.

SECTION 4. Expenses, liabilities and obligations incurred in carrying out the provisions of this act shall not constitute a debt of the commonwealth or of any political subdivision thereof or a pledge of the faith and credit of the commonwealth or of any such political subdivision, but shall be payable solely from funds provided under authority of this act; and no expense, liability or obligation shall be incurred by the Authority under this act beyond the extent to which moneys shall have been provided under the provisions of this act. Any member, agent or employee of the Authority who contracts with the Authority or is interested, either directly or indirectly, in any contract with the Authority shall be punished by a fine of not more than one thousand dollars or by imprisonment for not more than one year, or both.

SECTION 5. The Authority and all its real and personal property shall be exempt from taxation and from betterments and special assessments; and the Authority shall not be required to pay any tax, excise or assessment to or for the commonwealth or any of its political subdivisions; nor shall the Authority be required to pay any fee or charge for any permit or license issued to it by the commonwealth, by any department,

board or officer thereof, or by any political subdivision of the commonwealth, or by any department, board or officer of such political subdivision.

SECTION 6. On or before the last day of January in each year, the Authority shall make an annual report of its activities for the preceding calendar year to the governor and to the general court. Each such report shall set forth a complete operating and financial statement covering its operations during such year. The Authority shall cause an audit of its books to be made at least once in each year by the state auditor; and the cost thereof shall be treated as part of the cost of operating such arena. Such audits shall be deemed to be public records within the meaning of chapter sixty-six of the General Laws.

SECTION 7. The Authority is hereby authorized to provide by resolution, at one time or from time to time, for the issuance of bonds of the Authority for the purpose of paying all or any part of the cost of the project; provided, however, that the amount of bonds to be issued under this act shall not exceed, in the aggregate, the sum of one million dollars. The principal and interest of such bonds shall be payable solely from the funds herein provided for such payment. The bonds of each issue shall be dated, shall bear interest at such rates not exceeding five per centum per annum, shall mature at such time or times not exceeding forty years from their date or dates as may be determined by the Authority, and may be made redeemable before maturity at the option of the Authority, at such price or prices and under such terms and conditions as may be fixed by the Authority prior to the issuance of the bonds. The Authority shall determine the form of the bonds, including any interest coupons to be attached thereto, and the manner of execution of the bonds, and shall fix the denomination or denominations of the bonds and the place or places of payment of principal and interest, which may be at any bank or trust company within the commonwealth. In case any officer whose signature or a facsimile of whose signature shall appear on any bonds or coupons shall cease to be such officer before the delivery of such bonds, such signature or such facsimile shall nevertheless be valid and sufficient for all purposes the same as if he had remained in office until such delivery. All bonds issued under the provisions of this act shall have and are hereby declared to have all the qualities and incidents of negotiable instruments under the Uniform Commercial Code. The bonds may be issued in coupon or in registered form, or both, as the Authority may determine, and provision may be made for the registration of any coupon bonds as to principal alone, and also as to both principal and interest, and for the reconversion into coupon bonds of any bonds registered as to both principal and interest. The Authority may sell such bonds in such manner, either at public or at private sale, and for such price, as it may determine to be for the best interests of the Authority, but no such sale shall be made at a price so low as to require the payment of interest on the money received therefor at more than five per centum per annum, computed with relation to the absolute maturity of the bonds in accordance with standard tables of bond values, excluding, however, from such computation the amount of any premium to be paid on redemption of any bonds prior to maturity.

The proceeds of such bonds shall be used solely for the payment of the cost of the project, and shall be disbursed in such manner and under such

restrictions, if any, as the Authority may provide. If the proceeds of such bonds, by error of estimates or otherwise, shall be less than such cost, additional bonds may in like manner be issued to provide the amount of such deficit, and, unless otherwise provided in the resolution authorizing the issuance of the bonds, shall be deemed to be of the same issue and shall be entitled to payment from the same fund without preference or priority of the bonds first issued. If the proceeds of the bonds shall exceed the cost of the project, the surplus shall be used for the retirement of such bonds. Prior to the preparation of definitive bonds, the Authority may, under like restrictions, issue interim receipts or temporary bonds, with or without coupons, exchangeable for definitive bonds when such bonds have been executed and are available for delivery. The Authority may also provide for the replacement of any bonds which shall become mutilated or shall be destroyed or lost. Bonds may be issued by the Authority under the provisions of this act without obtaining the consent of any department, division, commission, board, bureau or agency of the commonwealth, and without any other proceedings or the happening of any other conditions or things than those proceedings, conditions or things which are specifically required by this act.

The Authority is hereby authorized to provide by resolution for the issuance of refunding bonds of the Authority for the purpose of refunding any bonds that are outstanding and issued under the provisions of this act, including payment of any redemption premium thereon and any interest accrued or to accrue to the date of redemption of such bonds. The issuance of such bonds, the maturities and other details thereof, and the duties of the Authority in respect to the same, shall be governed by the provisions of this act in so far as the same may be applicable.

While any bonds issued by the Authority remain outstanding, the powers, duties or existence of the Authority shall not be diminished or impaired in any way that will affect adversely the interests and rights of the holders of such bonds.

SECTION 8. The Authority shall, in awarding contracts for the construction of a building or construction work on a building, be subject to the provisions of sections twenty-six to twenty-seven D, inclusive, and sections forty-four A to forty-four L, inclusive, of chapter one hundred and forty-nine of the General Laws, and sections thirty-nine F, thirty-nine J and thirty-nine K of chapter thirty of the General Laws.

SECTION 9. This act shall take effect upon its acceptance by the town of Auburn in the current year. *Approved March 14, 1966.*

Chap. 50. AN ACT AUTHORIZING THE TOWN OF MARBLEHEAD TO REMOVE CERTAIN STRUCTURES AND THE REMAINS OF BODIES FROM ANY ABANDONED OR NEGLECTED CEMETERY IN SAID TOWN, AND TO ACQUIRE THE LAND THEREAT.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any contrary provision of chapter one hundred and fourteen of the General Laws or of any other provision of law, the town of Marblehead, acting through its board of cemetery commissioners, may remove any fence, tomb, monument, other struc-

ture, or the remains of any bodies from any cemetery within its limits which has been abandoned or neglected; provided, however, that notice by certified mail, or, by publication in a newspaper published in said town at least once a week for three successive weeks, is given to the next of kin or legal representative of the last known owner of such fence, tomb, monument or structure, or of the person whose remains are to be removed.

The remains of any bodies so removed shall be reinterred in such other cemeteries in said town, subject to the availability of burial lots, as may be agreed upon by the parties; provided, however, that if the next of kin or other legal representative of a person so buried is unknown or unascertainable, then such remains shall be reinterred in the Waterside cemetery in said town. Said town shall pay the cost of the new lot, reinterment and resetting of any tombstone, monument or marker.

SECTION 2. Interest and dividends accruing on funds deposited, or funds deposited in trust with any savings bank as authorized by law, or with any other banking institution, for the benefit of any such cemetery, burying ground, tomb or burial lot, may, after the assumption of control by said town, be paid by such bank or institution to the treasurer of said town; and upon such payment said treasurer shall use the same for the purposes of said trusts.

SECTION 3. Upon the removal of any tomb and the remains found therein as heretofore provided, said town may acquire by eminent domain or by purchase or otherwise the land wherein such tomb was located for any public purpose authorized by law.

SECTION 4. This act shall take effect upon its acceptance by the town of Marblehead. *Approved March 14, 1966.*

Chap. 51. AN ACT POSTPONING THE EFFECTIVE DATE OF THE LAW SUBSTITUTING RESIDENCE FOR SETTLEMENT IN DETERMINING ELIGIBILITY FOR VETERANS' BENEFITS.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to postpone until April first, nineteen hundred and sixty-six the effective date of the law substituting residence for settlement in determining eligibility for veterans' benefits, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

Chapter 793 of the acts of 1965 is hereby amended by adding the following section: —

Section 10. This act shall take effect on April first, nineteen hundred and sixty-six. *Approved March 16, 1966.*

Chap. 52. AN ACT RELATIVE TO THE USE OF TUBERCULIN ON CATTLE AT QUARANTINE STATIONS.

Be it enacted, etc., as follows:

The first sentence of section 32 of chapter 129 of the General Laws, as appearing in section 54 of chapter 451 of the acts of 1939, is hereby amended by striking out, in lines 4 and 5, the words "at Brighton and Somerville". *Approved March 16, 1966.*

Chap. 53. AN ACT AUTHORIZING AGENTS OF THE DIRECTOR OF LIVESTOCK DISEASE CONTROL TO TAG BOVINE ANIMALS WITH IDENTIFICATION TAGS.

Be it enacted, etc., as follows:

Chapter 129 of the General Laws is hereby amended by striking out section 42, as appearing in section 1 of chapter 607 of the acts of 1941, and inserting in place thereof the following section: —

Section 42. No person, other than a licensed veterinarian or an agent of the director, shall tag a bovine animal with a state or federal identification tag. *Approved March 16, 1966.*

Chap. 54. AN ACT MAKING A CORRECTIVE CHANGE IN THE DEFINITION OF CONTAGIOUS DISEASE IN THE LIVESTOCK DISEASE CONTROL LAW.

Be it enacted, etc., as follows:

Section 1 of chapter 129 of the General Laws is hereby amended by striking out the definition of "Contagious disease" and inserting in place thereof the following definition: —

"Contagious disease", such disease as is recognized by the United States department of agriculture, animal health division, to be contagious or infectious. *Approved March 16, 1966.*

Chap. 55. AN ACT MAKING A CORRECTIVE CHANGE IN THE LAW RELATIVE TO TRANSPORTING CATTLE.

Be it enacted, etc., as follows:

Chapter 129 of the General Laws is hereby amended by striking out section 26A, as most recently amended by chapter 173 of the acts of 1941, and inserting in place thereof the following section: —

Section 26A. Whoever ships, drives or transports into the commonwealth cattle to be used for dairy purposes, unless they have been inspected or passed as healthy by a veterinary inspector of the United States department of agriculture, animal health division, or a veterinarian of the state of origin authorized by the state and approved by said animal health division and are accompanied by a certificate of health approved by the proper livestock officials of the state of origin stating that each such animal six months of age or over was negative to an agglutination blood test for Bangs' abortion disease applied in accordance with rules and regulations made by the director and approved by the governor, shall be punished by a fine of not more than two hundred dollars. *Approved March 16, 1966.*

Chap. 56. AN ACT RELATIVE TO THE NOMINATIONS OF CANDIDATES FOR OFFICES TO BE FILLED BY ALL THE VOTERS OF THE COMMONWEALTH.

Be it enacted, etc., as follows:

SECTION 1. The first paragraph of section 5 of chapter 53 of the General Laws is hereby amended by striking out the second sentence, as amended by chapter 31 of the acts of 1954, and inserting in place

thereof the following sentence: — The secretary shall within the seventy-two hours succeeding five o'clock in the afternoon of the day upon which the caucus was held or the session of the convention terminated, and within the time specified in section ten, file such certificate at the place specified in section nine, except that the secretary of a political party convention held for the purpose of endorsing candidates for nomination shall file such certificate within ten days of the termination of the convention, and shall within the same time so file a separate certificate listing for each office candidates who did not receive the convention endorsement for that office, but who did receive at least twenty per cent of the vote cast on any ballot for that office at said convention.

SECTION 2. Section 44 of said chapter 53, as most recently amended by chapter 260 of the acts of 1964, is hereby further amended by striking out the second sentence and inserting in place thereof the following sentence: — In the case of offices to be filled by all the voters of the commonwealth, nomination papers shall, except as hereinafter provided, be signed in the aggregate by at least ten thousand voters, not more than fifteen hundred of the total number required to be from any one county; nomination papers in the case of a candidate for any such office who received at least twenty per cent of the vote on any ballot for nomination for such office at the state convention held immediately prior to the state primary shall be signed in the aggregate by at least twenty-five hundred voters, not more than five hundred of the total number required to be from any one county.

SECTION 3. The first paragraph of section 54C of said chapter 53, as appearing in section 8 of chapter 406 of the acts of 1953, is hereby amended by inserting after the first sentence the following sentence: — Every certificate listing candidates at such convention who received at least twenty per cent of the vote of the convention on any ballot shall also include such facts. *Approved March 16, 1966.*

Chap. 57. AN ACT RELATIVE TO THE SOLDIERS' MEMORIAL COMMISSION OF THE TOWN OF SHREWSBURY.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 4 of the acts of 1938 is hereby amended by striking out the first paragraph and inserting in place thereof the following paragraph: —

For the purpose of establishing and maintaining a memorial in the town of Shrewsbury to the men and women who served in the army, navy or marine corps of the United States during World Wars I and II, the Korean and Vietnam emergencies, and other actions, there shall be in said town an unpaid commission to be known as the Soldiers' Memorial Commission of the town of Shrewsbury, hereinafter called the commission, to consist of the selectmen and town treasurer, ex officiis, and five other members, four of whom, as long as available, shall be residents of said town, who are veterans of World Wars I or II, the Korean or Vietnam emergencies, or other actions, who were honorably discharged or released from active service in the United States army, navy or marine corps and who shall be appointed in the manner and for the terms hereinafter provided.

SECTION 2. This act shall take effect upon its acceptance by the town of Shrewsbury. *Approved March 16, 1966.*

Chap. 58. AN ACT REQUIRING THE BOARD OF EDUCATION TO GRANT CERTAIN CERTIFICATES TO CERTAIN SCHOOL PERSONNEL.

Be it enacted, etc., as follows:

Notwithstanding the provisions of section two of chapter two hundred and seventy-eight of the acts of nineteen hundred and fifty-one, the board of education shall, upon application, grant a certificate as a teacher, principal, supervisor, director, superintendent or assistant superintendent to any person exempted under the provisions of said section two who meets the requirements for such position under the provisions of section thirty-eight G of chapter seventy-one of the General Laws.

Approved March 16, 1966.

Chap. 59. AN ACT REQUIRING ADVERTISEMENTS OF RADIO AND TELEVISION TECHNICIANS TO CONTAIN THEIR LICENSE NUMBERS.

Be it enacted, etc., as follows:

The first paragraph of section 87RRR of chapter 112 of the General Laws, as appearing in chapter 714 of the acts of 1965, is hereby amended by adding the following sentence: — Any sign, listing or other advertisement of a radio and television technician shall contain his license number.

Approved March 16, 1966.

Chap. 60. AN ACT AUTHORIZING CITIES AND TOWNS TO BORROW MONEY OUTSIDE THE DEBT LIMIT FOR REMODELING, RECONSTRUCTING, OR MAKING EXTRAORDINARY REPAIRS TO RESERVOIRS AND FILTER BEDS.

Be it enacted, etc., as follows:

Section 8 of chapter 44 of the General Laws is hereby amended by inserting after clause (4) the following clause: —

(4A) For remodeling, reconstructing, or making extraordinary repairs to reservoirs and filter beds, such amounts as may be approved by the emergency finance board, ten years; provided, however, that no indebtedness shall be incurred hereunder until plans relating to the project shall have been submitted to the department of public health, and the approval of said department has been granted therefor.

Approved March 16, 1966.

Chap. 61. AN ACT AUTHORIZING DISTRICTS TO APPROPRIATE UNEXPENDED LOAN BALANCES.

Be it enacted, etc., as follows:

Chapter 44 of the General Laws is hereby amended by striking out section 20, as most recently amended by chapter 403 of the acts of 1949, and inserting in place thereof the following section: —

Section 20. The proceeds of any sale of bonds or notes, except premiums, shall be used only for the purposes specified in the authorization of the loan except as otherwise authorized by this section. If a balance remains after the completion of the project for which the loan was authorized, such balance may at any time be appropriated by a city, town,

or district for similar purposes, or after the expiration of two years from such completion the balance may be appropriated for any purposes for which a loan may be incurred for an equal or longer period of time or any such balance not in excess of one thousand dollars may be appropriated any time after such completion for the payment of the principal of such loan. If a loan has been issued for a specified purpose but no liability has been incurred thereunder, a city, by a two thirds vote of all of the members of the city council, or a town or district, by a two thirds vote of the voters present and voting thereon at an annual town or district meeting, may vote to abandon or discontinue the project and the proceeds of the loan may thereupon be appropriated for any purpose for which a loan may be authorized for an equal or longer period of time. Any premium received upon such bonds or notes, less the cost of preparing, issuing and marketing them, shall be applied to the payment of the principal of the first bonds or notes to mature, and the contributions from other sources for the payment of said bonds or notes shall be reduced correspondingly. Notwithstanding the provisions of this section, no appropriation from a loan or balance thereof shall be made which would increase the amount available from borrowed money for any purpose to an amount in excess of any limit imposed by general law or special act for such purpose. *Approved March 16, 1966.*

Chap. 62. AN ACT RELATIVE TO APPROPRIATIONS FROM THE STABILIZATION FUND.

Be it enacted, etc., as follows:

The third paragraph of section 5B of chapter 40 of the General Laws, as amended by section 2 of chapter 404 of the acts of 1957, is hereby further amended by inserting after the word "vote", in line 2, the words: — or if appropriated for an approved school project by a two thirds vote at a special town meeting, as provided by section nine of chapter six hundred and forty-five of the acts of nineteen hundred and forty-eight, as amended by section one of chapter three hundred and seventy-seven of the acts of nineteen hundred and sixty-one.

Approved March 16, 1966.

Chap. 63. AN ACT RELATIVE TO CONTRACTS FOR THE EXPERT APPRAISAL OF TAXABLE PROPERTY AND CONTRACTS FOR THE PREPARATION OF ASSESSORS' MAPS BY CITIES AND TOWNS, AND AUTHORIZING CITIES AND TOWNS TO BORROW WITHIN THE DEBT LIMIT THEREFOR.

Be it enacted, etc., as follows:

SECTION 1. Section 4 of chapter 40 of the General Laws is hereby amended by striking out the paragraph amended by chapter 33 of the acts of 1954 and inserting in place thereof the following paragraph: —

For an expert appraisal of taxable property. Contracts for such appraisals may be made by the assessors.

SECTION 2. Said section 4 of said chapter 40 is hereby further amended by striking out the paragraph inserted by chapter 313 of the acts of 1961 and inserting in place thereof the following paragraph: —

For the preparation of assessors' maps. Contracts for the preparation of such maps may be made by the assessors.

SECTION 3. The first paragraph of section 7 of chapter 44 of the General Laws is hereby amended by adding after clause (17) the following clause: —

(18) For the payment of charges incurred under contracts authorized by section four of chapter forty for the expert appraisal of taxable property or for the preparation of assessors' maps, two years, fifty per cent.

Approved March 16, 1966.

Chap. 64. AN ACT CHANGING TO A CALENDAR YEAR THE PERIOD WITHIN WHICH WRITTEN WARNINGS FOR AUTOMOBILE LAW VIOLATIONS WILL REQUIRE SUSPENSION OF A LICENSE.

Be it enacted, etc., as follows:

The fourth paragraph of section 2 of chapter 90C of the General Laws, as appearing in section 3 of chapter 692 of the acts of 1965, is hereby amended by striking out the fourth sentence and inserting in place thereof the following sentence: — If the registrar receives three such written warnings to the same offender within any calendar year, he shall forthwith suspend the license or right to operate of such person for a period of seven days, from which suspension there shall be a right of appeal in accordance with the provisions of section twenty-eight of chapter ninety; provided, however, that such an appeal shall stay the operation of such suspension.

Approved March 16, 1966.

Chap. 65. AN ACT REGULATING THE USE OF THE WORD "NATIVE" IN CONNECTION WITH THE SALE OR PACKAGING OF TURKEYS.

Be it enacted, etc., as follows:

Chapter 94 of the General Laws is hereby amended by striking out section 99B, as most recently amended by chapter 158 of the acts of 1963, and inserting in place thereof the following section: —

Section 99B. No person shall sell or offer to sell or pack for sale or distribution in the commonwealth fruit, vegetables or turkeys in containers bearing the label or designation "native" nor cause fruit, vegetables or turkeys to be advertised as "native" unless the name of state in which such fruit, vegetables or turkeys were grown appears immediately after the word "native". Whoever violates any provision of this section shall be punished by a fine of not more than one hundred dollars.

Approved March 16, 1966.

Chap. 66. AN ACT PROHIBITING PERSONS WHO ARE NOT ENROLLED MEMBERS OF A POLITICAL PARTY FROM BEING CANDIDATES IN A CITY OR TOWN PRIMARY.

Be it enacted, etc., as follows:

Section 48 of chapter 53 of the General Laws is hereby amended by adding the following paragraph: —

There shall not be printed on the ballot at a city or town primary the name of any person as a candidate for nomination for any office to be

filled at a city or town election unless such person has become an enrolled member of the political party whose nomination he seeks on or before the last day for submitting primary nomination papers to the registrars of voters prior to said primary. *Approved March 16, 1966.*

Chap. 67. AN ACT MAKING THE CHAIRMAN OF THE YOUTH SERVICE BOARD A MEMBER OF THE DRUG ADDICTION REHABILITATION BOARD.

Be it enacted, etc., as follows:

The first paragraph of section 12 of chapter 17 of the General Laws, as appearing in section 1 of chapter 763 of the acts of 1963, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence: — There shall be in the department, but in no manner subject to its control, a drug addiction rehabilitation board, hereinafter called the board, consisting of the commissioners of public health, mental health, and correction, and the chairman of the youth service board. *Approved March 16, 1966.*

Chap. 68. AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF BRISTOL COUNTY TO EXPEND A CERTAIN SUM OF MONEY FOR THE PURPOSE OF ADVERTISING THE RECREATIONAL ADVANTAGES OF SAID COUNTY.

Be it enacted, etc., as follows:

SECTION 1. The county commissioners of Bristol county may, for the purpose of advertising the recreational advantages of said county, expend such sums, not exceeding, in the aggregate, thirty thousand dollars in any one year, as may be appropriated therefor; provided, that such expenditures from money so appropriated shall not at any time be more than twice the sum which shall have been contributed by public subscription or by donation deposited with the county treasurer for the purpose aforesaid. Said commissioners shall expend such sums only for advertising in newspapers, magazines and the like, or for booklets, posters or other forms of advertising, or for information booths within the county, or for displays or booths maintained at fairs, expositions or travel shows outside the county for the purpose of advertising such advantages, or for the processing of inquiries resulting from such promotional activities. In carrying out the provisions of this act the commissioners may designate an agent to act for them; provided, that all bills incurred shall be accompanied by proper vouchers and shall be paid by the county treasurer only on warrants approved by the county commissioners or a majority of them.

SECTION 2. The state secretary shall cause to be placed on the official ballot to be used in the cities and towns in Bristol county at the biennial state election in the current year the following question: — "Shall an act passed by the General Court in the year nineteen hundred and sixty-six, entitled 'An Act authorizing the county commissioners of Bristol county to expend a certain sum of money for the purpose of advertising the recreational advantages of said county', be accepted?" If a majority of the votes in answer to said question is in the affirmative, this act shall thereupon take full effect. *Approved March 16, 1966.*

Chap. 69. AN ACT INCREASING THE AMOUNT THE TOWN OF FALMOUTH MAY APPROPRIATE FOR PUBLIC AMUSEMENTS OR ENTERTAINMENTS.

Be it enacted, etc., as follows:

Section 2 of chapter 5 of the acts of 1958 is hereby amended by striking out, in line 2, the word "five" and inserting in place thereof the word: — ten. *Approved March 16, 1966.*

Chap. 70. AN ACT CLARIFYING THE TIME IN WHICH CERTAIN APPOINTMENTS OR PROMOTIONS MAY BE MADE UNDER THE CIVIL SERVICE LAW.

Be it enacted, etc., as follows:

The third paragraph of section 12 of chapter 31 of the General Laws, added by chapter 241 of the acts of 1964, is hereby amended by striking out, in line 3, the words "prior to" and inserting in place thereof the words: — on or before. *Approved March 16, 1966.*

Chap. 71. AN ACT DESIGNATING CERTAIN DRUGS AS NARCOTIC DRUGS UNDER THE NARCOTIC DRUGS LAW.

Be it enacted, etc., as follows:

SECTION 1. The definition of "Narcotic Drug" in section 197 of chapter 94 of the General Laws, as appearing in section 1 of chapter 660 of the acts of 1957, is hereby amended by inserting after the word "peyote", in line 5, the following: — LSD, psilocybin, D.M.T.

SECTION 2. Said section 197 of said chapter 94 is hereby further amended by inserting after the definition of "Peyote", as so appearing, the following definitions: —

"LSD", any substance identified chemically as d-lysergic acid diethylamide, by whatever name designated.

"Psilocybin", any substance identified chemically as 4-phosphoryloxy-w-N, N-dimethyl tryptamine, by whatever name designated.

"D.M.T.", any substance identified chemically as dimethyl-tryptamine, by whatever name designated. *Approved March 16, 1966.*

Chap. 72. AN ACT REQUIRING THE ESTABLISHMENT OF OCCUPATIONAL TRAINING PROGRAMS IN PUBLIC SCHOOLS FOR MENTALLY RETARDED CHILDREN EIGHTEEN YEARS OF AGE OR UNDER.

Be it enacted, etc., as follows:

Section 46 of chapter 71 of the General Laws is hereby amended by striking out the paragraph inserted by chapter 584 of the acts of 1957, and inserting in place thereof the following paragraph: —

The school committee of every town and the district committee of every regional school district shall establish occupational training programs for mentally retarded children eighteen years of age or under, and may establish such programs for mentally retarded children over eighteen years of age. *Approved March 16, 1966.*

Chap. 73. AN ACT FURTHER REGULATING THE USE OF THE SECRET BALLOT IN REPRESENTATIVE TOWN MEETINGS.

Be it enacted, etc., as follows:

Section 15 of chapter 39 of the General Laws is hereby amended by striking out the third paragraph, added by chapter 320 of the acts of 1963, and inserting in place thereof the following paragraph: —

In any town having a representative town meeting form of government the town meeting members shall not use the secret ballot when voting in the exercise of the corporate powers of said town or on any motion unless two thirds of the town meeting members present and voting thereon vote that a secret ballot be used.

Approved March 16, 1966.

Chap. 74. AN ACT FURTHER REGULATING THE OPERATION OF SCHOOL BUSES.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to further regulate forthwith the operation of school buses, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public safety.

Be it enacted, etc., as follows:

Section 7B of chapter 90 of the General Laws is hereby amended by striking out clause (4), as most recently amended by chapter 199 of the acts of 1963, and inserting in place thereof the following clause: —

(4) Each school bus shall be operated by a person twenty-one years of age or over who is licensed under section eight A or who is licensed under section nine of chapter one hundred and fifty-nine A and is subject to an annual physical examination in accordance with the regulations of the carrier employing such person as an operator; provided, however, that in case of an emergency such school bus may, for a period not to exceed three consecutive days, be operated by any person, twenty-one years of age or over, who is duly licensed by the registrar to operate a motor vehicle other than as provided herein; and provided further, that no person shall operate a school bus whose license to do so is suspended or revoked, or whose application to operate a school bus has been rejected by the registrar. *Approved March 22, 1966.*

Chap. 75. AN ACT LIMITING THE ELIGIBILITY OF INTERMITTENT FIREMEN FOR APPOINTMENT TO THE REGULAR FIRE FORCE.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith for the availability of intermittent firemen who are desirous of accepting permanent appointment to the fire force of a city or town, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public safety.

Be it enacted, etc., as follows:

SECTION 1. Section 19B of chapter 31 of the General Laws, inserted by chapter 288 of the acts of 1949, is hereby amended by inserting after the second sentence the following three sentences: — No such inter-

mittent firemen who, having been duly certified, three times refuses permanent appointment to the regular force shall be eligible for further certification. Notwithstanding the provisions of sections forty-three and forty-five or any other law, members of an intermittent force refusing to accept permanent appointment to the regular force on the occasion of three separate certifications shall thereupon cease to be a member of the intermittent fire force. The appointing officer shall forward to the director a notification of termination of the service of such intermittent officer setting forth the occasion of each refusal and the date upon which the services of such officer ceased.

SECTION 2. This act shall take effect on June first, nineteen hundred and sixty-six, and shall apply to the certification after said date of intermittent firemen for promotion to the regular force.

Approved March 22, 1966.

Chap. 76. AN ACT PROVIDING THAT GRADUATION FROM A SERVICE ACADEMY SHALL BE CONSIDERED AS GRADUATION FROM AN ENGINEERING SCHOOL FOR THE PURPOSE OF REGISTRATION OF PROFESSIONAL ENGINEERS.

Be it enacted, etc., as follows:

SECTION 1. Clause (*c*) of subsection (1) of section 81J of chapter 112 of the General Laws, as appearing in section 4 of chapter 584 of the acts of 1958, is hereby amended by striking out, in line 5, the word "age." and inserting in place thereof the following: — age; or.

SECTION 2. Said subsection (1) of said section 81J of said chapter 112, as so appearing, is hereby further amended by inserting after said clause (*c*) the following clause: —

(*d*) Graduation from the United States Military Academy, Naval Academy, or Air Force Academy; and successfully passing a written or written and oral examination designed to show knowledge and skill approximating that attained through graduation from an approved four-year engineering curriculum; and a specific record of an additional four years or more of experience in engineering work of a character satisfactory to the board and indicating that the applicant is competent to practice professional engineering. *Approved March 22, 1966.*

Chap. 77. AN ACT REQUIRING A RECORDED ROLL CALL VOTE ON ANY ACTION BY A STATE BOARD OR COMMISSION OR BY THE GOVERNING BOARD OR BODY OF ANY PUBLIC AUTHORITY AT THE REQUEST OF ANY MEMBER.

Be it enacted, etc., as follows:

The third paragraph of section 11A of chapter 30A of the General Laws, as appearing in section 1 of chapter 730 of the acts of 1964, is hereby amended by inserting after the second sentence the following sentence: — Upon request of any member of any such board, commission or body, any vote shall be verified by a roll call, which shall be recorded. *Approved March 22, 1966.*

Chap. 78. AN ACT CREATING A LIEN IN FAVOR OF A CITY OR TOWN FOR THE EXPENSE OF CLEANING CERTAIN DWELLINGS WHICH ARE IN VIOLATION OF THE PUBLIC HEALTH LAWS OR REGULATIONS.

Be it enacted, etc., as follows:

The first paragraph of section 127B of chapter 111 of the General Laws, as appearing in section 3 of chapter 898 of the acts of 1965, is hereby amended by striking out the last sentence and inserting in place thereof the following two sentences: — If, within one year from the date the premises have been so closed up, compliance with the regulations contained in said code has not been effected, the board of health may cause such structure to be demolished or removed. A claim for the expense incurred by said board in cleaning the premises or in causing such structure to be demolished or removed shall constitute a debt due the city or town upon the completion of the work and the rendering of an account therefor to the owner of such structure, and shall be recoverable from such owner in an action of contract.

Approved March 22, 1966.

Chap. 79. AN ACT AUTHORIZING CITIES AND TOWNS TO APPROPRIATE MONEY FOR THE ERECTION AND MAINTENANCE OF PUBLIC MEDICAL INSTITUTIONS.

Be it enacted, etc., as follows:

Section 5 of chapter 40 of the General Laws is hereby amended by striking out clause (20), as amended by section 5 of chapter 358 of the acts of 1946, and inserting in place thereof the following clause: —

(20) For the erection and maintenance of a hospital for the reception of persons requiring relief during temporary sickness, or for the erection and maintenance of a public medical institution as defined in section thirteen of chapter one hundred and eighteen A. Such hospitals and institutions shall be managed by trustees or other officers and agents appointed in accordance with ordinances, by-laws, rules or regulations made by the city council or the town. *Approved March 22, 1966.*

Chap. 80. AN ACT PROVIDING THAT A SINGLE FIRE INSURANCE POLICY ISSUED BY TWO OR MORE STOCK OR TWO OR MORE MUTUAL COMPANIES MAY INCLUDE BOILER INSURANCE.

Be it enacted, etc., as follows:

The first paragraph of section 102A of chapter 175 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by inserting after the first sentence the following sentence: — Such policy may also include insurance against loss or damage to any property of the insured and against legal liability for loss or damage on account of the bodily injury or death of any person or any damage to property of another caused by the hazards specified in the fifth clause of section forty-seven. *Approved March 22, 1966.*

Chap. 81. AN ACT MAKING A CORRECTIVE CHANGE IN THE LAW RELATIVE TO DISPLAYING RED LIGHTS ON THE REAR OF MOTOR VEHICLES.

Be it enacted, etc., as follows:

The sixth sentence of section 7 of chapter 90 of the General Laws, as amended by chapter 242 of the acts of 1960, is hereby further amended by striking out, in lines 15 and 16, the words "; and every such motor vehicle shall display at least one red light in the reverse direction".

Approved March 22, 1966.

Chap. 82. AN ACT PLACING THE POSITIONS OF PARKING METER COLLECTOR AND MAINTENANCE MAN AND PARKING METER ASSISTANT MAINTENANCE MAN IN THE OFFICE OF THE CITY TREASURER OF THE CITY OF PITTSFIELD UNDER THE CIVIL SERVICE LAW AND RULES.

Be it enacted, etc., as follows:

SECTION 1. The provisions of chapter thirty-one of the General Laws shall apply to the positions of parking meter collector and maintenance man and parking meter assistant maintenance man in the office of the city treasurer of the city of Pittsfield. The tenure of office of each incumbent of said positions on the effective date of this act shall be unlimited subject, however, to the provisions of the civil service law and rules; provided, that the incumbent of such position in the classified civil service on said effective date shall be subjected by the division of civil service to a qualifying examination, if so provided in section forty-seven A of chapter thirty-one of the General Laws, and, if such incumbent passes said examination, he shall be certified for such position, and shall be deemed to be permanently appointed thereto without being required to serve any probationary period.

SECTION 2. This act shall take effect upon its acceptance by the city of Pittsfield. *Approved March 22, 1966.*

Chap. 83. AN ACT PROVIDING THAT CERTAIN PROVISIONS OF LAW RELATING TO THE ISSUANCE BY DOMESTIC LIFE COMPANIES OF BOTH PARTICIPATING AND NONPARTICIPATING POLICIES SHALL APPLY TO ACCIDENT AND HEALTH POLICIES.

Be it enacted, etc., as follows:

Section 149 of chapter 175 of the General Laws, as amended by section 3 of chapter 568 of the acts of 1960, is hereby further amended by striking out the fourth paragraph and inserting in place thereof the following paragraph: —

This section shall not apply to annuity or pure endowment contracts or to policies of reinsurance. *Approved March 22, 1966.*

Chap. 84. AN ACT PROVIDING THAT ASSETS SET ASIDE FOR VARIABLE ANNUITY CONTRACTS SHALL BE HELD AND APPLIED EXCLUSIVELY FOR SUCH CONTRACTS.

Be it enacted, etc., as follows:

Section 48B of chapter 175 of the General Laws, added by section 6 of chapter 848 of the acts of 1963, is hereby amended by inserting after the first paragraph the following paragraph: —

The assets so set aside shall not be chargeable with liabilities arising out of any other business the company may conduct but shall be held and applied exclusively for the benefit of variable annuity contracts.

Approved March 22, 1966.

Chap. 85. AN ACT INCREASING THE NUMBER OF VOTING PRECINCTS INTO WHICH THE TOWN OF BRAINTREE MAY BE DIVIDED.

Be it enacted, etc., as follows:

Section 2 of chapter 17 of the acts of 1937 is hereby amended by striking out, in line 4, the words "six nor more than nine" and inserting in place thereof the words: — nine nor more than twelve.

Approved March 22, 1966.

Chap. 86. AN ACT AUTHORIZING THE OPERATOR OF A MOTOR VEHICLE TO OVERTAKE AND PASS UPON THE RIGHT OF ANOTHER VEHICLE UNDER CERTAIN CONDITIONS.

Be it enacted, etc., as follows:

Chapter 89 of the General Laws is hereby amended by striking out section 2, as amended by chapter 301 of the acts of 1933, and inserting in place thereof the following section: —

Section 2. Except as herein otherwise provided, the driver of a vehicle passing another vehicle traveling in the same direction shall drive a safe distance to the left of such other vehicle; and, if the way is of sufficient width for the two vehicles to pass, the driver of the leading one shall not unnecessarily obstruct the other. Except when overtaking and passing on the right is permitted, the driver of an overtaken vehicle shall give way to the right in favor of the overtaking vehicle on audible signal and shall not increase the speed of his vehicle until completely passed by the overtaking vehicle.

The driver of a vehicle may, if the roadway is free from obstruction and of sufficient width for two or more lines of moving vehicles, overtake and pass upon the right of another vehicle when the vehicle overtaken is (*a*) making or about to make a left turn, (*b*) upon a one-way street, or (*c*) upon any roadway on which traffic is restricted to one direction of movement.

Approved March 22, 1966.

Chap. 87. AN ACT CONTINUING THE TEMPORARY TAX IMPOSED BY THE COMMONWEALTH ON AMOUNTS WAGERED AT CERTAIN HORSE AND DOG RACING MEETINGS CONDUCTED UNDER THE PARI-MUTUEL OR CERTIFICATE SYSTEM OF WAGERING.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to make available immediately revenue for the General Fund, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

In addition to any amount required to be withheld under the provisions of section five of chapter one hundred and twenty-eight A of the General Laws by a licensee conducting a horse or dog racing meeting, such licensee shall withhold an amount equal to two per cent of the total amount wagered on each day of such meeting conducted during the years of nineteen hundred and sixty-six and nineteen hundred and sixty-seven, and shall pay the same to the state racing commission on the day following. All receipts paid into the state treasury under this act shall be credited to the General Fund, notwithstanding any provision of section fifteen of said chapter one hundred and twenty-eight A to the contrary. *Approved March 23, 1966.*

Chap. 88. AN ACT PROVIDING THAT THE LAW RELATIVE TO IMPLEADER BE APPLICABLE TO CIVIL ACTIONS IN DISTRICT COURTS.

Be it enacted, etc., as follows:

Section 141 of chapter 231 of the General Laws is hereby amended by inserting after the words "four A", in line 1, as appearing in section 4 of chapter 616 of the acts of 1954, the following: — , four B.

Approved March 23, 1966.

Chap. 89. AN ACT PROVIDING THAT CALL MEMBERS OF THE FIRE DEPARTMENT OF THE TOWN OF EASTHAMPTON APPOINTED HEREAFTER SHALL NOT BE SUBJECT TO THE CIVIL SERVICE LAW AND RULES.

Be it enacted, etc., as follows:

SECTION 1. The civil service law and rules shall not apply to call members of the fire department in the town of Easthampton appointed after the effective date of this act.

SECTION 2. This act shall take effect upon its acceptance by the town of Easthampton. *Approved March 25, 1966.*

Chap. 90. AN ACT AUTHORIZING THE CITY OF HOLYOKE TO APPROPRIATE MONEY ANNUALLY UNTIL THE YEAR NINETEEN HUNDRED AND SEVENTY-THREE FOR THE CELEBRATION OF THE ONE HUNDREDTH ANNIVERSARY OF ITS INCORPORATION.

Be it enacted, etc., as follows:

SECTION 1. The city of Holyoke is hereby authorized to appropriate money in the year nineteen hundred and sixty-six and annually there-

after up to and including the year nineteen hundred and seventy-three for the celebration of the one hundredth anniversary of its incorporation. Any sums appropriated under the provisions of this act shall be placed by the treasurer of said city in a special fund and, together with any accumulated interest thereon, shall be kept separate and apart from all other funds of said city, to be expended by the city for the purposes of this act. Any portion of said fund which is not so expended shall, upon the conclusion of the celebration, be transferred by said treasurer into the treasury of said city.

SECTION 2. This act shall take effect upon its passage.

Approved March 27, 1966.

Chap. 91. AN ACT RELATIVE TO THE TRANSPORTATION OF BOVINE ANIMALS.

Be it enacted, etc., as follows:

SECTION 1. Section 36B of chapter 129 of the General Laws, as most recently amended by section 1 of chapter 72 of the acts of 1965, is hereby further amended by striking out the last two sentences and inserting in place thereof the following two sentences: — It shall be unlawful for a person to transport or offer for transport any unvaccinated bovine animal over six months of age, and any vaccinated bovine animal over eighteen months of age that has been tested for brucellosis and has reacted positive to such tests, except cattle moved under permit issued by the director to slaughtering establishments under state or federal inspection. Any person, firm or corporation who buys, sells or transports any cattle known to be positive to an approved test for brucellosis, except animals under eighteen months of age and accompanied by a certificate of vaccination or except unvaccinated animals less than six months of age or except animals for immediate slaughter, shall be fined not more than two hundred dollars for each animal bought, sold or transported.

SECTION 2. Section 36D of said chapter 129, as most recently amended by section 2 of said chapter 72, is hereby further amended by striking out, in line 2 and in line 6, the word "twenty-four", and inserting in place thereof, in each instance, the word: — eighteen.

SECTION 3. Section 36F of said chapter 129, as most recently amended by section 3 of said chapter 72, is hereby further amended by striking out, in line 5, the word "twenty-four", and inserting in place thereof the word: — eighteen.

Approved March 27, 1966.

Chap. 92. AN ACT AUTHORIZING THE TOWN OF SANDWICH TO ACQUIRE AND ADMINISTER AND MAINTAIN CERTAIN CEMETERY PROPERTY IN SAID TOWN AS A PUBLIC CEMETERY.

Be it enacted, etc., as follows:

SECTION 1. The town of Sandwich is hereby authorized to take by eminent domain, or to acquire by purchase or otherwise, certain land of the Freeman Cemetery Corporation in said town, and thereafter to hold and maintain said land for cemetery purposes, subject to all rights heretofore existing in any burial lots located therein, and upon the acquisi-

tion of said land the cemetery of said corporation shall be and become a public burial ground, place or cemetery; provided, that said town shall not construct public streets or ways through any portion of said land.

SECTION 2. In so far as authorized by a decree of a court of competent jurisdiction and in compliance with the terms and conditions of such decree, said town may receive all funds or other property held by said corporation in trust for the perpetual care of the lots in said cemetery and for other purposes, and also any property devised or bequeathed to said corporation under the will of any person living at the time of said acquisition or under the will of any deceased person not then probated. Interest and dividends accruing on funds deposited, or funds deposited, in trust with any savings bank as authorized by law, or with any other banking institution, for the benefit of the cemetery of said corporation, or any burial lot therein, may, after the acquisition by said town, be paid by such bank or institution to the treasurer of said town; and upon such payment said treasurer shall use the same for the purposes of said trusts.

SECTION 3. This act shall take effect upon its acceptance by the town of Sandwich. *Approved March 27, 1966.*

Chap. 93. AN ACT PROVIDING THAT JUNK DEALERS AND MOTOR VEHICLE DEALERS SHALL REMOVE, AND FORWARD TO THE REGISTRAR OF MOTOR VEHICLES, INDENTIFICATION AND REGISTRATION NUMBER PLATES FROM JUNKED MOTOR VEHICLES.

Be it enacted, etc., as follows:

Chapter 140 of the General Laws is hereby amended by inserting after section 67 the following section: —

Section 67A. Any person licensed under section fifty-four or fifty-nine shall, before junking or authorizing the junking of any motor vehicle, remove therefrom the registration number plates and the vehicle identification plates, and forward them forthwith to the registrar of motor vehicles. The registrar may notify the licensing authority which issued the license to any person who has failed to comply with the provisions of this section of such failure and said authority shall suspend or revoke such license and shall not thereafter reinstate, renew or issue any such license to such person without the written consent of the registrar. *Approved March 27, 1966.*

Chap. 94. AN ACT AUTHORIZING THE DIRECTOR OF LIVESTOCK DISEASE CONTROL TO WAIVE COMPLIANCE OF CERTAIN PROVISIONS OF LAW RELATIVE TO BRUCELLOSIS OR BANG'S DISEASE IN BOVINE ANIMALS.

Be it enacted, etc., as follows:

Chapter 129 of the General Laws is hereby amended by inserting after section 36G the following section: —

Section 36H. The director may after a hearing grant, in suitable cases, waivers of compliance with the provisions of sections thirty-six B, thirty-six D, thirty-six E and thirty-six F. *Approved March 27, 1966.*

Chap. 95. AN ACT RELATIVE TO THE FORMATION OF DOMESTIC STOCK INSURANCE COMPANIES.

Be it enacted, etc., as follows:

SECTION 1. Section 19A of chapter 175 of the General Laws, as most recently amended by section 1 of chapter 364 of the acts of 1941, is hereby further amended by inserting after the third sentence the following sentence: — The merger of stock companies shall be subject to the requirements relative to the formation of such companies as set forth in the second paragraph of section forty-eight.

SECTION 2. Section 48 of said chapter 175 is hereby amended by adding the following three paragraphs: —

Such companies shall authorize and issue only one class of stock, which at the time of original issue shall have a par value of not less than fifty dollars per share. The promoters, organizers, directors and officers of the company shall purchase a total of at least twenty-five per cent of the first million dollars of stock originally issued and a total of not less than fifteen per cent of each additional one million dollars of stock originally issued. Any such stock shall be purchased at the same price and on the same terms as stock offered publicly. Any stock issued to the promoters, organizers, directors or officers of the company shall be held by the person to whom issued for a period of not less than five years, unless the commissioner shall approve a prior transfer, in writing.

Such companies shall authorize and issue only nontradable options and warrants. Such options or warrants shall not be issued to promoters except at the time of original issue and then only if (*a*) the total number of shares of stock covered by all options and warrants does not exceed ten per cent of the total number of shares of stock originally authorized and issued for cash or property; (*b*) the price at which stock may be purchased upon exercise of such options or warrants is not less than the price at which any stock was offered for sale to the public at the time such options or warrants were granted, but in no event shall the purchase price thereof be less than the fair market value of the stock to be purchased at the time such options or warrants were granted; and (*c*) the options and warrants are not transferable except by operation of law as a result of death or with the prior written approval of the commissioner and are not exercisable more than five years after date of issuance. If options or warrants are issued in payment of promotional expenses, such issuance must be justified to the commissioner by a showing of the nature of the services or other considerations for which issued. The aggregate of all organizational expenses and promotional expenses shall not exceed ten per cent of the total amount actually paid on the company's capital stock. Options or warrants may be issued to insurance agents only in accordance with rules prescribed by the commissioner.

The word "promoter", as used in this section, shall mean any person who, acting alone or in conjunction with one or more other persons, directly or indirectly takes initiative in founding and organizing any company organized under this section.

SECTION 3. Section 49 of said chapter 175 is hereby further amended by striking out the fifth paragraph, as amended by section 2 of chapter 342 of the acts of 1941, and inserting in place thereof the following paragraph: —

The president, secretary and a majority of the directors shall execute and make oath to the articles of organization specified in section ten of said chapter one hundred and fifty-six, which shall, with the records and by-laws of the company, be submitted to the commissioner instead of to the commissioner of corporations and taxation, and he shall have the powers and perform the duties relative thereto specified in section eleven of said chapter one hundred and fifty-six; provided, that the commissioner shall not approve the articles of organization of a company formed to transact business under any of the clauses of section forty-seven until he is satisfied, by such examination as he may make and such evidence as he may require, that: (1) the incorporators are of good repute and intend in good faith to operate the company; (2) the company has capable management; (3) the company has a reasonable prospect for success in the kind or kinds of business which it proposes to transact; and (4) the actuarial projections, policy forms, rates, dividends, commissions and other expenses contemplated, as well as reinsurance, market and taxes are sound and reasonable. He shall execute a certificate of his findings in such form as he may prescribe, which shall be attached to the articles of organization prior to the filing thereof with the state secretary. *Approved March 27, 1966.*

Chap. 96. AN ACT REQUIRING AN INSURANCE POLICY CONTAINING MULTIPLE OPTIONAL BENEFITS TO HAVE A SCHEDULE OF SAID BENEFITS PRINTED IN THE POLICY.

Be it enacted, etc., as follows:

Subdivision 8 of section 108 of chapter 175 of the General Laws, as appearing in section 1 of chapter 275 of the acts of 1954, is hereby amended by striking out the second paragraph and inserting in place thereof the following paragraph: —

Nothing herein shall be construed to prevent the approval and use of a policy containing multiple optional benefits and the provisions applicable thereto; provided, that such policy otherwise complies with the provisions of this section; and provided, further, that the schedule of benefits appears in the policy and a reference to said schedule of benefits appears on the first page of the policy. *Approved March 27, 1966.*

Chap. 97. AN ACT RELATIVE TO THE TRANSFER OF A CHARTER LICENSE FOR THE CARRIAGE OF PASSENGERS FOR HIRE.

Be it enacted, etc., as follows:

The second paragraph of section 7 of chapter 159A of the General Laws is hereby amended by striking out the first sentence, as appearing in chapter 329 of the acts of 1956, and inserting in place thereof the following sentence: — In the event of the decease, incompetency, insolvency, bankruptcy or corporate reorganization, under the bankruptcy law of the United States, of a holder of a certificate of public convenience and necessity, or charter license issued under section eleven A, the department, upon application of the assignee, trustee or personal representative, shall conditionally transfer such certificate or charter license to him pending decision by the department as to the fitness, willingness and ability of said transferee to conduct the operations or business authorized by said certificate or charter license.

Approved March 27, 1966.

Chap. 98. AN ACT RELATIVE TO THE SOLICITATION OF PROXIES OF SHAREHOLDERS OF CERTAIN DOMESTIC INSURANCE COMPANIES.

Be it enacted, etc., as follows:

Section 193J of chapter 175 of the General Laws, as appearing in chapter 354 of the acts of 1965, is hereby amended by adding the following paragraph: —

(*d*) The provisions of this section shall not apply to a domestic insurance company having not more than ninety-nine stockholders, or having ninety-five per cent or more of its stock owned or controlled by a parent or affiliate insurer and the remaining shares held by less than five hundred stockholders. *Approved March 27, 1966.*

Chap. 99. AN ACT AUTHORIZING THE TOWN OF NORWELL TO REFUND CERTAIN BETTERMENT ASSESSMENTS ERRONEOUSLY COLLECTED FROM CERTAIN OWNERS OF REAL PROPERTY LOCATED ON OLD MEETING HOUSE LANE IN SAID TOWN.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of correcting an inequity and discharging a moral obligation, the town of Norwell is hereby authorized, notwithstanding any contrary provision of law, to appropriate and pay to the following persons the amounts enumerated after their respective names, said amounts having been paid by said persons to said town as assessments for betterments on Old Meeting House lane, and said assessments having been determined to be illegal by decree of the superior court; provided, that the money so appropriated to pay such amounts shall be raised by taxation in said town: —

Appel, Donald J. & Barbara J.	$123.65
Brigham, Donald H. & Janice R.	15.36
Brown, Donald A. & Constance	19.94
Charlton, Conrad L. & Margaret F.	13.15
Childs, Frederick M. & Margaret H.	83.67
Dwyer, Robert F. & Dorothy	24.47
Edmonds, D. Catherine	190.05
Glover, James W. & Wilma M.	93.18
Johnson, Dale W. & Wilma S.	99.25
Ginches, Frederick & Annabella	21.16
McCausland, William A. & Marie F.	22.21
Moriarty, Thomas M. & Kathryn S.	115.41
Ostrand, Vincent W. & Marie J.	57.88
Painten, Ralph & Elizabeth R.	28.51
Pierce, Louis J., Jr. & Margaret	140.37
Pintauro, Arthur V. & Paula F.	64.98
Plummer, Donald L. & Barbara P.	92.21
Randolph, Laddman W. & Irene B.	133.76
St. James, Robert L. & Edwina Frances	40.67
Sullivan, John E. & Frieda E.	72.27
Tracy, Corinne J.	277.05
Williams Bros., Inc.	75.02
Wilson, Daniel A. & Mary Ann	118.04

SECTION 2. This act shall take effect upon its acceptance by the town of Norwell. *Approved March 27, 1966.*

Chap. 100. AN ACT EXTENDING THE TIME WITHIN WHICH CERTAIN APPEALS MAY BE HEARD BY LESS THAN A MAJORITY OF THE MEMBERS OF THE CIVIL SERVICE COMMISSION.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to extend forthwith the provisions of law authorizing certain appeals to be heard by less than a majority of the civil service commission, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

Chapter 272 of the acts of 1965 is hereby amended by striking out section 2 and inserting in place thereof the following section: —

Section 2. This act shall cease to be effective on April eighth, nineteen hundred and sixty-seven. *Approved March 31, 1966.*

Chap. 101. AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF MIDDLESEX COUNTY TO BORROW MONEY FOR CONSTRUCTING AND EQUIPPING A COURT HOUSE IN THE TOWN OF CONCORD FOR THE DISTRICT COURT OF CENTRAL MIDDLESEX.

Be it enacted, etc., as follows:

SECTION 1. The county commissioners of Middlesex county are hereby authorized to construct and originally equip a court house to provide suitable and adequate facilities for the district court of central Middlesex, which shall be constructed at a suitable location in the town of Concord satisfactory to said commissioners. Said commissioners may take by eminent domain under chapter seventy-nine of the General Laws, or acquire by purchase or otherwise, any land that may be necessary for the purposes of this act, including a sufficient area for the parking of the motor vehicles of persons in attendance upon said court. Said commissioners may expend for the purposes of this act, including the preparation of plans and specifications in connection therewith and for landscaping, such sums as may be necessary, not exceeding, in the aggregate, seven hundred and fifty thousand dollars. Any sums received from the federal government for the purposes of this act shall be included in, and considered a part of, the total amount authorized to be expended hereunder.

SECTION 2. For the purposes aforesaid, the treasurer of said county, with the approval of the county commissioners, may borrow upon the credit of the county such sums as may be necessary, not exceeding, in the aggregate, seven hundred and fifty thousand dollars, and may issue bonds or notes of the county therefor, which shall bear on their face the words, District Court of central Middlesex Court House Loan, Act of 1966. Each authorized issue shall constitute a separate loan and such loans shall be payable not more than five years from their dates. The bonds or notes shall be signed by the county treasurer and countersigned by a majority of the county commissioners. The county may sell the said securities at public or private sale, upon such terms and conditions as the county commissioners may deem proper, but not for less than their par value. Indebtedness incurred hereunder shall, except as herein provided, be subject to chapter thirty-five of the General Laws.

SECTION 3. The county treasurer of said county, with the approval of

the county commissioners, may issue temporary notes of the county, payable in not more than one year from their dates, in anticipation of the issue of serial bonds or notes under this act, but the time within which such serial bonds or notes shall become due and payable shall not, by reason of such temporary notes, be extended beyond the time fixed by this act. Any notes issued in anticipation of the serial bonds or notes shall be paid from the proceeds thereof.

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

Approved March 31, 1966.

Chap. 102. AN ACT RELATIVE TO THE MONTHLY MEETINGS OF THE BOARD OF STATE EXAMINERS OF PLUMBERS.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to allow forthwith the board of state examiners of plumbers to hold regular meetings outside of the state house, it is hereby declared to be an emergency law, necessary for the immediate preservation of the public welfare and convenience.

Be it enacted, etc., as follows:

Chapter 13 of the General Laws is hereby amended by striking out section 37, as amended by chapter 366 of the acts of 1964, and inserting in place thereof the following section: —

Section 37. The examiners shall hold regular meetings each month at such times and places as they may designate.

Approved March 31, 1966.

Chap. 103. AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF HAMPDEN COUNTY TO MAKE CERTAIN EXPENDITURES FOR SALARIES OF THE FOURTH AND FIFTH ASSISTANT CLERKS IN THE DISTRICT COURT OF SPRINGFIELD IN ANTICIPATION OF THE COUNTY APPROPRIATION ACT FOR THE YEAR NINETEEN HUNDRED AND SIXTY-SIX.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any contrary provisions of chapter thirty-five of the General Laws, the county commissioners of Hampden county shall, on and after January first in the year nineteen hundred and sixty-six, expend from any available funds such sums as may be necessary to pay the salaries of the fourth and fifth assistant clerks appointed in the district court of Springfield under chapter eight hundred and ninety-six of the acts of nineteen hundred and sixty-five.

SECTION 2. This act shall take effect upon its passage.

Approved March 31, 1966.

Chap. 104. AN ACT INCREASING CERTAIN MONTHLY LICENSE FEES PAID TO MUNICIPALITIES BY OWNERS OR OPERATORS OF MOBILE HOME PARKS.

Be it enacted, etc., as follows:

The first paragraph of section 32G of chapter 140 of the General Laws, as appearing in section 10 of chapter 592 of the acts of 1964, is hereby amended by striking out, in line 4, the word "four" and inserting in place thereof the word: — six.

Approved March 31, 1966.

Chap. 105. AN ACT AUTHORIZING THE CONSOLIDATION OF BOSTON COUNCIL, INC., BOY SCOUTS OF AMERICA AND QUINCY COUNCIL, INC. OF THE BOY SCOUTS OF AMERICA.

Be it enacted, etc., as follows:

SECTION 1. Boston Council, Inc., Boy Scouts of America and Quincy Council, Inc. of the Boy Scouts of America, both corporations established under the laws of the commonwealth, are hereby authorized to consolidate into one corporation under the name of Boston Council, Inc., Boy Scouts of America which shall in all respects be a continuation of each of said existing corporations.

SECTION 2. Upon such consolidation, all property, real and personal, of said existing corporations, and all devises, bequests, conveyances and gifts, heretofore and hereafter made to either of said existing corporations, shall vest in said consolidated corporation, and otherwise shall be held by said consolidated corporation subject to the same terms, conditions, limitations and trusts as they are now held by said existing corporations or would have been held by said existing corporations but for this act, and the treasurers of said existing corporations are hereby respectively authorized to execute and deliver all papers and documents which may be deemed necessary or proper for the purpose of confirming in the consolidated corporation the record title to the property of the existing corporations.

SECTION 3. Upon such consolidation, the members of the existing corporations shall be the members of the consolidated corporation until such time as the consolidated corporation may by amendment of its by-laws alter its membership, and the members of the executive board and the officers of the existing Boston Council, Inc., Boy Scouts of America shall be until their successors are chosen and qualified the members of the governing board and officers of the consolidated corporation which shall, except as herein provided with respect to initial membership, be governed by the by-laws of said Boston Council, Inc., Boy Scouts of America as the same now are or may hereafter be amended.

Approved March 31, 1966.

Chap. 106. AN ACT AUTHORIZING THE CHILDREN'S HOSPITAL MEDICAL CENTER TO HOLD ADDITIONAL PROPERTY.

Be it enacted, etc., as follows:

Chapter 283 of the acts of 1959 is hereby amended by striking out section 6 and inserting in place thereof the following section: —

Section 6. The consolidated corporation may acquire and hold real and personal property in an amount not exceeding eighty million dollars.

Approved March 31, 1966.

Chap. 107. AN ACT MAKING PERMISSIVE THE APPOINTMENT BY THE GOVERNOR OF ELECTION SUPERVISORS AND PROVIDING FOR A HEARING IN CERTAIN CASES.

Be it enacted, etc., as follows:

The first paragraph of section 23 of chapter 54 of the General Laws is hereby amended by striking out the first sentence, as appearing in sec-

tion 8 of chapter 411 of the acts of 1943, and inserting in place thereof the following sentence: — Upon the written petition of ten qualified voters of a ward or of a town, presented at least twenty-one days before a state or city election therein, the governor may appoint, for such ward or town for each voting precinct named in the petition, two voters of the city or town, who shall not be signers of the petition or members of any political committee or candidates for any office, to act as supervisors at such election. *Approved March 31, 1966.*

Chap. 108. AN ACT PROVIDING FOR THE INVESTMENT OF CONSERVATION FUNDS BY CITIES AND TOWNS.

Be it enacted, etc., as follows:

Section 5 of chapter 40 of the General Laws is hereby amended by striking out clause (51), as most recently amended by chapter 234 of the acts of 1964, and inserting in place thereof the following clause: — (51) For the establishment and maintenance of a conservation commission. In addition a city or town may appropriate money in any year to a conservation fund of which the treasurer shall be custodian. He may deposit or invest the proceeds of said fund in savings banks, trust companies incorporated under the laws of the commonwealth, banking companies incorporated under the laws of the commonwealth which are members of the Federal Deposit Corporation, or national banks, or invest it in paid up shares and accounts of and in co-operative banks or in shares of savings and loan associations or in shares of federal savings and loan associations doing business in the commonwealth, and any income therefrom shall be credited to the fund. Monies in the fund may be expended by said commission for any purpose, other than a taking by eminent domain, authorized by section eight C.

Approved March 31, 1966.

Chap. 109. AN ACT RELATIVE TO THE PLACE WHERE A MARRIED WOMAN SHALL BE ELIGIBLE TO REGISTER AND VOTE.

Be it enacted, etc., as follows:

The first paragraph of section 1 of chapter 51 of the General Laws is hereby amended by striking out the third sentence and inserting in place thereof the following sentence: — A married woman shall be eligible to vote and to register for the purpose of voting in the city or town where she resides. *Approved March 31, 1966.*

Chap. 110. AN ACT INCREASING THE PENALTY FOR VIOLATION OF THE LAW LIMITING THE NUMBER OF PASSENGERS WHICH MAY BE CARRIED IN A SCHOOL BUS.

Be it enacted, etc., as follows:

The first sentence of section 20 of chapter 90 of the General Laws, as most recently amended by section 3 of chapter 389 of the acts of 1956, is hereby further amended by inserting after the word "provided,", in line 11, the words: — that any person convicted of operating or per-

mitting the operation of a school bus carrying passengers in excess of the number authorized under section seven B shall be punished by a fine of not more than one hundred dollars or by imprisonment for not more than thirty days, or both, and. *Approved March 31, 1966.*

Chap. 111. AN ACT FURTHER REGULATING THE USE OF FUNDS RECEIVED BY SALE OR OTHER DISPOSAL OF REAL ESTATE BY A CITY, TOWN OR DISTRICT.

Be it enacted, etc., as follows:

Chapter 44 of the General Laws is hereby amended by striking out section 63, as most recently amended by chapter 377 of the acts of 1962, and inserting in place thereof the following section: —

Section 63. Whenever the proceeds of the sale or other disposal of real estate, including the taking by eminent domain by another governmental unit, but other than that acquired through tax title foreclosure, by a city, town, or district, exceed five hundred dollars, the same shall be applied to the payment of indebtedness incurred in acquiring such real estate or shall be added to the sinking fund, if any, from which said indebtedness is payable, or if no such indebtedness is outstanding shall be used for any purpose or purposes for which the city, town, or district is authorized to incur debt for a period of ten years or more, except that the proceeds of a sale in excess of five hundred dollars of any park land by a city, town, or district shall be used only by said city, town, or district for acquisition of land for park purposes or for capital improvements to park land. *Approved March 31, 1966.*

Chap. 112. AN ACT AUTHORIZING THE CONTINUANCE IN SERVICE OF JOHN L. BROCKLESBY, DEPUTY MASTER OF THE MIDDLESEX COUNTY HOUSE OF CORRECTION IN BILLERICA.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any provision of law to the contrary, John L. Brocklesby, deputy master of the Middlesex county house of correction at Billerica, may be continued in service until such time as he attains the age of seventy; provided, that there shall be deducted from the compensation payable to him for such service an amount equal to the retirement allowance received by him; and, provided further, that such service shall not affect the amount of any such retirement allowance.

SECTION 2. This act shall take effect on March thirty-first, nineteen hundred and sixty-six. *Approved March 31, 1966.*

Chap. 113. AN ACT FURTHER REGULATING THE MEMBERSHIP ON THE APPEAL BOARD OF THE PREQUALIFICATION COMMITTEE WITHIN THE DEPARTMENT OF PUBLIC WORKS.

Be it enacted, etc., as follows:

The seventh paragraph of section 8B of chapter 29 of the General Laws, as appearing in chapter 754 of the acts of 1962, is hereby amended

by striking out the last sentence and inserting in place thereof the following sentence: — The appeal board shall consist of the commissioner, the associate commissioners and the chief engineer of public works, or their designees. *Approved March 31, 1966.*

Chap. 114. AN ACT RELATIVE TO THE RECORDING OF DEEDS IN CERTAIN SALES OF LAND HELD BY A CITY OR TOWN.

Be it enacted, etc., as follows:

SECTION 1. The third paragraph of section 79 of chapter 60 of the General Laws is hereby amended by striking out the fourth and fifth sentences, as appearing in section 1 of chapter 594 of the acts of 1941, and inserting in place thereof the following two sentences: — The purchaser shall be required as a condition of the sale to authorize the treasurer executing the deed on behalf of the city or town to record the same, and the expense of such recording shall be paid by such purchaser. The treasurer shall cause such deed to be recorded in the proper registry of deeds within fifteen days after the execution thereof.

SECTION 2. This act shall not apply to sales made before December thirty-first, nineteen hundred and sixty-six.

Approved March 31, 1966.

Chap. 115. AN ACT EXTENDING THE TIME FOR FILING REQUESTS FOR REVIEWS OF MARKINGS AND THE TIME FOR FILING APPEALS THEREFROM IN CONNECTION WITH CIVIL SERVICE EXAMINATIONS.

Be it enacted, etc., as follows:

SECTION 1. Section 12A of chapter 31 of the General Laws, as most recently amended by chapter 261 of the acts of 1965, is hereby further amended by striking out the first paragraph and inserting in place thereof the following paragraph: —

Not later than seventeen days after the date of mailing of the notice of the director to the applicant of the results of his written examination, the applicant may file with the director a request for a review of the markings in his examination paper, setting forth, in the form prescribed by the director, specifically in what particulars the markings of the examination are allegedly incorrect and the authorities relied upon by the applicant to support his allegations.

SECTION 2. Said section 12A of said chapter 31 is hereby further amended by striking out the fourth paragraph and inserting in place thereof the following paragraph: —

Not later than seventeen days after the date of mailing of the notice of the decision of the director, the applicant may appeal to the commission by filing a petition in a form approved by it and containing a brief statement of the facts upon which such appeal is based.

Approved March 31, 1966.

Chap. 116. AN ACT CHANGING THE FILING DATE OF THE ACCOUNT OF FEES RECEIVED BY SHERIFFS, DEPUTY SHERIFFS AND CONSTABLES.

Be it enacted, etc., as follows:

Section 8A of chapter 262 of the General Laws, inserted by section 2 of chapter 594 of the acts of 1964, is hereby amended by striking out, in line 2, the word "February" and inserting in place thereof the word: — April. *Approved March 31, 1966.*

Chap. 117. AN ACT PROVIDING THAT THE AMOUNT OF NONCONTRIBUTORY PENSION PAID TO CERTAIN FORMER POLICEMEN AND FIRE FIGHTERS BE INCREASED.

Be it enacted, etc., as follows:

Notwithstanding any provision of law to the contrary, in any town which accepts this act, any member of the police department or any permanent member of the fire department who, prior to March twenty-fifth, nineteen hundred and sixty-four, was retired under the provisions of subdivision (*b*), (*c*), or (*d*) of section eighty-five E of chapter thirty-two of the General Laws shall have his annual pension adjusted so as to comply with the provisions of said section eighty-five E, as amended by chapter four hundred and twenty-six of the acts of nineteen hundred and sixty-four. *Approved March 31, 1966.*

Chap. 118. AN ACT REQUIRING NOTICE BY MAIL OF CHANGE OF A POLLING PLACE IN A VOTING PRECINCT TO BE GIVEN TO EACH REGISTERED VOTER THEREIN.

Be it enacted, etc., as follows:

The last sentence of section 24 of chapter 54 of the General Laws, as appearing in section 2 of chapter 209 of the acts of 1943, is hereby amended by striking out, in line 6, the word "or" and inserting in place thereof the word: — and. *Approved March 31, 1966.*

Chap. 119. AN ACT AUTHORIZING THE TRAFFIC AND PARKING COMMISSION OF THE CITY OF BOSTON TO ESTABLISH A SCHEDULE OF FINES FOR PARKING VIOLATIONS WITHOUT THE APPROVAL OF THE MAYOR AND CITY COUNCIL, AND REPEALING THE MAXIMUM FINE OF ONE DOLLAR FOR ALL-NIGHT PARKING IN CERTAIN DISTRICTS OF SAID CITY.

Be it enacted, etc., as follows:

The fifth paragraph of section 20C of chapter 90 of the General Laws, as appearing in section 6 of chapter 786 of the acts of 1962, is hereby amended by striking out the first three sentences and inserting in place thereof the following sentence: — The traffic and parking commission of the city of Boston, the traffic commission or traffic director of any other city or town having such a commission or director with authority to promulgate traffic rules, the city council of any other city, and the

board of selectmen of any other town, shall, from time to time, establish by rule or regulation a schedule of fines for offenses subject to this section committed within such city or town; provided, however, that all such fines shall be uniform for the same offense committed in the same zone or district, if any; and provided, further, that any fine established under the provisions of this section shall not exceed fifteen dollars.

Approved March 31, 1966.

Chap. 120. AN ACT REQUIRING ADDITIONAL INFORMATION TO BE SUPPLIED WHEN FORWARDING CERTIFIED COPIES OF CORRECTED OR AMENDED RECORDS OF BIRTHS, DEATHS AND MARRIAGES TO THE STATE SECRETARY OR TO CITY AND TOWN CLERKS.

Be it enacted, etc., as follows:

The fifth paragraph of section 13 of chapter 46 of the General Laws, as most recently amended by chapter 342 of the acts of 1956, is hereby further amended by striking out the first sentence and inserting in place thereof the following sentence: — He shall file any affidavit, certificate of adoption, certified copy of such decree or copy of record submitted under this section, and record it in a separate book kept therefor, with the name and residence of the deponent or the facts of such decree and the date of the original record, and shall thereupon draw a line through any statement, or statements, sought to be corrected or amended in the original record, without erasing them, shall enter upon the original record the facts required to correct, amend or supplement the same in accordance with such affidavit, certificate or decree, including, in case of a certificate or decree of adoption and in cases of persons adopted who have had their names legally changed later, the same facts relative to the adopting parents as are required in a record of birth by the provisions of section one relative to natural parents, and forthwith, if a copy of the record has been sent to the state secretary and to the city or town clerk of the residence of the parents at the time of birth or where the deceased lived at the time of death, shall forward to the state secretary and such city or town clerk a certified copy of the corrected, amended or supplemented record upon blanks to be provided by the state secretary, noting thereon the documentary evidence submitted to substantiate the affidavit, and the state secretary and the city or town clerk shall thereupon correct, amend or supplement the record in his office.

Approved March 31, 1966.

Chap. 121. AN ACT PROVIDING THAT THE TERMS OF OFFICE OF THE ELECTED MEMBERS OF THE HOUSING AUTHORITY OF THE TOWN OF SAUGUS SHALL BE FOUR YEARS.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of section twenty-six I of chapter one hundred and twenty-one of the General Laws, the four elected members of the housing authority of the town of Saugus shall serve for terms of four years.

SECTION 2. At the town election next following the acceptance of this act two members shall be elected for terms of two years and two members for terms of four years, and thereafter at each biennial town election two members shall be elected for terms of four years. Upon the qualification of members initially elected for such terms as provided in this section the terms of office of the elected incumbent members of said authority shall terminate.

SECTION 3. This act shall be submitted for acceptance to the voters of the town of Saugus at the annual or any special town meeting to be held in the current year in the form of the following question which shall be placed upon the official ballot to be used for the election of town officers at said meeting: — "Shall an act passed by the General Court in the year nineteen hundred and sixty-six, entitled 'An Act providing that the terms of office of the elected members of the housing authority of the town of Saugus shall be four years', be accepted?" If a majority of the votes in answer to said question is in the affirmative, this act shall thereupon take full effect, but not otherwise.

Approved March 31, 1966.

Chap. 122. AN ACT PROHIBITING MINORS FROM HAVING ALCOHOLIC BEVERAGES IN A MOTOR VEHICLE UPON ANY WAY TO WHICH THE PUBLIC HAS A RIGHT OF ACCESS.

Be it enacted, etc., as follows:

Section 24C of chapter 90 of the General Laws, inserted by chapter 338 of the acts of 1963, is hereby amended by striking out the first paragraph and inserting in place thereof the following paragraph: —

Whoever, being a minor and unaccompanied by his parent or legal guardian, operates a motor vehicle upon a way or upon any way to which the public has a right of access as invitees or licensees, knowing that there is any alcoholic beverage, as defined in section one of chapter one hundred and thirty-eight, in such vehicle or on his person, shall be punished by a fine of not more than fifty dollars.

Approved March 31, 1966.

Chap. 123. AN ACT FURTHER REGULATING THE METHOD OF PROCESSING AND CASTING ABSENTEE BALLOTS.

Be it enacted, etc., as follows:

SECTION 1. Section 51 of chapter 51 of the General Laws, as amended by section 3 of chapter 511 of the acts of 1962, is hereby further amended by striking out the last two sentences and inserting in place thereof the following two sentences: — Upon presentation of such certificate to the presiding officer at the proper polling place, or, in the case of an absent voter, if such certificate is attached to the voting lists, such person shall have the same right to vote as any other registered voter. Except in the case of an absent voter, after such person has voted, the presiding officer shall attach the certificate to the voting list and it shall be considered a part thereof, and shall be returned to the registrars and preserved in accordance with law.

SECTION 2. Section 35A of chapter 54 of the General Laws is hereby amended by striking out the first sentence, as amended by section 1 of

chapter 374 of the acts of 1963, and inserting in place thereof the following sentence: — At polling places where voting machines are used ballots cast by challenged voters, and absent voting ballots cast at elections where such voting is permitted by law, shall be deposited in ballot boxes provided in accordance with law.

SECTION 3. The second paragraph of section 35B of said chapter 54 is hereby amended by striking out the eighth sentence, as amended by section 2 of said chapter 374, and inserting in place thereof the following sentence: — The totals of ballots cast by challenged voters and of absent voter ballots shall be recorded separately or on separate total sheets and added to the total vote cast by the use of voting machines for each candidate and each question.

SECTION 4. Section 91 of said chapter 54 is hereby amended by adding the following two sentences: — An applicant for an absent voting ballot who has been furnished a certificate of supplementary registration, as authorized by section fifty-one of chapter fifty-one, shall submit such certificate with his application, and the clerk shall cause to be placed on such certificate opposite the name of the applicant the letters in capitals A. V. Every such certificate shall be securely affixed to the voting lists required by section sixty of chapter fifty-one to be transmitted to the polling place for the precinct where such applicant claims the right to vote and shall be considered a part thereof.

SECTION 5. Said chapter 54 is hereby further amended by striking out section 94, as most recently amended by section 6 of chapter 374 of the acts of 1963, and inserting in place thereof the following section: —

Section 94. No later than one week prior to the date of the election an observer may be appointed by the chairman of the city or town committee of each political party as defined in section one of chapter fifty. No earlier than three days preceding the election, and in the presence of such observers, if appointed, the city or town clerk or some person designated by him shall open each envelope purporting to contain an official absent voting ballot. He shall remove therefrom the inner envelope referred to in clause (*c*) of section eighty-seven and, without opening such inner envelope, said clerk, or such person, shall compare the signature thereon with the signature on the application therefor, except in the case of ballots prepared under section ninety-eight, and shall examine the affidavit on each such envelope. If he finds that such affidavit has been improperly executed, or was executed in violation of section ninety-two before an official who is a candidate for election at the election, or does not sufficiently indicate that the ballot was marked and mailed or delivered, as required by sections ninety-two and ninety-three, or was not signed by the person who signed the application therefor, he shall mark across the face thereof "Rejected as Defective", and shall place on the lists referred to in the last sentence of section ninety-one or in section one hundred and three M, as the case may be, opposite the name of the person appearing on the envelope referred to in clause (*d*) of said section eighty-seven, in which such envelope was enclosed, the capital letter R. Each envelope, so marked, all applications for absent voter ballots and all lists referred to in this section shall be preserved and destroyed in the manner provided by law for the retention, preservation or destruction of official ballots. Each envelope not so marked shall be replaced in the envelope referred to in said clause (*d*), and the name of the voter shall be checked on the lists referred to in

the last sentence of section ninety-one, or in section one hundred and three M, as the case may be. Said clerk, or such person, shall record on tally sheets prepared and furnished by the state secretary all envelopes, as well as accepted or rejected ballots of absent voters; and, in cities and towns divided into voting precincts, a separate record shall be made for each precinct.

SECTION 6. Said chapter 54 is hereby further amended by striking out section 95, as most recently amended by section 2 of chapter 624 of the acts of 1963, and inserting in place thereof the following section: —

Section 95. The city or town clerk, on the day of the election, but no later than one hour after the hour for the closing of the polls, shall transmit all envelopes purporting to contain official absent voting ballots received on or before the closing of the polls on such day, and which have not been marked "Rejected as Defective", as provided in section ninety-four or "Rejected as Voted in Person", as provided in section one hundred, to the election officers in the several precincts where the voters whose names appear on such envelopes assert the right to vote. The warden or his deputy shall forthwith, after receipt of any such envelopes, distinctly announce the name and residence of each such voter and check his name on the voting lists referred to in section sixty of chapter fifty-one, or on his certificate of supplementary registration attached to such lists, as provided in section fifty-one of chapter fifty-one, or on the copy of the list referred to in section one hundred and three M of chapter fifty-four, as the case may be, if it has not already been so checked. He shall then remove from such envelope the envelope referred to in clause (*c*) of section eighty-seven, or in clause (*b*) or clause (*c*) of section one hundred and three O, as the case may be, shall open the envelopes in which the ballot is enclosed in such a manner as not to destroy the affidavit thereon, take the ballot therefrom without opening it or permitting it to be examined and deposit it in the ballot box. All envelopes referred to in this section shall be retained with the ballots cast at the election and shall be preserved and destroyed in the manner provided by law for the retention, preservation or destruction of official ballots.

SECTION 7. Section 96 of said chapter 54 is hereby amended by striking out the words "city or town clerk or a teller appointed as provided by section ninety-five", inserted by section 8 of chapter 374 of the acts of 1963, and inserting in place thereof the words: — officer charged with depositing the ballot in the ballot box.

SECTION 8. Said chapter 54 is hereby further amended by striking out section 100, as most recently amended by section 9 of said chapter 374, and inserting in place thereof the following section: —

Section 100. Except as hereinafter provided, no person to whom an absent voting ballot has been mailed or delivered, as provided in section ninety-two, and opposite whose name on the voting lists the letters A. V. or SAV have been placed, as provided in section ninety-one or in section one hundred and three G, as the case may be, or on whose certificate of supplementary registration the letters A. V. have been placed, as provided in said section ninety-one, shall be permitted to vote in person. No ballot mailed or delivered under the provisions of sections eighty-six to one hundred and three, inclusive, shall be counted if the officers charged with the duty of counting the same are cognizant of the fact that the voter has died prior to the opening of the polls on the

day of the election, or is under sentence in a penal institution. Notwithstanding the foregoing, the city or town clerk shall, on the day of the election, at his request, give to any person whose name has not been checked, or opposite whose name the letter R has not been marked on the list of absent voters, as provided in section ninety-four, a certificate of his name and residence, as stated in the annual register, signed by such clerk, and such clerk shall then forthwith place on the list of absent voters, opposite the name of the person to whom such certificate is furnished, the capital letter C. On presentation of such certificate to the presiding election officer of the ward, voting precinct or town in which such voter is registered he shall, after his name has been checked on the voting list or on his certificate of supplementary registration, as the case may be, be allowed to vote. Such presiding officer shall preserve each certificate issued under this section and return it to the city or town clerk in the manner in which the voting lists are required by section one hundred and seven to be enclosed. If, after a certificate is furnished under this section, an envelope purporting to contain an absent voting ballot is received from a voter to whom such a certificate has been issued, and opposite whose name on the list of absent voters the capital letter C has been placed as herein required, said clerk shall mark across the face of such envelope "Rejected as Voted in Person", and such envelope shall be preserved and destroyed in the manner provided by law for the retention, preservation and destruction of official ballots.

SECTION 9. Said chapter 54 is hereby amended by striking out section 103M, as amended by section 10 of said chapter 374, and inserting in place thereof the following section: —

Section 103M. Before an election at which absent voting is permitted the registrars shall prepare for each ward, voting precinct or town in which such election is to be held copies of the lists provided for in section one hundred and three L and shall seasonably transmit such copies to the city or town clerk and the election officers in every such ward, voting precinct or town.

SECTION 10. The first paragraph of section 105 of said chapter 54 is hereby amended by striking out the seventh sentence, as amended by section 11 of said chapter 374.

SECTION 11. Said section 105 of said chapter 54 is hereby further amended by striking out the second paragraph, as most recently amended by section 12 of said chapter 374, and inserting in place thereof the following paragraph: —

The clerk in open meeting shall publicly announce the result of the vote and enter on the total vote sheet, which shall be considered the precinct record, the total number of names checked on the voting list, including a separate record of the number of names checked on the list of persons qualified to vote only for electors of president and vice-president, if any, the total number of ballots cast, including a separate record of the number of ballots cast by persons qualified to vote only for electors of president and vice-president, if any, the names of all persons voted for, the number of votes for each person and the title of the office for which he was a candidate, the number of blank ballots for each office, and the number of affirmative and negative votes in answer to any question submitted to the voters and shall forthwith certify such record, seal up the same, and deliver it, outside of the ballot container

or envelope, but in a separate sealed envelope, to the city or town clerk, who shall forthwith enter it on his records; provided, that if voting machines are used, the general or precinct record sheet, as the case may be, shall be the record referred to in this paragraph.

SECTION 12. Said chapter 54 is hereby further amended by striking out section 108, as amended by section 13 of said chapter 374, and inserting in place thereof the following section: —

Section 108. Upon written application, signed by at least ten voters in the town or ward of which the precinct forms a part, or upon written request made by vote of the ward, town or city committee, and signed by the chairman thereof, the city or town clerk may, within a reasonable time, open the envelope in which the voting lists have been enclosed, as provided in section one hundred and seven, and make a copy of the lists as checked. After any such voting list has been so copied, said clerk shall at once enclose it in an envelope, seal up the same and certify thereon to the identity of such lists.

SECTION 13. Section 132 of said chapter 54 is hereby amended by striking out the first sentence, as amended by section 14 of said chapter 374, and inserting in place thereof the following sentence: — The city or town clerk shall, within fifteen days after an election of state, city or town officers, certify to the state secretary the total number of voters checked on the voting list at such election in each voting precinct of the town.

SECTION 14. The second paragraph of section 135 of said chapter 54, as most recently amended by chapter 234 of the acts of 1963, is hereby further amended by inserting after the word "sheets", in line 16, the words: — , and the absentee ballot envelopes and applications for such absentee ballots as were cast at the election.

SECTION 15. Said section 135 of said chapter 54, as amended by section 2 of chapter 155 of the acts of 1959, is hereby further amended by striking out the fifth paragraph and inserting in place thereof the following paragraph: —

All recounts shall be upon the questions designated in the statements or petitions filed, and no other count shall be made, or allowed to be made, or other information taken, or allowed to be taken, from the ballots on such recount, except that in the case of a recount of the ballots cast for an office, the votes cast for all of the candidates for such office, including blanks cast, shall be recounted and all spoiled and unused ballots shall also be counted and the results recorded on the blank forms provided therefor, together with the absentee ballot envelopes and applications for such absent voting ballots.

Approved March 31, 1966.

Chap. 124. AN ACT AUTHORIZING THE HOLDING OF ADDITIONAL REAL AND PERSONAL PROPERTY BY THE TRUSTEES OF THE HOME FOR AGED WOMEN IN THE CITY OF WORCESTER.

Be it enacted, etc., as follows:

Chapter 265 of the acts of 1869 is hereby amended by striking out section 6, as amended by section 4 of chapter 71 of the acts of 1955, and inserting in place thereof the following section: —

Section 6. Said corporation may hold real estate and personal property to the value of ten million dollars. *Approved March 31, 1966.*

Chap. 125. AN ACT VALIDATING THE APPOINTMENT OF JESSE PACHECO AS A CUSTODIAN IN THE SERVICE OF THE SCHOOL DEPARTMENT OF THE CITY OF NEW BEDFORD.

Be it enacted, etc., as follows:

Jesse Pacheco shall be deemed to have been appointed as a custodian in the service of the school department of the city of New Bedford as of December thirty-first, nineteen hundred and sixty-five, notwithstanding the failure of the appointing officer to notify the director of civil service that said Jesse Pacheco had been appointed as such prior to the expiration of the eligible list from which he was certified for appointment. *Approved March 31, 1966.*

Chap. 126. AN ACT MAKING A CORRECTIVE CHANGE IN THE LAW REQUIRING LOCAL PLANNING BOARDS TO FILE COPIES OF ANNUAL REPORTS WITH THE PLANNING DIVISION OF THE DEPARTMENT OF COMMERCE AND DEVELOPMENT.

Be it enacted, etc., as follows:

Chapter 41 of the General Laws is hereby amended by striking out section 71, as most recently amended by section 6 of chapter 409 of the acts of 1953, and inserting in place thereof the following section: —

Section 71. Every planning board shall make a report annually to the city council or to the annual town meeting, giving information regarding the condition of the town and any plans or proposals for its development and estimates of the cost thereof. Every such planning board shall file with the division of planning of the department of commerce and development a copy of each report made by it. *Approved March 31, 1966.*

Chap. 127. AN ACT ELIMINATING NONCOMPETITIVE EXAMINATIONS FROM THE PROVISIONS OF THE CIVIL SERVICE LAW.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 31 of the General Laws is hereby amended by striking out the paragraph defining "Noncompetitive examination", as appearing in section 1 of chapter 703 of the acts of 1945.

SECTION 2. Section 15 of said chapter 31 is hereby amended by striking out the ninth paragraph, as appearing in section 1 of chapter 720 of the acts of 1964, and inserting in place thereof the following paragraph: —

Except as otherwise provided in sections nineteen A, twenty A, twenty C, twenty-two, forty-two, forty-seven A, forty-eight, and forty-nine A of this chapter, section thirty-six of chapter forty-eight, section four of chapter two hundred and seventy-three of the acts of nineteen hundred and thirteen, and section four of chapter three hundred and seventy-two of the acts of nineteen hundred and fourteen, no person shall receive an original appointment to the official service of the commonwealth or any city or town thereof otherwise than by virtue of a competitive examination unless a position not under civil service is placed thereunder by virtue of a statute or rule and the director makes recommendations supported by four affirmative votes of the commission

to include under civil service any present incumbent of the position, subject to passing a qualifying examination, prescribed by the director. If one person passes a competitive examination, his name shall be certified by the director to the appointing authority.

Approved March 31, 1966.

Chap. 128. AN ACT AUTHORIZING THE ISSUANCE OF TEMPORARY LICENSES FOR THE HANDLING OF RAW MILK FOR INCLUSION IN BULK TANK TRUCKS.

Be it enacted, etc., as follows:

Section 28A of chapter 94 of the General Laws, inserted by section 2 of chapter 561 of the acts of 1961, is hereby amended by inserting after the first sentence the following sentence: — Whenever the director or his duly designated deputy deems it necessary, he may, upon payment of a fee of two dollars, issue a temporary license to accept such milk at a dairy farm for inclusion in a bulk tank truck, which license shall be valid for not more than thirty days. *Approved March 31, 1966.*

Chap. 129. AN ACT PROVIDING THAT MALE AND FEMALE EMPLOYEES IN CLASSIFIED CIVIL SERVICE IN CERTAIN CITIES AND TOWNS SHALL RECEIVE EQUAL PAY FOR EQUAL WORK.

Be it enacted, etc., as follows:

Chapter 41 of the General Laws is hereby amended by inserting after section 108I, added by chapter 33 of the acts of 1966, the following section: —

Section 108J. In any city or town which accepts this section, male and female employees in classified civil service employed in the same grades who, in the opinion of the director of civil service, are doing the same type of work with the same preparation and training shall receive equal pay. *Approved April 4, 1966.*

Chap. 130. AN ACT PROVIDING FOR THE OPENING OF EACH SCHOOL DAY WITH A PERIOD OF SILENT MEDITATION.

Be it enacted, etc., as follows:

Chapter 71 of the General Laws is hereby amended by inserting after section 1 the following section: —

Section 1A. At the commencement of the first class each day in all grades in all public schools the teacher in charge of the room in which each such class is held shall announce that a period of silence not to exceed one minute in duration shall be observed for meditation, and during any such period silence shall be maintained and no activities engaged in. *Approved April 4, 1966.*

Chap. 131. AN ACT MAKING APPROPRIATIONS FOR THE FISCAL YEAR ENDING JUNE THIRTIETH, NINETEEN HUNDRED AND SIXTY-SIX, TO PROVIDE FOR SUPPLEMENTING CERTAIN EXISTING APPROPRIATIONS AND FOR CERTAIN NEW ACTIVITIES AND PROJECTS.

Be it enacted, etc., as follows:

SECTION 1. To provide for supplementing certain appropriations previously made and for certain new activities and projects, the sums set forth in this act are hereby made available from the funds designated, to be in addition to any amounts otherwise available for the purpose, subject to the provisions of law regulating the disbursement of public funds and the approval thereof and the conditions pertaining to the appropriations in chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five.

SECTION 2.

GENERAL FUND.

STATE PURPOSES APPROPRIATIONS.

Legislature.

Senate.

Item		
0101–07	For clerical and other assistance, including expenses of the senate committee on rules, including not more than eight permanent positions, prior appropriation continued	$40,000
0101–20	For a certain payment, as authorized by chapter fifty of the resolves of nineteen hundred and sixty-five	14,000

House of Representatives.

0102–07	For clerical and other assistance to the house committee on rules, including not more than fourteen permanent positions, prior appropriation continued	$10,000
0102–20	For certain payments, as authorized by chapters sixteen and one hundred and eleven of the resolves of nineteen hundred and sixty-five	33,500
0102–54	For expenses of the clerk's office, house of representatives	500

Sergeant-at-Arms.

0103–02	For clerical and other assistance employed by the sergeant-at-arms, including not more than ten permanent positions	$500

Recodification Counsel.

0105–01	For expenses of the recodification counsel, including not more than four permanent positions	$3,000

Other Expenses.

0110–04	For expenses in connection with the publication of the bulletin of committee hearings and of the daily list, with the approval of the joint committee on rules, including not more than two permanent positions	$51,000

Judiciary.

Supreme Judicial Court.

0301–12	For the service of the executive secretary	$3,000

Superior Court.

Item

0305–04 For expenses authorized by section twenty-eight of chapter two hundred and twelve of the General Laws $8,650

0305–14 Item 0305–14 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in line two, the word "fifty" and inserting in place thereof the word: — fifty-five 9,150

District Attorneys.

0351–01 Item 0351–01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in line two, the word "twelve" and inserting in place thereof the word: — thirteen $8,617

Committee on Probation.

0370–01 Item 0370–01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in line two, the word "fifty-nine" and inserting in place thereof the word: — sixty-one $11,090

Executive.

Governor.

0401–03 For postage, printing, office and other contingent expenses, including travel of the governor $5,000

0401–35 Notwithstanding any provision of the law to the contrary, the amount of twelve thousand dollars which was reserved on June thirtieth, nineteen hundred and sixty-five, under the appropriation made by section two of chapter five hundred and forty-one of the acts of nineteen hundred and sixty-five in account 0401–35, is hereby made available for expenditure until June thirtieth, nineteen hundred and sixty-seven.

0401–36 For the commonwealth's allocated share of the cost of a study of the Massachusetts public welfare system 15,000

Lieutenant-Governor.

0402–01 For the salary of the lieutenant-governor $2,000

Executive Office for Administration and Finance.

0441–01 For the office of the commissioner of administration, including not more than thirty-three permanent positions, to be in addition to any federal funds available for the purpose; provided, that the comptroller shall transfer to the General Fund the sum of one hundred and eight thousand three hundred and thirty dollars from the Highway Fund . . $22,939

0441–06 For the expenses of the Washington office established by the commonwealth in coordinating state-local dealings with the federal government, appropriation expires June thirtieth, nineteen hundred and sixty-six 48,000

Fiscal Affairs Division.

0441–12 For the expenses of an in-service training program for engineering employees; provided, that the comptroller shall transfer to the General Fund the sum of fifty thousand dollars from the Highway Fund, including training programs, as authorized by chapter five hundred and eighty-one of the acts of nineteen hundred and sixty-four, to be in addition to any amounts paid by cities or towns for the purpose $6,500

0441–14 For other in-service training programs 5,000

Central Services Division.

Item

0441–20 For the central services division, including not more than four permanent positions, to be in addition to any federal funds available for the purpose $5,000

0441–21 For the bureau of building construction, including not more than fifty-six permanent positions, to be in addition to any federal funds available for the purpose 27,608

0441–24 For the operation of certain central services and the new telephone system, including not more than seventeen permanent positions; provided, that the persons employed on a permanent basis, after certification under the provisions of chapter thirty-one of the General Laws, under the following requisition numbers: 44524, 31613, 71469Z, 13391, 92625, 92624, 30342, 22403, 40925, 44525, 52823, 53569 and 31370 may be transferred to the services of the central services division; and, provided further, that every such transfer shall be without impairment of the civil service status, seniority, retirement and other rights of the employee and without interruption of his service within the meaning of said chapter thirty-one 12,960

8066–10 Item 8066–10 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five is hereby amended by adding after the word "including", in line two, the words: — moving and other incidental expenses and; and said item 8066–10 is hereby further amended by adding at the end thereof the words: — and other locations.

The Group Insurance Commission.

0448–01 For administration of the group insurance program, including not more than thirty permanent positions $15,564

Other Boards and Commissions serving under Governor and Council.

Art Commission.

0460–01 For expenses of the commission, notwithstanding the limitation of section nineteen of chapter six of the General Laws . . $750

Commission on Aging.

0465–01 For expenses of the commission, to be in addition to any federal funds available for the purpose $4,335

Service Corps Commission.

0491–01 For the service of the service corps commission, as authorized by chapter six hundred and twenty-two of the acts of nineteen hundred and sixty-four, prior appropriation continued $18,568

Commission on Employment of the Handicapped.

0496–07 For expenses of the commission $1,500

Secretary of the Commonwealth.

0501–01 For the salary of the secretary $2,000

0501–02 Item 0501–02 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in line one, the word "seventy-seven" and inserting in place thereof the word: — seventy-eight 5,743

Treasurer and Receiver-General.

0601–01 For the salary of the treasurer and receiver-general . . $2,000

0601–02 Item 0601–02 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in line two, the word "seventy" and inserting in place thereof the word: — eighty-four 27,000

Auditor of the Commonwealth.

Item

0701–02 For the office of the auditor, including not more than sixty-eight permanent positions; provided, that any expense incurred in the audit of the books of the Woods Hole, Martha's Vineyard and Nantucket Steamship Authority shall be reimbursed by said authority as provided by law; and, provided further, that the comptroller shall transfer to the General Fund the sum of one hundred and eighty-one thousand six hundred and seventy-eight dollars from the Highway Fund . . . **$1,000**

Department of the Attorney General.

0801–01 For the salary of the attorney general **$2,500**

0801–02 For the office of the attorney general, including not more than forty-five permanent positions **131,425**

Department of Agriculture.

0901–02 Item 0901–02 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in line one, the word "twenty-eight" and inserting in place thereof the word: — twenty-nine **$1,866**

0901–02 } From the unexpended balance remaining in item 0901–02 of section two
0901–15 } of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five, the sum of two thousand five hundred dollars is hereby transferred and made available for the purposes of item 0901–15 of section two of said act.

Department of Natural Resources.

1001–02 For the office of the commissioner, including not more than thirty-five permanent positions; provided, that the position of "assistant to the commissioner (public access)" shall not be subject to the provisions of chapter thirty-one of the General Laws . . . **$16,510**

Division of Law Enforcement.

1003–00 For the service of the division, including not more than seventy permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of one hundred and forty-two thousand five hundred and seventy-one dollars from the Inland Fisheries and Game Fund, the sum of one hundred and twenty thousand six hundred and thirty-seven dollars from the Marine Fisheries Fund and the sum of thirty thousand four hundred and thirty-three dollars from the State Recreation Areas Fund **$6,000**

Division of Water Resources.

1010–01 For the service of the division, including not more than eight permanent positions, to be in addition to any federal or other funds available **$7,105**

Department of Banking and Insurance.

Division of Insurance.

1103–02 Item 1103–02 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in line three, the words "two hundred and eighty-seven" and inserting in place thereof the words: — three hundred and seven **$31,000**

Department of Education.

Division of Special Education.

Item

1311–02 For education of emotionally disturbed children of the commonwealth, as provided by section forty-six I of chapter seventy-one of the General Laws, prior appropriation continued **$600,000**

1311–03 For matching, with the approval of the commissioner of education, federal funds, if any, to be accepted and disbursed for the purpose of subsidizing The Opera Company of Boston, Inc., 172 Newbury St., Boston, and in general to encourage graduate students in music to continue therein their studies in the field of operatic endeavor; provided, that the department may use for matching such federal funds any public or private funds that may be available, in addition to the amount made available by this item **25,000**

1311–04 For matching, with the approval of the commissioner of education, federal funds, if any, to be accepted and disbursed for the purpose of subsidizing the Boston Community Music Center, 251 Commonwealth Ave., Boston; provided, that the department may use for matching such federal funds any public or private funds that may be available, in addition to the amount made available by this item . . **5,000**

Board of Trustees of State Colleges.

For the administration, maintenance of and for certain improvements at state colleges and the boarding halls attached thereto and the Massachusetts maritime academy with the approval of the board of trustees:

1329–10 For a certain data processing program **$65,000**

1330–01 State college at Bridgewater, including not more than one hundred and ninety permanent positions **60,000**

1332–01 State college at Framingham, including not more than one hundred and twenty-five permanent positions **3,296**

1333–01 Item 1333–01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in line one, the words "one hundred and one" and inserting in place thereof the words: — one hundred and nine.

1335–01 State college at Salem, including not more than one hundred and ninety-four permanent positions **5,211**

1336–01 Item 1336–01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in line one, the words "one hundred and two" and inserting in place thereof the words: — one hundred and three . **3,479**

1336–21 State college at Westfield, boarding hall, including not more than nine permanent positions **2,025**

1338–01 State college at Boston, including not more than two hundred and fifty-nine permanent positions **1,650**

1340–01 Item 1340–01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in lines one and two, the word "fifty-one" and inserting in place thereof the word: — fifty-three **4,755**

Lowell Technological Institute of Massachusetts.

1345–01 For the maintenance of the institute, with the approval of the trustees, including not more than two hundred and sixty-two permanent positions, and including the sum of ten thousand dollars to be assessed upon the city of Lowell as a part of the charges to be paid by said city to the commonwealth in the calendar year nineteen hundred and sixty-five; provided, that said institute is hereby authorized to conduct a summer school at no expense to the commonwealth, and for said purpose the institute may receive and expend income derived therefrom **$65,000**

Southeastern Massachusetts Technological Institute.

Item

1347-01 Item 1347-01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by adding at the end thereof the following: — ; and, provided further, that a certain payment in the amount of five thousand eight hundred dollars be made from funds reserved from the prior fiscal year.

University of Massachusetts.

1350-02 For the maintenance of the facilities of the university in the city of Boston, including not more than eighty-nine permanent positions; provided, that administrative expenses may be incurred for this operation, with the approval of the trustees, from amounts appropriated for the maintenance of the university at Amherst **$133,500**

1350-71 For a legislative internship program, to be in addition to any other funds available for the purpose **9,000**

1350-96 Item 1350-96 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by inserting after the word "fifty-eight", in line six, the words: — and other federal programs.

Massachusetts Board of Regional Community Colleges.

1360-01 For administration of the program, as authorized by section twenty-seven of chapter fifteen of the General Laws, including not more than four permanent positions **$1,000**

8065-36 Item 8065-36 of section two of chapter six hundred and forty of the acts of nineteen hundred and sixty-four, as amended by chapter five hundred and forty-one of the acts of nineteen hundred and sixty-five, is hereby further amended by adding at the end thereof the following: — or the purchase or lease of relocatable classrooms.

1365-00 Item 1365-00 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by adding at the end thereof the following: — ; provided, that a certain payment in the amount of eight thousand four hundred and eighty-nine dollars be made from funds reserved from the prior fiscal year.

1372-00 Regional community college, southeastern Massachusetts, including not more than two permanent positions, appropriation expires June thirtieth, nineteen hundred and sixty-seven **15,000**

Division of Youth Service.

1380-01 Item 1380-01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in line two, the word "ninety-one" and inserting in place thereof the word: — ninety-two **$8,195**

For the maintenance of and for certain improvements at the institutions within the division:

1381-01 Item 1381-01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in lines one and two, the words "one hundred and thirty-four" and inserting in place thereof the words: — one hundred and thirty-six **$3,960**

Department of Civil Service and Registration.

Division of Civil Service.

1402-02 For the service of the division, including not more than two hundred and fifty-seven permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of two hundred and sixty-eight thousand four hundred and eighty-five dollars from the Highway Fund. **$34,632**

Division of Registration.

Item

1403-02 Item 1403-02 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in line one, the word "sixty" and inserting in place thereof the word: — sixty-five $7,774

Department of Commerce and Development.

1501-01 Item 1501-01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in line two, the word "twenty-five" and inserting in place thereof the word: — twenty-six $15,525

1501-02 Item 1501-02 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by inserting after the word "item", in line three, the following: — and that the comptroller shall transfer to the General Fund from the Tourism and Industrial Promotion Fund a sum equal to this appropriation 150,000

1501-13 For the payment of certain prior-year salaries . . . 23,115

Department of Labor and Industries.

1615-01 For the division of standards, including not more than twenty-one permanent positions $1,000

Department of Mental Health.

1701-02 Item 1701-02 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in line nine, the word "fifty-two" and inserting in place thereof the word: — fifty-six $7,808

For the maintenance of and for certain improvements at the following institutions under the control of the department of mental health:

8265-99 Item 8265-99 of section two of chapter three hundred and ninety-eight of the acts of nineteen hundred and sixty-four is hereby amended by adding at the end thereof the following: — ; provided, that the sum of five thousand and twenty-nine dollars and twenty-eight cents shall be allowed and paid from this item.

8366-01 } From the unexpended balance remaining in item 8366-01 of section two
8266-98 } of chapter eight hundred and forty-six of the acts of nineteen hundred and sixty-five, the sum of six thousand dollars is hereby transferred and made available for the purposes of item 8266-98 of section two of said act.

Department of Correction.

For the maintenance of and for certain improvements at the following institutions under the control of the department of correction:

1810-01 Item 1810-01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in lines one and two. the words "five hundred and sixty" and inserting in place thereof the words: — five hundred and sixty-one $4,373

1812-03 For the purchase and installation of equipment to manufacture new type license plates, including the conversion of present plant facilities, appropriation expires June thirtieth, nineteen hundred and sixty-seven 150,000

1818-01 Correctional institution at Norfolk, including not more than two hundred and fifty-six permanent positions 3,500

Parole Board.

Item

1830-01 Item 1830-01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by adding at the end thereof the following: — ; provided, that the positions of investigator, parole board, and employment officer, parole board, shall not be subject to the provisions of chapter thirty-one of the General Laws **$122,495**

Department of Public Welfare.

1901-03 For the office of the commissioner and expenses of the department, including the administration of a program for medical assistance for the aged, as authorized by chapter one hundred and eighteen A of the General Laws, and including not more than six hundred and thirty-one permanent positions **$23,342**

Department of Public Health.

Bureau of Environmental Sanitation.

2002-56 For the removal of algae weeds, Spy pond, Dorothy pond, and Quaboag pond, appropriation expires June thirtieth, nineteen hundred and sixty-seven **$31,500**

Bureau of Preventive Disease Control.

2003-21 For a study of equine encephalitis **$9,833**

Institute of Laboratories.

2007-01 For the service of the institute, including not more than one hundred and fifty permanent positions **$8,000**

For the maintenance of and for certain improvements at the following institutions under the control of the department of public health:

2025-00 Item 2025-00 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in lines one and two, the words "two hundred and ninety-three" and inserting in place thereof the words: — two hundred and ninety-four.

2026-00 Lemuel Shattuck hospital, including not more than eight hundred and thirty permanent positions **$50,000**

8366-53 Item 8366-53 of section two of chapter eight hundred and forty-six of the acts of nineteen hundred and sixty-five is hereby amended by adding at the end thereof the following: —, and for the payment of a certain prior-year deficiency.

Department of Public Works.

The salaries of all officers and employees of the department engaged in projects or activities authorized by bond issue or otherwise shall be charged for the nineteen hundred and sixty-six fiscal year in full to appropriations authorized under this heading in this act:

Division of Waterways.

2202-24 For breakwater construction and dredging, Plymouth harbor **$232,500**

2202-25 For dredging Bailey's creek and Cohasset cove, Cohasset . **48,500**

Department of Public Utilities.

2301-09 For hearings and special investigations; provided, that no salaries or expenses of permanent employees shall be chargeable to this item, prior appropriation continued **$25,000**

Gas Fitting Regulations Board.

Item

2370–02 Item 2370–02 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by adding at the end thereof the following: —, including not more than one permanent position $6,000

Miscellaneous.

2420–20 For a certain payment, as authorized by chapter thirty-six of the resolves of nineteen hundred and sixty-five $1,507

2420–44 For the payment of certain claims, as authorized by chapter one hundred and five of the resolves of nineteen hundred and sixty-five 425

2420–45 For certain claims, as authorized by chapters three and one hundred and thirty-four of the resolves of nineteen hundred and sixty-five 2,780

2445–01 For a reserve to meet the cost of salary adjustments resulting from changes in classification and salary grades approved under the provisions of section forty-nine of chapter thirty of the General Laws, and for increases in the rates paid for religious services; provided, that the governor, upon the recommendation of the commissioner of administration, is hereby authorized to transfer from the sum appropriated in this item to other items of appropriation for the fiscal year nineteen hundred and sixty-six which are available in whole or in part for personal and religious services, such amounts as are necessary to meet the cost of said adjustments, to be in addition to amounts otherwise appropriated for said services in appropriations authorized for said fiscal year. The governor, upon recommendation of the commissioner of administration, is further authorized to allocate the amount of such transfers to the several state or other funds to which such items of appropriation are charged . 1,115,940

LOCAL AID APPROPRIATIONS.

The following appropriations are for reimbursements and grants to local governments and for certain other purposes, and are to be in addition to any unexpended balance of appropriations heretofore made for the purpose:

Department of Natural Resources.

Division of Forests and Parks.

2610–06 For reimbursing various political subdivisions of the commonwealth for expenses incurred in fighting certain forest fires in nineteen hundred and sixty-four, as authorized by chapter six hundred and thirty-nine of the acts of nineteen hundred and sixty-five $43,168

Department of Corporations and Taxation.

Reimbursement for Loss of Taxes.

2612–01 For reimbursing cities and towns for loss of taxes on land used for state institutions and certain other state activities, as certified by the commissioner of corporations and taxation for the calendar year nineteen hundred and sixty-five, and for reimbursement of certain towns, as authorized by section seventeen B of chapter fifty-eight of the General Laws $5,620

2612–02 For the reimbursement of cities and towns for abatements granted, as provided by section eight A of chapter fifty-eight and section five of chapter fifty-nine of the General Laws 162,569

Department of Education.

2613–20 For state aid to public libraries, as authorized by section nineteen A of chapter seventy-eight of the General Laws $30,000

The comptroller shall transfer sums equal to the above four appropriations to the General Fund from the Local Aid Fund, Income Tax Source.

HIGHWAY FUND.

STATE PURPOSES APPROPRIATIONS.

Department of Public Works.

Highway Activities.

The salaries of all officers and employees of the department engaged in projects or activities relating to highways shall be charged for the nineteen hundred and sixty-six fiscal year in full to appropriations providing for personal services authorized under the heading of "Highway Activities" in this act:

Administrative and Engineering Expenses.

Item		
2910-10	For certain administrative and engineering expenses of the commission, the office of the public works commissioner, and the divisions of administrative services, highway engineering, highway maintenance, highway construction and the district and other highway activity offices	$34,000
2910-14	For the development and installation of an integrated budgetary and cost accounting system for the department of public works, appropriation expires June thirtieth, nineteen hundred and sixty-seven	225,000
2910-97	For the payment of a certain claim	9,947
2910-98	For a certain payment, as authorized by chapter one hundred and twenty-five of the resolves of nineteen hundred and sixty-five	1,013

Maintenance and Operation of State Highways and Bridges.

Appropriations under this heading may be expended for traffic safety and control on certain city or town ways:

2920-21	For current maintenance of the Union street bridge between the towns of Marshfield and Norwell, including the cost of plans and specifications and cost estimates of necessary repairs	$5,000

Personal Services.

2930-01	Item 2930-01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in lines three and four, the words "four thousand four hundred and forty-six" and inserting in place thereof the words: — four thousand four hundred and fifty-one; and said item is hereby further amended by adding at the end thereof the following: — ; provided, that the position of legislative assistant, department of public works, shall not be subject to the provisions of chapter thirty-one of the General Laws	$5,850

Construction, Reconstruction and Betterments of State Highways and Bridges.

2940-29	For the construction of a highway administration building in district six, including the cost of furnishings and equipment, appropriation expires June thirtieth, nineteen hundred and sixty-seven	$750,000
2940-30	For the acquisition and improvement of maintenance sites; provided, that no payment shall be made for the purchase of land until an independent appraisal of the value of the land has been made by a qualified, disinterested appraiser, appropriation expires June thirtieth, nineteen hundred and sixty-seven	100,000
2940-31	For certain building repairs and improvements at the Wellesley maintenance depot, appropriation expires June thirtieth, nineteen hundred and sixty-seven	225,000
2940-32	For the construction of three foremen's garages, appropriation expires June thirtieth, nineteen hundred and sixty-seven	300,000
2940-33	For the payment of a judgment entered in the Hampshire superior court, docket number 11955	19,055

Registry of Motor Vehicles.

Item

2970–01 For the service of the registry, including not more than one thousand and seventy-nine permanent positions; provided, that the position of administrative assistant to the registrar of motor vehicles and legislative assistant, R.M.V., shall not be subject to the civil service law and rules $27,900

2970–24 For membership expenses, motor vehicle safety compact . 1,257

Metropolitan District Commission.

The following items are to be paid with the approval of the Metropolitan District Commission:

2973–23 For the payment of a judgment entered in the Suffolk superior court, docket number 576427 . . . . . $18,025

INLAND FISHERIES AND GAME FUND.

STATE PURPOSES APPROPRIATION.

Department of Natural Resources.

Division of Fisheries and Game. (It is hereby provided that federal funds received as reimbursements under the following items are to be credited as income to the Inland Fisheries and Game Fund.)

3304–01 For the service of the division, including not more than seventeen permanent positions and including expenses of the board, as authorized by chapter twenty-one of the General Laws . . . $2,000

RECREATIONAL BOATING FUND.

STATE PURPOSES APPROPRIATION.

Registry of Motor Vehicles.

Division of Motorboats.

3401–01 Item 3401–01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out the word "forty-seven" and inserting in place thereof the word: — forty-eight $4,873

MARINE FISHERIES FUND.

STATE PURPOSES APPROPRIATIONS.

Department of Natural Resources.

Division of Marine Fisheries.

3601–01 For the service of the office of the director, including not more than nineteen permanent positions, and for the administration of the activities provided for under item 3601–05 . . . . . $6,439

3601–12 For an investigation and study of larval and juvenile shellfish, and the mass production of these shellfish under laboratory conditions; provided, that expenditures from this item shall be contingent upon the prior approval of the proper federal authorities for reimbursement of at least fifty per cent of the amounts expended for the purposes of this item 57,500

Item

3601-17 For the repair of the Cat Cove Dike for the purposes of shellfish culture; provided, that expenditures from this item shall be contingent upon the prior approval of the proper federal authorities for reimbursement of at least fifty per cent of the amounts expended for the purposes of this item $30,000

3601-19 For consumer education in and the development of Massachusetts fishery products; provided, that expenditures from this item shall be contingent upon the prior approval of the proper federal authorities for reimbursement of at least fifty per cent of the amounts expended for the purposes of this item 120,000

STATE RECREATION AREAS FUND.

STATE PURPOSES APPROPRIATION.

Department of Public Works.

The salaries of all officers and employees of the department engaged in projects or activities authorized by bond issue or otherwise shall be charged for the nineteen hundred and sixty-six fiscal year in full to appropriations authorized under this heading in this act:

Division of Waterways.

4050-62 For resurfacing the parking area, Scusset beach; provided, that any federal funds received on account of expenditures made under this item shall be credited to the state recreation areas fund . . $50,000

METROPOLITAN DISTRICT COMMISSION FUNDS.

STATE PURPOSES APPROPRIATIONS.

The following appropriations are to be assessed upon the several districts in accordance with the methods fixed by law, unless otherwise provided, and to be expended under the direction of the Metropolitan District Commission.

Metropolitan Parks, General.

8602-53 For the dredging of the Neponset river for a distance of fifteen hundred feet from Dorchester Lower Mills; provided, said work to be done pursuant to the provisions of section eleven of chapter ninety-one of the General Laws; provided further, that the department shall require that twenty-five per cent of the cost of this project shall be covered by contributions from municipalities or other organizations or individuals as a reimbursement of the commonwealth's expenditure; and, provided further, that the division of waterways shall be the contracting agent for expenditures authorized by these items . . . $12,125

8602-84 For the payment of a judgment entered in the Suffolk superior court, docket number 601428 5,500

9025-01 Section four of chapter six hundred and forty-seven of the acts of nineteen hundred and fifty-seven is hereby amended by adding at the end thereof the following: — and may reimburse the federal government for advances previously made or to be made for this project in accordance with the terms of the federal assistance.

SECTION 3. This act shall take effect upon its passage.

(This bill was returned April 5, 1966, by the governor to the house of representatives, the branch in which said bill originated, with his objections in writing to the following items therein: —

Item 1311–03 — Disapproved.
Item 1311–04 — Disapproved.
Item 1830–01 — Disapproved.
Item 2930–01 — Disapproved.

The vote being taken by the house of representatives on April 13, 1966 on the passage of said items, the objections of the governor thereto were sustained on items 1311–04 and 2930–01; and items 1311–03 and 1830–01 were passed notwithstanding the said objections. The vote being taken by the senate on April 27, 1966 on the passage of items 1311–03 and 1830–01, the objections of the governor thereto were sustained. The remainder of the bill was approved by the governor April 5, 1966.)

Chap. 132. AN ACT REPEALING A CERTAIN OBSOLETE PROVISION OF LAW RELATIVE TO THE DISCHARGE OF SEWAGE IN BOSTON HARBOR.

Be it enacted, etc., as follows:

SECTION 1. Chapter two hundred and fifty-six of the acts of eighteen hundred and eighty-two is hereby repealed.

SECTION 2. This act shall take effect upon its passage.

Approved April 6, 1966.

Chap. 133. AN ACT PROVIDING THAT THE CANCELLATIONS OF MOTOR VEHICLE LIABILITY POLICIES FOR NONPAYMENT OF FINANCED PREMIUMS SHALL NOT TAKE EFFECT IF FULL PAYMENT IS MADE AT LEAST THREE DAYS PRIOR TO THE INTENDED EFFECTIVE DATES OF SUCH CANCELLATIONS.

Be it enacted, etc., as follows:

Section 21 of chapter 255C of the General Laws, as appearing in section 1 of chapter 727 of the acts of 1964, is hereby amended by adding the following sentences: — If a premium finance agency, or any holder of a premium finance agreement, acting under a power of attorney in connection with the cancellation of a motor vehicle liability policy, as defined in section thirty-four A of chapter ninety, gives notice of cancellation in accordance with section thirty-four K of said chapter ninety, and thereafter the insured pays the full amount then due under the premium finance agreement, such agency or holder shall forthwith notify the insurer that it is revoking the notice of cancellation. Such notice of revocation shall not be binding upon the insurer, unless it is in writing and is received by the insurer not less than three days prior to the effective date of cancellation. *Approved April 6, 1966.*

Chap. 134. AN ACT REQUIRING THE USE OF RED PENCILS OR RED INK BY ELECTION OFFICERS IN RECORDING AND TABULATING VOTES.

Be it enacted, etc., as follows:

Section 80 of chapter 54 of the General Laws, as amended by chapter 194 of the acts of 1958, is hereby further amended by adding the following sentence: — Election officers shall use only red pencils or red ink in recording or tabulating the vote in election precincts.

Approved April 6, 1966.

Chap. 135. AN ACT PROVIDING FOR AN ASSISTANT TREASURER FOR DISTRICT PLANNING COMMISSIONS.

Be it enacted, etc., as follows:

SECTION 1. Section 4 of chapter 40B of the General Laws, as amended by section 2 of chapter 327 of the acts of 1964, is hereby further amended by striking out the fourth sentence and inserting in place thereof the following two sentences: — Such district planning commission shall annually elect a chairman, treasurer and clerk from among its members and may elect an assistant treasurer. The treasurer and assistant treasurer shall give the commission a bond, with a surety company authorized to transact business in the commonwealth as surety, for the faithful performance of their duties in such sums and upon such conditions as the commission may require.

SECTION 2. Section 7 of said chapter 40B is hereby amended by striking out the fourth sentence, as appearing in chapter 374 of the acts of 1955, and inserting in place thereof the following sentence: — The treasurer of the district planning commission, or, in his absence, the assistant treasurer shall disburse the money so received, upon a warrant approved by at least a majority of said commission.

Approved April 6, 1966.

Chap. 136. AN ACT PROVIDING THAT THE ESTABLISHMENT OF REGIONAL SCHOOL DISTRICTS SHALL NOT BE INVALIDATED BY REASON OF CERTAIN DEFECTS OR OMISSIONS.

Be it enacted, etc., as follows:

Section 15 of chapter 71 of the General Laws is hereby amended by striking out the last paragraph, as appearing in section 1 of chapter 638 of the acts of 1949, and inserting in place thereof the following paragraph: —

If a majority of the voters present and voting on said question in each of the several towns shall vote in the affirmative, said sections sixteen to sixteen I, inclusive, shall become effective, and the proposed regional school district shall be deemed to be established forthwith in accordance with the terms of the agreement so adopted notwithstanding any defect or omission in the creation or organization of any regional school district planning committee or regional school district planning board.

Approved April 6, 1966.

Chap. 137. AN ACT RELATIVE TO THE TIME WITHIN WHICH A MEMBER TOWN OF A REGIONAL SCHOOL DISTRICT MAY HOLD A TOWN MEETING FOR THE PURPOSE OF EXPRESSING DISAPPROVAL OF THE AMOUNT OF DEBT AUTHORIZED BY A REGIONAL DISTRICT SCHOOL COMMITTEE.

Be it enacted, etc., as follows:

Clause (*d*) of section 16 of chapter 71 of the General Laws, as most recently amended by chapter 367 of the acts of 1965, is hereby further amended by striking out, in line 16, the word "call" and inserting in place thereof the word: — hold. *Approved April 6, 1966.*

Chap. 138. AN ACT FURTHER DEFINING "DIVISION OF URBAN AND INDUSTRIAL RENEWAL" AND "HOUSING BOARD" AS USED IN THE HOUSING AUTHORITY LAW.

Be it enacted, etc., as follows:

SECTION 1. Section 26J of chapter 121 of the General Laws is hereby amended by striking out the paragraph defining "Division of urban and industrial renewal" or "division", as amended by section 6 of chapter 636 of the acts of 1964, and inserting in place thereof the following paragraph: —

"Division of urban and industrial renewal" or "division", the department of commerce and development.

SECTION 2. Said section 26J of said chapter 121 is hereby further amended by striking out the paragraph defining "Housing board" or "board", as most recently amended by section 6A of said chapter 636, and inserting in place thereof the following paragraph: —

"Housing board" or "board", the department of commerce and development.

Approved April 6, 1966.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, June 7, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience requires that the law being Chapter 138 of the Acts of 1966, entitled "An Act further defining 'Division of Urban and Industrial Renewal' and 'Housing Board' as used in the Housing Authority Law.", and the enactment of which received my approval on April 6, 1966, should take effect forthwith.

I further declare that in my opinion said law is an emergency law and the facts constituting the emergency are as follows:

Postponement of the operation of this act for 90 days would defeat its purpose which is to facilitate and expedite the exclusion of Federal contracts for urban renewal purposes in which time is of the essence.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, June 8, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at ten o'clock and thirty minutes, A.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter one hundred and thirty-eight of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 139. AN ACT AUTHORIZING THE DEPOSIT OF CERTAIN PUBLIC MONEYS BY THE STATE TREASURER IN STATE SAVINGS AND LOAN ASSOCIATIONS.

Be it enacted, etc., as follows:

Chapter 29 of the General Laws is hereby amended by striking out section 34A, as amended by chapter 135 of the acts of 1961, and inserting in place thereof the following section: —

Section 34A. The state treasurer may deposit any portion of the public moneys in his possession and funds over which the commonwealth has exclusive control in co-operative banks lawfully doing business in the commonwealth for one year or more, subject, however, to the limitations set forth in section sixteen of chapter one hundred and seventy and may invest such public moneys and such funds in shares or accounts of savings and loan associations organized under the laws of any state or of the United States which shares and accounts are insured by the Federal Savings and Loan Insurance Corporation, but the amount so invested in any one association shall not exceed the amount covered by such insurance. *Approved April 6, 1966.*

Chap. 140. AN ACT GRANTING AN EXEMPTION FROM THE PAYMENT OF THE EXCISE TAX ON A MOTOR VEHICLE OWNED AND REGISTERED BY PERSONS WHO HAVE SUFFERED THE LOSS, OR LOSS OF USE, OF BOTH ARMS.

Be it enacted, etc., as follows:

The fifth paragraph of section 1 of chapter 60A of the General Laws, as appearing in section 1 of chapter 622 of the acts of 1965, is hereby amended by inserting after the word "legs", in line 18, the words: — or both arms, — so as to read as follows: — The excise imposed by this section shall not apply to a motor vehicle owned and registered by a World War I, World War II or Korean veteran who according to the records of the United States Veterans Administration, by reason of service in the armed forces of the United States, has suffered loss, or permanent loss of use of, one or both feet, or loss, or permanent loss of use of, one or both hands; nor to a motor vehicle owned and registered by a World War I, World War II or Korean veteran who is receiving a statutory award from the Veterans Administration for the loss of sight of one eye or who according to the records of the United States Veterans Administration, by reason of service in the armed forces of the United States, has suffered permanent impairment of vision of both eyes of the following status: central visual acuity of 20/200 or less in the better eye, with corrective glasses, or central visual acuity of more than 20/200 if there is a field defect in which the peripheral field has contracted to such an extent that the widest diameter of visual field subtends an angular distance no greater than twenty degrees in the better eye; nor to a motor vehicle owned and registered to any person who has suffered loss, or permanent loss of use of, both legs or both arms; nor to a motor vehicle owned and registered to any person who has suffered permanent impairment of vision of both eyes of the following status: central visual acuity of 20/200 or less in the better eye, with corrective glasses, or central visual acuity of more than 20/200 if there is a field defect in which the peripheral field has contracted to such an

extent that the widest diameter of visual field subtends an angular distance no greater than twenty degrees in the better eye. This exemption shall apply to not more than one motor vehicle owned and registered for the personal, noncommercial use of such veteran or person.

Approved April 6, 1966.

Chap. 141. AN ACT PROVIDING FOR THE FILLING OF VACANCIES AMONG DELEGATES ELECTED TO STATE CONVENTIONS.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to make provisions of law for the filling of vacancies among delegates to state conventions effective for the purpose of such conventions to be held in the current year, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

Section 54 of chapter 53 of the General Laws is hereby amended by striking out the fifth sentence, as appearing in chapter 83 of the acts of 1960, and inserting in place thereof the following three sentences: — Except as hereinafter provided, no vacancy among the delegates chosen by the ward and town committees shall be filled. Any such vacancy caused by death or removal from the commonwealth may be filled by vote of the ward or town committee at a meeting duly called for the purpose; provided, that notice of the filling of such vacancy is given in writing to the chairman of the state committee of the appropriate political party not less than fourteen days prior to the date appointed for the opening of such convention. Said chairman shall thereupon issue a proper certificate to any person so chosen. *Approved April 11, 1966.*

Chap. 142. AN ACT REVIVING DELISLE'S RESTAURANT, INC.

Be it enacted, etc., as follows:

DeLisle's Restaurant, Inc., a corporation dissolved on September twenty-third, nineteen hundred and fifty-three, by decree of the supreme judicial court, is hereby revived with the same powers, duties and obligations as if said decree had not been entered, and all acts and proceedings of the members, directors and officers of said corporation, acting as such, which would be legal and valid but for said decree of dissolution, are hereby ratified and confirmed.

Approved April 11, 1966.

Chap. 143. AN ACT AUTHORIZING SCHOOL COMMITTEES TO REIMBURSE TEACHERS FOR CERTAIN TUITION CHARGES AND FEES.

Be it enacted, etc., as follows:

Chapter 71 of the General Laws is hereby amended by inserting after section 38H the following section: —

Section 38I. The school committee of any city or town may, under regulations prescribed by the school committee, reimburse teachers for tuition and fees incurred by such teachers for upgrading skills and improving proficiency. *Approved April 11, 1966.*

Chap. 144. AN ACT MAKING CERTAIN CORRECTIVE CHANGES IN THE LAW RELATIVE TO THE REVOCATION AND SUSPENSION OF LICENSES TO OPERATE MOTOR VEHICLES.

Be it enacted, etc., as follows:

SECTION 1. The fifth paragraph of section 3 of chapter 90 of the General Laws is hereby amended by striking out the first sentence and inserting in place thereof the following sentence: — The registrar may suspend the right of any nonresident operator to operate in this commonwealth, and may suspend the right of any nonresident owner to operate or have operated in this commonwealth any motor vehicle or trailer for the same causes and under the same conditions that he can take such action regarding resident owners, operators, motor vehicles and trailers owned in this commonwealth.

SECTION 2. The first paragraph of section 8 of said chapter 90 is hereby amended by striking out the first sentence, as appearing in chapter 687 of the acts of 1962, and inserting in place thereof the following sentence: — Application for a license to operate motor vehicles may be made by any person except a person who has been licensed and whose license is not in force because of revocation or suspension or whose right to operate is suspended by the registrar; but before such a license is granted the applicant shall pass such examination as to his qualifications as the registrar, without discriminating as to age, shall require, and no license shall be issued until the registrar or his authorized agent is satisfied that the applicant is a proper person to receive it and, except as hereinafter provided, no such license shall be issued to any person under eighteen years of age.

SECTION 3. Section 8A of said chapter 90, inserted by section 2 of chapter 515 of the acts of 1962, is hereby amended by striking out the first paragraph and inserting in place thereof the following paragraph: —

Application for a license to be a school bus operator may be made by any person who shall have attained the age of twenty-one years and who shall have been a duly licensed motor vehicle operator for a period of three continuous years prior to his application except a person who has been licensed and whose license is not in force because of revocation or suspension or whose right to operate is suspended by the registrar; but before such a person shall be so licensed the registrar shall be satisfied that he is of good moral character and has successfully completed a driving performance test, a visual test, and a physical examination by a licensed physician within a three-month period of the date of his application in conformity with such minimum physical qualifications as shall be determined by the registrar.

SECTION 4. The second paragraph of section 10 of said chapter 90, as appearing in chapter 139 of the acts of 1950, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence: — Notwithstanding the foregoing provisions, no person shall operate on the ways of the commonwealth any motor vehicle, whether registered in this commonwealth or elsewhere, if the registrar shall have suspended or revoked any license to operate motor vehicles issued to him under this chapter, or shall have suspended his right to operate such vehicles, and such license or right has not been restored or a new license to operate motor vehicles has not been issued to him.

Approved April 11, 1966.

Chap. 145. AN ACT PROVIDING THAT THE QUESTION OF THE ACCEPTANCE BY THE TOWN OF HOLBROOK OF THE PROVISIONS OF LAW ESTABLISHING MINIMUM ANNUAL COMPENSATION FOR FIRE FIGHTERS SHALL BE PLACED ON THE BALLOT AT THE BIENNIAL STATE ELECTION IN THE CURRENT YEAR.

Be it enacted, etc., as follows:

Notwithstanding any contrary provision of law, the following question shall be placed upon the ballot at the biennial state election in the current year in the town of Holbrook: — "Shall the town vote to accept the provisions of section one hundred and eight F of chapter forty-one of the General Laws whereby, if accepted, the minimum annual compensation of each regular fire fighter of the fire department of the town of Holbrook shall be not less than five thousand five hundred dollars for the first year of service, six thousand dollars for the second year of service and six thousand three hundred dollars for the third and each succeeding year of service?" If a majority of votes in answer to said question is in the affirmative, the provisions of said section one hundred and eight F shall thereupon become effective in said town.

Approved April 11, 1966.

Chap. 146. AN ACT AUTHORIZING CITIES AND TOWNS WHICH OWN AND OPERATE MUNICIPAL ELECTRIC PLANTS TO RENT, LEASE, OR SELL FOR CASH OR CREDIT MERCHANDISE, EQUIPMENT, UTENSILS AND CHATTELS.

Be it enacted, etc., as follows:

Chapter 164 of the General Laws is hereby amended by striking out section 34, as amended by section 1 of chapter 235 of the acts of 1937, and inserting in place thereof the following section: —

Section 34. A town may, in accordance with this chapter, construct, purchase or lease, and maintain within its limits, one or more plants for the manufacture or distribution of gas or electricity for municipal use or for the use of its inhabitants. Such plants may include suitable land, structures and machinery and other apparatus and appliances for manufacturing, using and distributing gas or electricity for said purposes. A town, engaged in the business of distributing gas or electricity, may, as a part of such business if an appropriation is made therefor, rent, lease, or sell for cash or credit at prevailing retail prices, install and service, within the territory served by such business, merchandise, equipment, utensils and chattels of any description, incidental or auxiliary to the use of gas or electricity distributed to its consumers or necessary or expedient in the protection or management of its property used in such business.

Approved April 11, 1966.

Chap. 147. AN ACT REQUIRING PROBATION OFFICERS TO ACQUIRE CERTAIN RECORDS IN CASES INVOLVING CHILDREN ATTENDING SPECIAL CLASSES.

Be it enacted, etc., as follows:

Section 57 of chapter 119 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by inserting after the first

sentence the following sentence: — In every case involving a child attending a special class authorized by law, he shall secure from the bureau of special education a record of performance of said child.

Approved April 11, 1966.

Chap. 148. AN ACT AUTHORIZING THE CONSOLIDATION OF LYNN HOME FOR AGED MEN, LYNN HOME FOR AGED WOMEN, AND ELIZA J. HAHN HOME FOR AGED COUPLES, UNDER THE NAME OF LYNN HOME FOR ELDERLY PERSONS.

Be it enacted, etc., as follows:

SECTION 1. Lynn Home for Aged Men, incorporated under chapter one hundred and fifteen of the Public Statutes, Lynn Home for Aged Women, incorporated under chapter seven of the acts of eighteen hundred and seventy-four, and Eliza J. Hahn Home for Aged Couples, incorporated under chapter one hundred and fifteen of the Public Statutes, hereinafter called the consolidating corporations, are hereby authorized to consolidate into one corporation under the name of Lynn Home for Elderly Persons, hereinafter called the consolidated corporation, which shall in all respects be a continuation of and have all of the powers, privileges and exemptions of each of the consolidating corporations and which shall be subject to all of the duties, liabilities and restrictions provided by law in so far as they relate to said corporations.

SECTION 2. The consolidation shall not be completed: — (*a*) unless at a meeting called for the purpose Lynn Home for Aged Men, Lynn Home for Aged Women and Eliza J. Hahn Home for Aged Couples shall each, by a majority vote of its members present and voting, have accepted this act within one year after its effective date; and (*b*) unless copies of the votes of acceptance attested by the clerks or other authorized officers of the respective consolidating corporations are filed in the Registry of Deeds for the Southern District of Essex County and with the state secretary.

SECTION 3. Upon such consolidation all property real and personal, held in trust or otherwise, and all rights and interests, legal or equitable, of the consolidating corporations and all devises, bequests, conveyances and gifts heretofore and hereafter made to or for any of the consolidating corporations shall vest in or for the benefit of the consolidated corporation subject to the same terms, conditions, limitations and trusts as they are now held by said consolidating corporations, or would have been held by them but for this act, and the treasurers of the consolidating corporations are hereby respectively authorized to execute, acknowledge and deliver all papers and documents that may be deemed necessary or proper for the purpose of confirming in the consolidated corporation the record title to the property of the consolidating corporations.

SECTION 4. Upon such consolidation the members of the consolidating corporations shall be members of the consolidated corporation until such time as they fail of election under the by-laws of the consolidated corporation.

The president, treasurer, and clerk of the Lynn Home for Aged Women and the vice presidents and members of the boards of trustees or similar governing bodies of the respective consolidating corporations shall be the officers and board of trustees of the consolidated corporation until

their successors are chosen and qualified under by-laws adopted for the consolidated corporation by its members.

SECTION 5. The consolidated corporation shall be for the purpose of providing a suitable home or homes for and otherwise assisting respectable elderly persons, both men and women, including married couples, provided however, that all funds resulting from devises, bequests, conveyances and gifts heretofore made to Lynn Home for Aged Men, Lynn Home for Aged Women and Eliza J. Hahn Home for Aged Couples for special purposes shall be used only for the purposes for which such funds were originally given. The consolidated corporation shall adopt by-laws for its governing consistent with the foregoing purposes by vote of the members of the consolidated corporation present and voting at a meeting duly called for the purpose.

SECTION 6. Notwithstanding the provisions of general or special laws under which the respective consolidating corporations were organized or incorporated the consolidated corporation shall be and hereby is authorized to acquire by gift, grant, bequest, devise or otherwise, real and personal property in an amount not to exceed ten million dollars, and to hold and manage and from time to time invest and reinvest the same or the proceeds of any sale thereof for the purposes herein provided for the consolidated corporation. *Approved April 11, 1966.*

Chap. 149. AN ACT REQUIRING SCHOOL BUSES TO BE EQUIPPED WITH FRONT AND REAR RED BLINKER LIGHTS FOR USE WHEN CHILDREN ARE ENTERING OR LEAVING SUCH BUSES.

Be it enacted, etc., as follows:

SECTION 1. Section 7 of chapter 90 of the General Laws is hereby amended by striking out the twelfth sentence and inserting in place thereof the following sentence: — No motor vehicle so operated, except fire apparatus, ambulances or school buses, shall display a red light in the direction which the vehicle is proceeding or facing; and no motor vehicle, except a vehicle used by any police department of the commonwealth or its political subdivisions solely for the official business of such department, shall display a blue light in the direction toward which the vehicle is proceeding or facing; provided, however, that the registrar by rules and regulations may permit other vehicles to display such blue lights.

SECTION 2. Section 7B of said chapter 90 is hereby amended by striking out clause (7), inserted by section 1 of chapter 196 of the acts of 1951, and inserting in place thereof the following clause: —

(7) Each school bus shall be equipped with front and rear red blinker lights of a type to be approved by the registrar, which shall be left flashing when children are entering or leaving said bus.

Approved April 11, 1966.

Chap. 150. AN ACT REQUIRING PHYSICAL EDUCATION TO BE CARRIED ON DAILY IN THE PUBLIC SCHOOLS.

Be it enacted, etc., as follows:

Chapter 71 of the General Laws is hereby amended by striking out section 3, as amended by section 2 of chapter 301 of the acts of 1962, and inserting in place thereof the following section: —

Section 3. Physical education shall be carried on daily for all pupils in the public schools and may include calisthenics, gymnastics and military drill; but no pupil shall be required to take part in any military exercise if his parent or guardian is of any religious denomination conscientiously opposed to bearing arms, or is himself so opposed, and the school committee is so notified in writing; and no pupil shall be required to take part in physical education exercises if a physician of good standing certifies in writing that in his opinion such physical education exercises would be injurious to the pupil. *Approved April 11, 1966.*

Chap. 151. AN ACT AUTHORIZING HARVARD-YENCHING INSTITUTE TO HOLD ADDITIONAL REAL AND PERSONAL ESTATE.

Be it enacted, etc., as follows:

Chapter 243 of the acts of 1928 is hereby amended by striking out section 1, as amended by chapter 140 of the acts of 1956, and inserting in place thereof the following section: —

Section 1. Harvard-Yenching Institute, a corporation created under the provisions of chapter one hundred and eighty of the General Laws, hereinafter called the corporation, may hold real and personal estate not to exceed fifty million dollars, which shall be devoted to the purposes set forth in its agreement of association as the same may from time to time be amended. *Approved April 11, 1966.*

Chap. 152. AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF MIDDLESEX COUNTY TO BORROW MONEY FOR CONSTRUCTING AND EQUIPPING A COURT HOUSE IN THE CITY OF MARLBOROUGH FOR THE DISTRICT COURT OF MARLBOROUGH.

Be it enacted, etc., as follows:

SECTION 1. The county commissioners of Middlesex county are hereby authorized to construct and originally equip a court house to provide suitable and adequate facilities for the district court of Marlborough, which shall be constructed at a suitable location in the city of Marlborough satisfactory to said commissioners. Said commissioners may take by eminent domain under chapter seventy-nine of the General Laws, or acquire by purchase or otherwise, any land that may be necessary for the purposes of this act, including a sufficient area for the parking of the motor vehicles of persons in attendance upon said court. Said commissioners may expend for the purposes of this act, including the preparation of plans and specifications in connection therewith and for landscaping, such sums as may be necessary, not exceeding, in the aggregate, nine hundred thousand dollars. Any sums received from the federal government for the purposes of this act shall be included in, and considered a part of, the total amount authorized to be expended hereunder.

SECTION 2. For the purposes authorized aforesaid, the treasurer of said county, with the approval of the county commissioners, may borrow upon the credit of the county such sums as may be necessary, not exceeding, in the aggregate, nine hundred thousand dollars, and may issue bonds or notes of the county therefor, which shall bear on their face the

words, District Court of Marlborough Court House Loan, Act of 1966. Each authorized issue shall constitute a separate loan and such loans shall be payable not more than five years from their dates. The bonds or notes shall be signed by the county treasurer and countersigned by a majority of the county commissioners. The county may sell the said securities at public or private sale, upon such terms and conditions as the county commissioners may deem proper, but not for less than their par value. Indebtedness incurred hereunder shall, except as herein provided, be subject to chapter thirty-five of the General Laws.

SECTION 3. The county treasurer of said county, with the approval of the county commissioners, may issue temporary notes of the county, payable in not more than one year from their dates, in anticipation of the issue of serial bonds or notes under this act, but the time within which such serial bonds or notes shall become due and payable shall not, by reason of such temporary notes, be extended beyond the time fixed by this act. Any notes issued in anticipation of the serial bonds or notes shall be paid from the proceeds thereof.

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

Approved April 12, 1966.

Chap. 153. AN ACT INCREASING THE PENALTY FOR STEALING A DOG HAVING A VALUE NOT EXCEEDING ONE HUNDRED DOLLARS.

Be it enacted, etc., as follows:

SECTION 1. Section 30 of chapter 266 of the General Laws, as amended by section 2 of chapter 282 of the acts of 1945, is hereby further amended by striking out paragraph (2) and inserting in place thereof the following paragraph: —

(2) The term "property", as used in this section, shall include money, personal chattels, a bank note, bond, promissory note, bill of exchange or other bill, order or certificate, a book of accounts for or concerning money or goods due or to become due or to be delivered, a deed or writing containing a conveyance of land, any valuable contract in force, a receipt, release or defeasance, a writ, process, certificate of title or duplicate certificate issued under chapter one hundred and eighty-five, a public record, anything which is of the realty or is annexed thereto, and any domesticated animal, other than a dog, or a beast or bird which is ordinarily kept in confinement and is not the subject of larceny at common law.

SECTION 2. Said chapter 266 is hereby further amended by striking out section 47, as amended by section 4 of said chapter 282, and inserting in place thereof the following section: —

Section 47. Whoever steals a dog shall be punished by a fine of not more than one thousand dollars, or by one year's imprisonment, or both. Whoever wrongfully removes the collar from a dog which is licensed and collared as provided in chapter one hundred and forty shall be punished by a fine of not more than one hundred dollars, or by six months' imprisonment, or both. Whoever distributes or exposes a poisonous substance, with intent that it shall be eaten by a dog, shall be punished by a fine of not less than twenty nor more than one hundred dollars.

Approved April 12, 1966.

Chap. 154. AN ACT DESIGNATING THE SCHOOL FOR MENTALLY RETARDED CHILDREN AT THE DANVERS STATE HOSPITAL AS THE HATHORNE STATE SCHOOL.

Be it enacted, etc., as follows:

The school for mentally retarded children located on the grounds of the Danvers state hospital shall, upon its completion, be designated and known as the Hathorne state school. *Approved April 12, 1966.*

Chap. 155. AN ACT PLACING THE COMMISSIONER OF THE METROPOLITAN DISTRICT COMMISSION ON THE PUBLIC ACCESS BOARD.

Be it enacted, etc., as follows:

The first sentence of section 17 of chapter 21 of the General Laws, as appearing in chapter 438 of the acts of 1964, is hereby amended by striking out, in lines 5 and 6, the words "and the commissioner of public works" and inserting in place thereof the words: — , the commissioner of public works and the commissioner of the metropolitan district commission or his designee. *Approved April 12, 1966.*

Chap. 156. AN ACT AUTHORIZING MUNICIPAL POLICE TO ENGAGE IN COLLECTIVE BARGAINING WITH A CITY OR TOWN.

Be it enacted, etc., as follows:

Section 178G of chapter 149 of the General Laws, inserted by chapter 763 of the acts of 1965, is hereby amended by striking out the definition of "Employee" and inserting in place thereof the following definition: —

"Employee", any employee of a municipal employer, whether or not in the classified service of the municipal employer, except elected officials, board and commission members, and the executive officers of any municipal employer. *Approved April 12, 1966.*

Chap. 157. AN ACT REQUIRING COMPLETE WRITTEN REPORTS OF CERTAIN ELEVATOR INSPECTIONS TO BE FILED WITH THE COMMISSIONER OF PUBLIC SAFETY.

Be it enacted, etc., as follows:

Section 64 of chapter 143 of the General Laws, as amended by section 3 of chapter 616 of the acts of 1963, is hereby further amended by striking out the last sentence and inserting in place thereof the following sentence: — Except in the city of Boston, within ten days after the inspection, said inspector shall file a complete written report of all changes and defects in apparatus or equipment to the commissioner of public safety upon forms to be furnished by him.

Approved April 12, 1966.

Chap. 158. AN ACT AUTHORIZING MEMBERS OF THE CAPITOL POLICE TO PUT DOWN UNLAWFUL OR RIOTOUS ASSEMBLIES.

Be it enacted, etc., as follows:

Section 1 of chapter 269 of the General Laws, as amended by section 1 of chapter 647 of the acts of 1965, is hereby further amended by inserting after the word "police", the second time it appears in line 7, the words: — , or of the capitol police. *Approved April 12, 1966.*

Chap. 159. AN ACT AUTHORIZING THE TRUSTEES OF THE FIRST BAPTIST CHURCH OF MARLBOROUGH TO SELL AND CONVEY CERTAIN REAL ESTATE TO FIRST BAPTIST CHURCH OF MARLBOROUGH, MASSACHUSETTS.

Be it enacted, etc., as follows:

SECTION 1. Forest E. Clapp, Lloyd R. Stevens and Arthur M. Forbush, all of Marlborough, Massachusetts, as they are Trustees of the First Baptist Church of Marlborough, and as they are the grantees in a certain deed from Arthur M. Forbush, as surviving trustee of the said First Baptist Church of Marlborough dated July 23, 1959 and recorded with Middlesex South District Deeds, Book 9425, Page 264, are hereby authorized to sell and convey by quitclaim deed to First Baptist Church of Marlborough, Massachusetts, a Massachusetts corporation, in consideration of one dollar and other valuable consideration, the premises described in said deed from Forbush, surviving trustee, being a parcel of land with the buildings thereon situated at the junction of Witherbee street and Bates avenue in said Marlborough and containing twelve thousand and fifty-eight square feet of land more or less, to have and to hold to the said corporation and its successor for the purposes referred to in said deed from Forbush, surviving trustee, and to be referred to in any deed of conveyance hereunder, and subject to the condition that in any future sale of said premises, or any part thereof, by said corporation or its successor, the proceeds thereof shall be deposited in the hands of the proper officers of the Massachusetts Baptist Convention, a corporation duly organized under special law in this commonwealth, in accordance with the provisions of the fourth clause contained in a certain deed from S. Herbert Howe to Marshall G. Richards et als, Trustees, dated April 2, 1887, and recorded with said Deeds, Book 1795, Page 108, and the said First Baptist Church of Marlborough, Massachusetts or its successor shall, for the purposes of said condition, furnish to said Massachusetts Baptist Convention a bond with good and sufficient sureties in such form and amount as shall be required and approved by said Convention.

SECTION 2. The provisions of this act shall not take effect:

(*a*) unless a majority of the resident male members of the First Baptist Church of Marlborough of the age of twenty-one years and upwards who are in good fellowship with said church, as defined in said fourth clause of said deed of April second, eighteen hundred and eighty-seven, accepts this act with such acceptance being duly attested by the clerk of said Church, and

(*b*) unless the Massachusetts Baptist Convention, through its proper and duly authorized officers, also accepts this act and such acceptance is duly attested by its proper attesting officer.

Approved April 12, 1966.

Chap. 160. AN ACT ESTABLISHING AN INTERAGENCY COUNCIL ON MENTAL RETARDATION.

Be it enacted, etc., as follows:

Chapter 19 of the General Laws is hereby amended by inserting after section 6 the following section: —

Section 6A. There shall be in the department, but in no manner subject to its control, an interagency council on mental retardation, consisting of the commissioners of mental health, public health, education, correction, rehabilitation or their respective designees, and the director of the division of employment security or his designee. The commissioner of mental health or his designee shall serve as chairman. The council shall meet from time to time at such places as may be agreed upon by a majority of its members, and shall extend its efforts towards correlating the plans and activities of the several interested agencies concerning the welfare of the mentally retarded. The council may recommend legislation to the governor and the general court.

Approved April 12, 1966.

Chap. 161. AN ACT PROVIDING FOR GAS INSPECTORS IN CITIES AND TOWNS WHICH FAIL TO PROVIDE FOR THE APPOINTMENT OF AN INSPECTOR.

Be it enacted, etc., as follows:

Section 3 O of chapter 143 of the General Laws, as most recently amended by section 2 of chapter 312 of the acts of 1964, is hereby further amended by adding the following paragraph: —

If a city or town fails to provide for the appointment of a gas inspector as required by this section, said board shall cause gas inspections to be made therein, so long as such failure continues, by a gas inspector of a city or town within the same county who shall be designated by the board from time to time. The cost of such inspections shall be paid by the city or town which failed to provide for the appointment of a gas inspector.

Approved April 13, 1966.

Chap. 162. AN ACT PROVIDING THAT IN CERTAIN CITIES AND TOWNS MEMBERS OF THE REGULAR OR PERMANENT FIRE FORCE SHALL BE GRANTED SUMMER VACATIONS.

Be it enacted, etc., as follows:

Chapter 41 of the General Laws is hereby amended by inserting after section 111J the following section: —

Section 111K. In any city or town which accepts this section, any vacation to which a member of its regular or permanent fire force is entitled shall be granted at such times during the period between the first Sunday in June and the Sunday next following Labor Day as, in the opinion of the board or officer in charge of such force, will cause the least interference with the performance of the regular work of such force; provided, however, that such vacations may be granted at such other periods of the year as shall be mutually agreeable to the member and the board or officer in charge of such force.

Approved April 13, 1966.

Chap. 163. AN ACT AUTHORIZING THE TOWN OF WEBSTER TO USE CERTAIN PARK LAND IN SAID TOWN FOR THE CONSTRUCTION OF A COMBINED POLICE AND FIRE STATION.

Be it enacted, etc., as follows:

SECTION 1. The town of Webster is hereby authorized to use, for the purpose of constructing thereon a combined police and fire station,

certain park land in said town, bounded and described as follows: — That tract of Memorial Beach land lying easterly of Thompson road bounded on the south by the entrance to Memorial Beach, on the west by Thompson road, on the north by land of Florence Chlapowski and land of Wilfred and Irene Pelletier and on the east by the proposed location of Route #52, as shown, approximately on the preliminary plan submitted by the state Department of Public Works, dated December 6, 1965. Said town is hereby further authorized to relocate a portion of Memorial Beach drive lying near said Thompson road for the purpose of providing any necessary access to said park land.

SECTION 2. Any proceedings heretofore taken by the town of Webster at its annual town meeting held in the current year authorizing the planning and construction of a combined police and fire station in the area described in section one or appropriating any money therefor shall be deemed to be as valid and effective as though this act had been in full force and effect at the time of the posting of the warrant for said meeting.

SECTION 3. This act shall take effect upon its passage.

Approved April 18, 1966.

Chap. 164. AN ACT AUTHORIZING THE MASSACHUSETTS HIGHER EDUCATION ASSISTANCE CORPORATION TO MAKE LOANS TO FRESHMEN STUDENTS AT CERTAIN EDUCATIONAL INSTITUTIONS.

Be it enacted, etc., as follows:

Section 1 of chapter 298 of the acts of 1956 is hereby amended by striking out the paragraphs defining "Student" and "Freshman year" and inserting in place thereof the following paragraph: —

"Student", any person who is attending an approved educational institution and is in good standing therein as determined by the institution or who has been accepted for enrollment in an approved educational institution.

Approved April 18, 1966.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, April 20, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience requires that the law being Chapter 164 of the Acts of 1966 entitled "An Act authorizing the Massachusetts Higher Education Assistance Corporation to make Loans to Freshmen Students at Certain Educational Institutions.", and the enactment of which received my approval on April 18, 1966, should take effect forthwith.

I further declare that in my opinion said law is an emergency law and the facts constituting the emergency are as follows:

Postponement of the operation of this act would tend to defeat its purpose that is to permit the Corporation to conform to the Federal

law, the Higher Education Act of 1965, P. L. 89–329, as soon as possible, in order to make loans to freshmen and to nonresidents for the coming school year, including summer sessions.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, April 20, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at eleven o'clock and forty-five minutes, A.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter one hundred and sixty-four of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 165. AN ACT RELATIVE TO THE CERTIFICATION OF NAMES OF PERSONS ELIGIBLE FOR APPOINTMENT AS CORRECTION OFFICERS.

Be it enacted, etc., as follows:

SECTION 1. Chapter 125 of the General Laws is hereby amended by striking out section 4, as amended by section 1 of chapter 50 of the acts of 1957, and inserting in place thereof the following section: —

Section 4. In certifying the names of persons eligible for appointment as correction officers in said institutions, the director of civil service shall certify the names of persons who at the time of examination were over the age of twenty-one and under the age of thirty-five.

SECTION 2. This act shall not apply to the names of persons on any existing lists, nor to any person certified for appointment as a result of examinations held prior to June first, nineteen hundred and sixty-six.

Approved April 18, 1966.

Chap. 166. AN ACT AUTHORIZING THE CONSOLIDATION OF LYNN VISITING NURSE ASSOCIATION, INC. WITH VISITING NURSE ASSOCIATION OF GREATER LYNN, INC.

Be it enacted, etc., as follows:

SECTION 1. Lynn Visiting Nurse Association, Inc., a charitable corporation duly organized and existing under chapter one hundred and eighty of the General Laws, is hereby authorized to consolidate with Visiting Nurse Association of Greater Lynn, Inc., a charitable corporation duly organized and existing under said chapter one hundred and eighty, hereinafter called the consolidated corporation, which shall in all respects be a continuation of, shall have all the powers, privileges and exemptions of, and shall be subject to all the duties, liabilities and restrictions provided by law in so far as they relate to, said Lynn Visiting Nurse Association, Inc.

SECTION 2. The consolidation shall not be completed: — (*a*) unless at a meeting called for the purpose Lynn Visiting Nurse Association, Inc. shall, by a majority vote of its members present and voting, have accepted this act within one year after its effective date; (*b*) unless at a meeting called for the purpose Visiting Nurse Association of Greater Lynn, Inc. shall, by a majority vote of its members present and voting, have accepted this act within one year after its effective date; and (*c*) unless copies of the votes of acceptance certified by the clerk or other officers of Lynn Visiting Nurse Association, Inc. and Visiting Nurse Association of Greater Lynn, Inc. are filed in the Registry of Deeds of Essex County and with the state secretary.

SECTION 3. Upon such consolidation, all property, real and personal, held in trust or otherwise, and all rights and interests, legal or equitable, of Lynn Visiting Nurse Association, Inc. and all devises, bequests, conveyances and gifts heretofore and hereafter made to such corporation shall vest in the consolidated corporation and otherwise shall be held by the consolidated corporation subject to the same terms, conditions, limitations and trusts as they are now held by said Lynn Visiting Nurse Association, Inc. would have been held but for this act, and the treasurer of Lynn Visiting Nurse Association, Inc. is hereby authorized to execute, acknowledge and deliver all papers and documents that may be deemed necessary or proper for the purpose of confirming in Visiting Nurse Association of Greater Lynn, Inc. the record title to the property of Lynn Visiting Nurse Association, Inc.

SECTION 4. Upon such consolidation the members of Lynn Visiting Nurse Association, Inc. shall be members of the consolidated corporation until such time as they fail of election under the by-laws of the consolidated corporation; and the members of the board of directors and officers of the consolidated corporation shall continue to hold their respective offices until their successors are chosen and qualified as provided in its by-laws as the same now are or may hereafter be amended.

Approved April 18, 1966.

Chap. 167. AN ACT AUTHORIZING A CO-OPERATIVE BANK TO INVEST IN CERTIFICATES OF DEPOSIT AND MAKING THEM ELIGIBLE FOR ITS LIQUIDITY RESERVE.

Be it enacted, etc., as follows:

SECTION 1. Section 26 of chapter 170 of the General Laws is hereby amended by striking out the first paragraph, as appearing in section 1 of chapter 371 of the acts of 1950, and inserting in place thereof the following paragraph: —

Any such corporation may deposit on demand or invest in certificates of deposit not more than five per cent of its total assets or twenty thousand dollars, whichever is the greater, in each and any national banking association located in the commonwealth, and in each and any trust company as defined in section one of chapter one hundred and seventy-two, and in each and any banking company qualified to receive demand deposits under the provisions of section six A of chapter one hundred and seventy-two A, and in the Federal Home Loan Bank, referred to in subsection three of this section; provided, that any such deposit, if it exceeds twenty thousand dollars, shall not represent more

than twenty-five per cent of the capital stock and surplus fund of such depositary.

SECTION 2. The second sentence of section 40 of said chapter 170, as so appearing, is hereby amended by striking out clause (*b*) and inserting in place thereof the following clause: —

(*b*) balances payable on demand or certificates of deposit due from any trust company, national banking association or banking company, referred to in section twenty-six;. *Approved April 18, 1966.*

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, April 18, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience requires that the law being Chapter 167 of the Acts of 1966 entitled "An Act authorizing A Co-operative Bank to invest in Certificates of Deposit and making Them Eligible for Its Liquidity Reserve.", and the enactment of which received my approval on April 18, 1966, should take effect forthwith.

I further declare that in my opinion said law is an emergency law and the facts constituting the emergency are as follows:

The monetary situation, including the rising rates of interest, make it highly desirable that co-operative banks be able, at once, to take advantage under proper restrictions of the favorable return on the investments authorized in this bill. To delay its effective date would deprive co-operative banks and, of course, deprive its depositors of income which currently is available to various other thrift institutions.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, April 20, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at nine o'clock and fifteen minutes, A.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter one hundred and sixty-seven of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 168. AN ACT RELATIVE TO THE DEPOSIT OF TRUST FUNDS AWAITING INVESTMENT OR DISTRIBUTION IN THE BANKING DEPARTMENT OF A TRUST COMPANY.

Be it enacted, etc., as follows:

Chapter 172 of the General Laws is hereby amended by striking out section 76, as appearing in section 1 of chapter 493 of the acts of 1961, and inserting in place thereof the following section: —

Section 76. Notwithstanding any provision of section seventy-one, funds held in the trust department of any trust company awaiting investment or distribution may be deposited in its banking department if such corporation shall first transfer to its trust department, to be held as security therefor, bonds, notes, bills and certificates of indebtedness of the United States, of this commonwealth, or of the states of Maine, New Hampshire, Vermont, Rhode Island, Connecticut or New York, or any of them, of an aggregate value of not less in amount than funds so deposited, and shall at all times maintain the value of such security at such amount. *Approved April 18, 1966.*

Chap. 169. AN ACT INCREASING THE AGGREGATE AMOUNT OF CERTAIN REAL ESTATE LOANS THAT A CO-OPERATIVE BANK MAY HAVE OUTSTANDING.

Be it enacted, etc., as follows:

Subsection 3A of section 24 of chapter 170 of the General Laws is hereby amended by striking out the last sentence, as appearing in chapter 146 of the acts of 1963, and inserting in place thereof the following sentence: — The aggregate amount of loans outstanding hereunder shall not exceed twenty per cent of the deposits of the corporation.

Approved April 18, 1966.

Chap. 170. AN ACT INCREASING THE TIME WITHIN WHICH CERTAIN ORDERS RELATIVE TO PUBLIC IMPROVEMENTS IN THE CITY OF BOSTON SHALL BE APPROVED BY THE MAYOR OF SAID CITY.

Be it enacted, etc., as follows:

The fourth sentence of section 2 of chapter 393 of the acts of 1906, as appearing in section 2 of chapter 536 of the acts of 1913, is hereby amended by striking out, in line 2, the word "three" and inserting in place thereof the word: — six. *Approved April 18, 1966.*

Chap. 171. AN ACT PROVIDING TENURE OF OFFICE UNTIL AGE SEVENTY FOR WILLIAM F. BUSBY, INCUMBENT OF OFFICE OF CITY CLERK OF THE CITY OF LOWELL.

Be it enacted, etc., as follows:

SECTION 1. William F. Busby, incumbent of the office of city clerk of the city of Lowell, shall hold said office during good behavior until he reaches age seventy, unless incapacitated by physical or mental disability from performing the duties thereof, but he may be removed therefrom for cause after hearing in the manner prescribed by section forty-three of chapter thirty-one of the General Laws.

SECTION 2. This act shall take effect upon its acceptance by the city of Lowell. *Approved April 18, 1966.*

Chap. 172. AN ACT PROVIDING A PENALTY FOR TAKING PARTS FROM CERTAIN ABANDONED MOTOR VEHICLES.

Be it enacted, etc., as follows:

Chapter 90 of the General Laws is hereby amended by inserting after section 22D, inserted by section 6 of chapter 692 of the acts of 1965, the following section: —

Section 22E. Whoever takes any part or accessory from an abandoned motor vehicle standing upon a public or private way or standing upon any property without the permission of the owner or lessee thereof shall be punished by a fine of not less than fifty nor more than three hundred dollars. *Approved April 18, 1966.*

Chap. 173. AN ACT RELATIVE TO RIGHTS OF A STOCKHOLDER OF A TRUST COMPANY.

Be it enacted, etc., as follows:

SECTION 1. Chapter 172 of the General Laws is hereby amended by inserting after section 12 the following section: —

Section 12A. Stockholders entitled to vote may vote in person or by proxy. No proxy dated more than six months before the date of the meeting named therein shall be valid, and no proxy shall be valid after the final adjournment of such meeting. A proxy with respect to stock held in the name of two or more persons shall be valid if executed by any one of them unless at or prior to the exercise of the proxy such corporation receives a specific written notice to the contrary from any one of them. A proxy purporting to be executed by or on behalf of a stockholder shall be deemed valid unless challenged at or prior to its exercise, and the burden of proving invalidity shall rest on the challenger.

SECTION 2. Said chapter 172 is hereby further amended by inserting after section 22 the following section: —

Section 22A. The directors may fix in advance a time, which, unless a shorter period is provided in the by-laws, shall be not more than sixty days before the date of any meeting of the stockholders or the date for the payment of any dividend or the making of any distribution to stockholders or the last day on which the consent or dissent of stockholders may be effectively expressed for any purpose, as the record date for determining the stockholders having the right to notice of and to vote at such meeting and any adjournment thereof or the right to receive such dividend or distribution or the right to give such consent or dissent, and in such case only stockholders of record on such record date shall have such right, notwithstanding any transfer of stock on the books of the corporation after the record date; or without fixing such record date the directors may for any of such purposes close the transfer books for all or any part of such period. *Approved April 18, 1966.*

Chap. 174. AN ACT INCREASING THE AUTHORITY OF THE COUNCIL OF THE CITY OF TAUNTON IN DEALING WITH ORDERS, CONTRACTS OR APPROPRIATIONS OF SAID CITY.

Be it enacted, etc., as follows:

Section 11 of chapter 448 of the acts of 1909 is hereby amended by striking out, in line 3 and in line 5, the words "five hundred" and inserting in place thereof, in each instance, the words: — one thousand. *Approved April 18, 1966.*

Chap. 175. AN ACT AUTHORIZING THE MERGER OF DENISON HOUSE, THE LITTLE HOUSE, INC. AND DORCHESTER HOUSE, INCORPORATED INTO FEDERATED DORCHESTER NEIGHBORHOOD HOUSES, INC.

Be it enacted, etc., as follows:

SECTION 1. Denison House, The Little House, Inc. and Dorchester House, Incorporated, hereinafter referred to as the merging corporations, each of which is a charitable corporation organized and existing under chapter one hundred and twenty-five of the Revised Laws, are and each of them hereby is authorized to merge into Federated Dorchester Neighborhood Houses, Inc., hereinafter sometimes referred to as the surviving corporation, a charitable corporation organized and existing under said chapter one hundred and eighty. Federated Dorchester Neighborhood Houses, Inc. shall be the surviving corporation in such merger. The surviving corporation shall have the purposes and powers of the merging corporations as well as those of Federated Dorchester Neighborhood Houses, Inc. as they existed prior to such merger, and shall be subject to and liable for all the duties, liabilities and obligations of the merging corporations as well as those of Federated Dorchester Neighborhood Houses, Inc.; provided that the surviving corporation may thereafter at any time or from time to time determine in its by-laws the number and qualifications of its members.

SECTION 2. When such merger shall become effective, all property, real, personal and mixed, and all rights and interests, legal and equitable, of said merging corporations, including all devises, bequests, gifts and transfers heretofore and hereafter made to or for the merging corporations, shall vest in or for the benefit of the surviving corporation without further act or deed, and shall be held and administered by the surviving corporation upon and subject to the same terms, conditions, limitations and trusts as they are now held upon or would have been held upon had such merger not been effected; and without limiting the foregoing, each of the officers of the merging corporations and the surviving corporation is hereby authorized to execute, acknowledge and deliver all such instruments and to perform all such other acts as may be deemed necessary or proper to carry out the merger authorized by this act and to confirm in the surviving corporation the record title to the property, rights and interests of the merging corporations. To the extent required to carry out the provisions of this section the separate existence of the merging corporations as constituted prior to such merger shall continue after such merger in and through the surviving corporation.

SECTION 3. Upon the effectiveness of such merger, the members of the surviving corporation shall consist of all persons who were members of any of the constituent corporations immediately prior to such merger.

SECTION 4. The merger shall not become effective unless and until

(*a*) each of the constituent corporations shall have accepted this act and shall have approved by-laws for the surviving corporation, at meetings duly called for the purpose, by vote of two thirds of the members of each present and voting at such meetings, and

(*b*) after the aforesaid meetings, the prospective members of the surviving corporation shall have elected its first board of directors, together with any officers required to be elected by the members under the afore-

said by-laws, by vote of a majority of such members present and voting at a meeting duly called for the purpose.

SECTION 5. The merger shall be complete and effective upon the filing with the state secretary, within two years after the passage of this act, of a certificate signed by the presidents of each of the constituent corporations to the effect that the conditions of section four have been satisfied.

SECTION 6. Whatever right or authority is granted or conferred by this act is hereby declared to be limited to such authority or right as the general court may constitutionally grant or confer, without prejudice to any proceeding that may be instituted in any court of competent jurisdiction to effect the purposes of this act. *Approved April 18, 1966.*

Chap. 176. AN ACT PROVIDING FOR THE DISQUALIFICATION OF A CANDIDATE FOR ELECTION TO A WARD OR TOWN COMMITTEE WHO ACCEPTS NOMINATION FOR SUCH OFFICE MORE THAN ONCE.

Be it enacted, etc., as follows:

SECTION 1. Section thirty-nine A of chapter fifty-three of the General Laws is hereby repealed.

SECTION 2. Section 45 of said chapter 53 is hereby amended by striking out the third paragraph, as appearing in section 7 of chapter 337 of the acts of 1941, and inserting in place thereof the following paragraph: —

A nomination paper shall be valid only in respect to a candidate whose written acceptance is thereon; provided, however, that a candidate for ward or town committee who accepts nomination for such office more than once shall be disqualified. *Approved April 18, 1966.*

Chap. 177. AN ACT RELATIVE TO THE CONTENT OF CERTAIN REPORTS SUBMITTED TO THE DIRECTORS OF A TRUST COMPANY.

Be it enacted, etc., as follows:

SECTION 1. Section 17 of chapter 172 of the General Laws, as amended by chapter 300 of the acts of 1964, is hereby further amended by striking out, in lines 8 and 9, the words "The report shall be filed with the records of the meeting and shall cover the following transactions", and inserting in place thereof the words: — Such report shall be filed with the records of the meeting and shall be retained for a period of six years from the date of the meeting; such report shall cover the following transactions:.

SECTION 2. Said section 17 of said chapter 172 is hereby further amended by adding the following paragraph: —

Upon application in writing by any such corporation the commissioner in his discretion may waive or modify the list of transactions to be included in such report. *Approved April 18, 1966.*

Chap. 178. AN ACT AUTHORIZING POLICE OFFICERS, OR AGENTS OF THE REGISTRAR OF MOTOR VEHICLES TO INSPECT THE PREMISES WHERE MOTOR VEHICLES ARE PARKED OR STORED.

Be it enacted, etc., as follows:

Section 32 of chapter 90 of the General Laws is hereby amended by striking out the last sentence, as appearing in the Tercentenary Edition, and inserting in place thereof the following sentence: — The said book shall be kept in some convenient place and the book, the premises where such book is required to be kept and the vehicles stored or parked therein may be inspected at all times by the registrar, his agents, or by any police officer. *Approved April 18, 1966.*

Chap. 179. AN ACT PERMITTING REIMBURSEMENT TO A CITY OR TOWN FOR CONSERVATION PROJECTS AFTER APPROPRIATION OR TRANSFER OF FUNDS, OTHER THAN FROM ITS CONSERVATION FUND, FOR SUCH PROJECT.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith for the reimbursement of cities and towns which have appropriated money for a conservation program or transferred money from available funds for expenditure for such a purpose, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

Section 11 of chapter 132A of the General Laws, added by chapter 517 of the acts of 1960, is hereby amended by striking out the third sentence and inserting in place thereof the following two sentences: — No reimbursement shall be made hereunder to a city or town unless a project application is filed by such city or town with the commissioner setting forth such plans and information as the commissioner may require and approved by him, nor until such city or town shall have appropriated, transferred from available funds or have voted to expend from its conservation fund, under clause fifty-one of section five of chapter forty, an amount equal to the total cost of the project, nor until the project has been completed, to the satisfaction of the commissioner, in accordance with said approved plans. Any reimbursement received by a city or town under this section shall be applied to the payment of indebtedness, if any, incurred in acquiring land for such conservation project. *Approved April 20, 1966.*

Chap. 180. AN ACT AUTHORIZING THE CITY OF WOBURN TO APPROPRIATE MONEY FOR THE PAYMENT OF AND TO PAY A CERTAIN UNPAID BILL.

Be it enacted, etc., as follows:

SECTION 1. The city of Woburn is hereby authorized to appropriate the sum of ten thousand dollars for the payment of, and after such appropriation the treasurer of said city is hereby authorized to pay an

unpaid bill in said amount to Shields Associates, Inc., a Massachusetts corporation, for services furnished to said city during the period from March thirty-first to June third, nineteen hundred and sixty-four, in connection with the drafting of plans and specifications for the Plympton school in said city, which bill is legally unenforceable against said city by reason of its having been incurred in the absence of any available appropriation therefor.

SECTION 2. This act shall take effect upon its acceptance by the city of Woburn. *Approved April 20, 1966.*

Chap. 181. AN ACT AUTHORIZING THE CITY OF BOSTON TO SELL TO THE CITY OF QUINCY CERTAIN LAND IN THE SQUANTUM DISTRICT OF THE CITY OF QUINCY.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any contrary provision of general or special law, the city of Boston, by its mayor, when authorized by its city council in accordance with the charter of said city, may sell to the city of Quincy any part or parts or the whole of the land owned by the city of Boston and situated in the Squantum district of the city of Quincy; and notwithstanding any contrary provision of general or special law, the city of Quincy is hereby authorized to pay to the city of Boston such sum for such conveyance as may be agreed upon by the city of Quincy and the city of Boston.

SECTION 2. The mayor of the city of Boston, in the name and on behalf of said city, is authorized to execute and deliver any instrument necessary to convey any land sold under authority of this act.

SECTION 3. This act shall take effect upon its passage.

Approved April 21, 1966.

Chap. 182. AN ACT AUTHORIZING THE CITY OF REVERE TO REDIVIDE ITS TERRITORY INTO WARDS.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of section six of chapter forty-three of the General Laws and sections one and four of chapter fifty-four of the General Laws, the city of Revere, by vote of its city council, may, during the current year, or on or before the first Monday in June of the year nineteen hundred and sixty-seven, make a new division of its territory, into not less than five nor more than seven wards for the purposes of all municipal elections and their antecedent primary or preliminary elections. The boundaries of each ward shall be so arranged that the wards shall contain, as nearly as can be ascertained and as may be consistent with present precinct limits, an equal number of voters. In the establishment of said wards no present precinct shall be placed partly in one new ward and partly in another new ward. The city clerk shall forthwith give written notice to the state secretary of the number and designations of the wards so established, together with an official copy of the description of said wards. For all elections and primaries, other than municipal elections and their antecedent primary

or preliminary elections, held in said city after it has been redivided into wards and prior to any antecedent primary of the first biennial state election at which representatives and senators are to be elected from new representative and senatorial districts established, under the provisions of the constitution, on the basis of the special enumeration of legal voters to be made in the year nineteen hundred and seventy-five, the wards as existing previous to such redivision shall continue and for all such purposes the election officers shall be appointed and hold office and voting lists shall be prepared and all other things required by law shall be done as if there had been no such redivision. The mayor of said city shall make such adjustments in the personnel and assignments of election officers as may be necessary, in accordance with the provisions of sections eleven, eleven B and thirteen of chapter fifty-four of the General Laws, for the purposes of each municipal election and its antecedent preliminary election and the city council of said city shall, subject to the provisions of sections two and five of chapter fifty-four of the General Laws, divide said city into voting precincts, having the same boundaries as the present precincts but with numbers and designations consistent with the numbers and designations of the new wards, on or before the first Monday in July next succeeding the date on which said redivision of the wards is established.

SECTION 2. This act shall take effect upon its passage.

Approved April 21, 1966.

Chap. 183. AN ACT PERMITTING EMPLOYMENT OF FEMALES IN CERTAIN CAPACITIES AT HOURS IN EXCESS OF STATUTORY LIMITATIONS.

Be it enacted, etc., as follows:

The first paragraph of section 56 of chapter 149 of the General Laws is hereby amended by striking out the next to the last sentence and inserting in place thereof the following sentence: — This section shall not apply to persons who are declared by the commissioner to be employed in a professional, executive, administrative or supervisory capacity or as personal secretaries. *Approved April 21, 1966.*

Chap. 184. AN ACT REMOVING THE LIMITATION ON AMOUNTS WHICH MAY BE APPROPRIATED BY CITIES AND TOWNS FOR LOCAL COUNCILS ON AGING.

Be it enacted, etc., as follows:

Section 5 of chapter 40 of the General Laws is hereby amended by striking out clause (49), as most recently amended by chapter 66 of the acts of 1965, and inserting in place thereof the following clause: —

(49) For the purpose of coordinating or conducting programs dealing with problems of the aging and to promote facilities for the health, education, welfare and recreation of the aging, as authorized by section eight B. *Approved April 21, 1966.*

Chap. 185. AN ACT RELATIVE TO THE SUSPENSION OF TEACHERS AND SUPERINTENDENTS OF PUBLIC SCHOOLS.

Be it enacted, etc., as follows:

SECTION 1. The third sentence of section 42 of chapter 71 of the General Laws, as appearing in chapter 123 of the acts of 1934, is hereby amended by striking out, in lines 3 and 4, the words "to suspend a teacher or superintendent for unbecoming conduct, or".

SECTION 2. The last sentence of said section 42 of said chapter 71, as so appearing, is hereby amended by striking out, in lines 3 and 4, the words ", or for any period of lawful suspension followed by dismissal".

SECTION 3. Said chapter 71 is hereby further amended by inserting after section 42C the following section: —

Section 42D. The school committee may suspend any teacher, but no teacher shall be suspended for more than ten days and no superintendent, other than a union superintendent and the superintendent of schools in the city of Boston, shall be suspended, unless by a two thirds vote of the whole committee. In every such town a teacher or superintendent employed at discretion under section forty-one shall not be suspended, under the provision of this paragraph, except for unbecoming conduct or other good cause, nor unless at least seven days exclusive of customary vacation periods, prior to the meeting at which the vote is to be taken, he shall have been notified of such intended vote; nor unless, if he so requests, he shall have been furnished by the committee with a written charge or charges of the cause or causes for which the suspension is proposed; nor unless, if he so requests, he has been given a hearing before the school committee which may be either public or private at the discretion of the school committee and at which he may be represented by counsel, present evidence and call witnesses to testify in his behalf and to examine them and to cross-examine other witnesses; nor unless the charge or charges shall have been substantiated; nor unless, in the case of a teacher, the superintendent shall have given the committee his recommendations thereon. No teacher or superintendent shall be suspended for a period exceeding one month, nor shall such teacher or superintendent receive compensation for any period of lawful suspension. No teacher or superintendent shall be interrogated prior to any notice given to him relative to a hearing on suspension unless he is notified of his right to be represented by counsel during any such investigation.

The school committee, a superintendent, or any other school official designated for the purpose, by the superintendent, may, notwithstanding any provision of this section to the contrary, suspend for a period of not more than ten days a teacher for unbecoming conduct or for any other cause which such committee, superintendent or official deems adequate.

Approved April 21, 1966.

Chap. 186. AN ACT RELATIVE TO THE MAKING OF LOANS BY A TRUST COMPANY TO ITS OFFICERS.

Be it enacted, etc., as follows:

Chapter 172 of the General Laws is hereby amended by striking out section 18, as appearing in section 1 of chapter 493 of the acts of 1961, and inserting in place thereof the following section: —

Section 18. No officer of a trust company shall, except as hereinafter provided, borrow from or otherwise become indebted to a trust company of which he is an officer, and no trust company shall, except as hereinafter provided, make any loan or extend credit in any other manner to any of its own officers; provided, however, that with the prior approval of a majority of the entire board of directors, a trust company may loan or extend credit to any such officer, and such officer may become indebted to such trust company, in an amount not exceeding five thousand dollars on a loan or extension of credit, secured or unsecured, and in an amount not exceeding thirty thousand dollars on a loan secured by a mortgage on real estate improved with a single family dwelling which is occupied or which is to be occupied by such officer; and provided, further, that such trust company shall not give a preferential rate of interest, or other preferential terms, on any loan to such officer.

No state bank examiner shall borrow, directly or indirectly, from any trust company, without the prior written assent of the commissioner.

Approved April 21, 1966.

Chap. 187. AN ACT PROHIBITING A CITY OR TOWN FROM HOLDING DOUBLE SESSIONS IN A PUBLIC SCHOOL IF THERE IS A CERTAIN AMOUNT OF PUPIL SPACE IN ANOTHER PUBLIC SCHOOL OF COMPARABLE GRADE LEVEL.

Be it enacted, etc., as follows:

Section 1 of chapter 71 of the General Laws is hereby amended by inserting after the first sentence, as most recently amended by section 14 of chapter 572 of the acts of 1965, the following two sentences: — No town shall hold double sessions in any public school, if in any other public school of comparable grade levels in such town there are vacant spaces for more than thirty-five children, the number of such vacant spaces to be computed without exceeding a maximum of thirty-five children to a classroom. The board of education may suspend the application of the preceding sentence in a particular town for a limited period.

Approved April 21, 1966.

Chap. 188. AN ACT AUTHORIZING THE CITY OF WORCESTER TO SAND CERTAIN PRIVATE WAYS.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any provision of law to the contrary, the city of Worcester may spread sand upon such private ways within its limits and open to the public use as may be designated by the city council.

SECTION 2. This act shall take effect upon its acceptance by the city of Worcester.

Approved April 21, 1966.

Chap. 189. AN ACT MAKING A CORRECTIVE CHANGE IN THE LAW RELATIVE TO DRIVER SCHOOLS.

Be it enacted, etc., as follows:

The second paragraph of section 32G of chapter 90 of the General Laws, inserted by chapter 628 of the acts of 1957, is hereby amended by striking out the last sentence and inserting in place thereof the following sentence: — The provisions of this paragraph shall not apply to any person, partnership or corporation to whom a license to conduct a driver school had been issued prior to November third, nineteen hundred and fifty-seven, and which license has not been suspended or revoked.

Approved April 21, 1966.

Chap. 190. AN ACT CONSOLIDATING THE UNITARIAN CHURCH OF NATICK AND COMMUNITY UNIVERSALIST CHURCH UNDER THE NAME OF NATICK-WELLESLEY COMMUNITY CHURCH (UNITARIAN-UNIVERSALIST).

Be it enacted, etc., as follows:

SECTION 1. The Unitarian Church of Natick, organized in nineteen hundred and fifty-eight, and Community Universalist Church, organized in nineteen hundred and forty-five, religious corporations existing under the laws of the commonwealth, are hereby authorized to consolidate and shall thereafter become and be one corporation under the name of Natick-Wellesley Community Church (Unitarian-Universalist), hereinafter called the consolidated corporation, which consolidated corporation shall in all respects be a continuation of each of said existing corporations.

SECTION 2. The consolidated corporation shall have all the privileges, powers and immunities which said existing corporations have heretofore acquired and enjoyed under the laws of the commonwealth. In addition to and not in limitation of any of the powers by this act conferred the consolidated corporation is empowered to and shall devote its resources to and exercise its corporate powers for religious, educational and charitable purposes, and may solicit and receive funds separately or with others to support its work. The consolidated corporation may make appropriations to carry on its work including appropriations to other organizations to enable them to assist it in carrying on its work and, without limitation as to amount, it may receive, hold, manage, invest and reinvest and distribute any real and personal property for any of its purposes.

SECTION 3. Upon such consolidation becoming effective, all property of The Unitarian Church of Natick and Community Universalist Church, including all bequests, devises, gifts and transfers of any kind heretofore and hereafter made for the benefit of either of them, shall be transferred to and vested in the consolidated corporation without further act or deed. The consolidated corporation shall have the same powers, rights and privileges with respect to such property and with respect to such bequests, devises, gifts and transfers as would have been possessed by the consolidated corporation had such bequests, devises, gifts and transfers been made directly to it and for its purposes, so far as such powers, rights and privileges can be constitutionally conferred by the General

Court and without prejudice to any court proceeding, and otherwise shall have with respect to such property and such bequests, devises, gifts and transfers the same powers, rights and privileges as would have been possessed by The Unitarian Church of Natick and Community Universalist Church had such consolidation not been effected.

SECTION 4. The consolidated corporation shall be deemed to have assumed and shall be liable for all liabilities and obligations of The Unitarian Church of Natick and Community Universalist Church.

SECTION 5. All members of the existing corporations shall become members of the consolidated corporation on the date when the consolidation becomes effective. New members may be admitted to the consolidated corporation thereafter in accordance with the provisions of the by-laws of the consolidated corporation.

SECTION 6. The consolidation shall not be completed:

(*a*) unless at meetings called for the purpose, each of said existing corporations shall have accepted this act; and

(*b*) unless after the acceptance said existing corporations shall have called and held an organization meeting of the consolidated corporation to be held in the town of Natick composed of persons designated by said existing corporations for the purpose of adopting by-laws for the consolidated corporation and of electing officers and such committees as said by-laws may require.

SECTION 7. The consolidation shall be complete and effective upon the filing with the secretary of the commonwealth of a certificate signed by the clerks of said existing corporations who shall make affidavit setting forth detailed compliance with the provisions of section six and stating the names and addresses of the officers and committee members elected at said organization meeting. Said certificate shall be filed not later than thirty days after the date of said organization meeting.

Approved April 21, 1966.

Chap. 191. AN ACT TO REQUIRE THE REVOCATION OF A MOTOR VEHICLE OPERATOR'S LICENSE AFTER CONVICTION FOR LARCENY OF A MOTOR VEHICLE OR CONVICTION FOR USING A MOTOR VEHICLE WITHOUT AUTHORITY.

Be it enacted, etc., as follows:

SECTION 1. Paragraph (*c*) of subdivision (2) of section 24 of chapter 90 of the General Laws, as most recently amended by section 5 of chapter 200 of the acts of 1964, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence: — The registrar, after having revoked the license or right to operate of any person under the preceding paragraph of this section, in his discretion may issue a new license or reinstate the right to operate to him, if the prosecution of such person in the superior court has terminated in favor of the defendant, or, after an investigation or upon hearing, may issue a new license or reinstate the right to operate to a person convicted in any court of the violation of any provision of paragraph (*a*) of subdivision (2) of this section; provided, that no new license or right to operate shall be issued by the registrar to any person convicted of going away without stopping and making known his name, residence, and the register number of his motor vehicle after having, while operating such

vehicle upon any way or in any place to which the public has a right of access, or any place to which members of the public have access as invitees or licensees, knowingly collided with or otherwise caused injury to any person, or to any person convicted of using a motor vehicle knowing that such use is unauthorized, or to any person adjudged a delinquent child by reason thereof under the provisions of section fifty-eight B of chapter one hundred and nineteen, until one year after the date of his original conviction or adjudication if for a first offense or until two years after the date of any subsequent conviction or adjudication, or to any person convicted of violating any other provision of paragraph (*a*) of subdivision (2) of this section until sixty days after the date of his original conviction if for a first offense, or one year after the date of any subsequent conviction within a period of three years.

SECTION 2. Section 28 of chapter 266 of the General Laws is hereby amended by adding the following two sentences: — A conviction of stealing a motor vehicle or trailer under the provisions of this section or an adjudication that a person is a delinquent child by reason thereof shall be reported forthwith by the court or magistrate to the registrar of motor vehicles who shall revoke immediately the license to operate motor vehicles or the right to operate motor vehicles of the person so convicted or adjudged, and no appeal, motion for new trial or exceptions shall operate to stay the revocation of such license or right to operate. The registrar of motor vehicles after having revoked the license or right to operate of any such person so convicted or adjudged shall issue a new license or reinstate such right to operate, if the prosecution of such person is finally terminated in his favor; otherwise, no new license shall be issued nor shall such right to operate be reinstated until one year after the date of his original conviction or adjudication if for a first offense, or until five years after the date of any subsequent conviction or adjudication. *Approved April 21, 1966.*

Chap. 192. AN ACT PROVIDING FOR QUALIFYING EXAMINATIONS IN CERTAIN CASES UNDER THE CIVIL SERVICE LAW.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith for promotions in certain departments having only one employee, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

Paragraph A of section 15 of chapter 31 of the General Laws, as appearing in section 1 of chapter 720 of the acts of 1964, is hereby further amended by inserting after the second sentence the following sentence: — If there is only one permanent employee in a department of a city, town or district, such employee may be promoted on the request of the appointing authority; provided, such employee has been employed on a permanent basis, after certification, for at least one year, and that such employee passes a qualifying examination prescribed by the director. *Approved April 25, 1966.*

Chap. 193. AN ACT DECREASING THE PERIOD OF NOTICE OF HEARING ON PROPOSED AMENDMENTS OF ZONING REGULATIONS IN THE CITY OF BOSTON FROM FOURTEEN TO TEN DAYS, AND MAKING CERTAIN CORRECTIVE CHANGES IN THE LAW.

Be it enacted, etc., as follows:

SECTION 1. Section 3 of chapter 665 of the acts of 1956 is hereby amended by striking out, in lines 7 and 8, the words "city planning board of the city of Boston" and inserting in place thereof the words: — Boston Redevelopment Authority, — and by striking out, in line 15, the word "fourteen" and inserting in place thereof the word: — ten.

SECTION 2. Section 8 of said chapter 665 is hereby amended by striking out, in line 28, and also in line 53, the words "city planning board" and inserting in place thereof, in each instance, the words: — Boston Redevelopment Authority.

SECTION 3. This act shall take effect upon its passage.

Approved April 25, 1966.

Chap. 194. AN ACT RELATIVE TO PERSONAL LOANS BY CREDIT UNIONS.

Be it enacted, etc., as follows:

Paragraph 5 of subdivision (A) of section 24 of chapter 171 of the General Laws is hereby amended by striking out the first sentence, as most recently amended by section 22 of chapter 493 of the acts of 1961, and inserting in place thereof the following sentence: — To an amount not exceeding five thousand dollars, if evidenced by the note of the borrower and with sufficient collateral pledged to secure the same made up of bonds or notes of the United States, or of any state or subdivision thereof, which are legal investments for savings banks, or credit unions, in this commonwealth valued at not more than eighty per cent of their market value, or by the assignment of the passbook of a depositor in a savings bank doing business in any of the New England states or in a trust company or national banking association doing business in this commonwealth, or the savings share account book of a co-operative bank incorporated in this commonwealth or the unpledged shares thereof represented by passbooks or certificates, or the passbook of a shareholder in a federal savings and loan association doing business in this commonwealth, or policies issued by life insurance companies authorized to transact business in this commonwealth, valued at not more than their cash surrender value. *Approved April 25, 1966.*

Chap. 195. AN ACT MAKING THE LAW RELATIVE TO THE DISPOSITION OF BURNT, DILAPIDATED OR DANGEROUS BUILDINGS IN CERTAIN CITIES AND TOWNS APPLICABLE IN ALL CITIES AND TOWNS.

Be it enacted, etc., as follows:

Chapter 139 of the General Laws is hereby amended by striking out section 1, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: —

Section 1. The aldermen or selectmen in any city or town may, after written notice to the owner of a burnt, dilapidated or dangerous build-

ing, or his authorized agent, and after a hearing, make and record an order adjudging it to be a nuisance to the neighborhood, or dangerous, and prescribing its disposition, alteration or regulation. The city or town clerk shall deliver a copy of the order to an officer qualified to serve civil process, who shall forthwith serve an attested copy thereof in the manner prescribed in section one hundred and twenty-four of chapter one hundred and eleven, and make return to said clerk of his doings thereon. *Approved April 25, 1966.*

Chap. 196. AN ACT FURTHER REGULATING THE ISSUANCE OF PERMITS TO CONTRACT CARRIERS.

Be it enacted, etc., as follows:

SECTION 1. Section 4 of chapter 159B of the General Laws is hereby amended by striking out the second paragraph, as amended by section 3 of chapter 400 of the acts of 1945, and inserting in place thereof the following paragraph: —

No person shall engage in the business of a contract carrier by motor vehicle upon any way unless there is in effect with respect to said carrier a permit issued by the department authorizing him to transport property within the limits set forth in such permit.

SECTION 2. Said section 4 of said chapter 159B is hereby further amended by striking out the fifth paragraph, as appearing in section 1 of chapter 483 of the acts of 1938, and inserting in place thereof the following paragraph: —

Such permits shall be in a form prescribed by the department and may be issued for the partial exercise only of the privilege sought. The department may specify in the permit the operations covered thereby, including the name of each shipper which the carrier is authorized to serve and, if so limited, the carrier may not serve any shipper not so specified except with the approval of the department in accordance with such reasonable rules and regulations as the department may from time to time establish. At the time of issuance and from time to time thereafter the department may attach to the permit such terms and conditions, not inconsistent with the status of the holder as a contract carrier, as the public interest may require; provided, that no terms, conditions or limitations shall restrict the right of the carrier to substitute or add contracts within the scope of his permit, or to add to his equipment and facilities over the routes, between the termini, or within the territory, specified in the permit, as the development of his business and the demands of the public shall require.

Approved April 25, 1966.

Chap. 197. AN ACT AUTHORIZING THE TRANSFER OF THE LICENSE TO SELL ALL ALCOHOLIC BEVERAGES HELD BY CLUB DES CITOYENS-AMERICAINS TO A CERTAIN LOCATION.

Be it enacted, etc., as follows:

Notwithstanding the provisions of section sixteen C of chapter one hundred and thirty-eight of the General Laws, but subject to all other provisions of said chapter, the licensing authority of the city of Lowell

is hereby authorized to transfer the annual license of Club des Citoyens-Americains, a corporation organized under the laws of the commonwealth, to sell all alcoholic beverages to be drunk on its premises to its members and to guests introduced by such members and to no others, from 518 Suffolk street in said city to 615–619 Market street in said city.

Approved April 25, 1966.

Chap. 198. AN ACT AUTHORIZING THE TOWN OF WESTON TO INVEST CERTAIN TRUST FUNDS IN CERTAIN INVESTMENTS.

Be it enacted, etc., as follows:

SECTION 1. The town of Weston may invest its trust funds, including cemetery perpetual care funds, in any investment authorized by section fifty-four of chapter forty-four of the General Laws, notwithstanding that the aggregate amount of the trust funds of said town is not in excess of two million dollars.

SECTION 2. This act shall take effect upon its acceptance by the town of Weston. *Approved April 25, 1966.*

Chap. 199. AN ACT RELATIVE TO THE GRANTING OF SPECIAL PERMITS UNDER THE ZONING LAW BY CERTAIN CITY COUNCILS.

Be it enacted, etc., as follows:

Section 4 of chapter 40A of the General Laws is hereby amended by striking out the last sentence, added by chapter 26 of the acts of 1966, and inserting in place thereof the following sentence: — Notwithstanding the provisions of the two preceding sentences, if a city council having more than five members is designated to act upon such a special permit, the public hearing may be held by a committee of such council designated or appointed for the purpose by the council, and the vote required to grant such special permit shall be a two thirds vote of all of the members of such council. *Approved April 25, 1966.*

Chap. 200. AN ACT RELATIVE TO THE ESTABLISHMENT OF TRUST COMPANIES AND BRANCH OFFICES THEREOF.

Be it enacted, etc., as follows:

SECTION 1. Section 7 of chapter 172 of the General Laws, as appearing in section 1 of chapter 493 of the acts of 1961, is hereby amended by striking out the last sentence and inserting in place thereof the following sentence: — If the board refuses to issue such certificate, no further proceeding may be taken by the applicant during the year next following the date of such refusal except with the approval of the board, but the applicant may renew his application as of right after one year from the date of such refusal, and he may dispense with further notice or publication unless the board orders such notice or publication.

SECTION 2. Section 11 of said chapter 172, as so appearing, is hereby amended by striking out paragraph (*a*) and inserting in place thereof the following paragraph: —

(*a*) After such notice and hearing as the board may prescribe, a trust company may, with the approval of the board, establish and operate

one or more branch offices in the city or town where its principal office is located, or in any other city or town in the same county having no commercial banking facilities or having banking facilities which, in the opinion of the board, are inadequate for the public convenience. All petitions for the establishment of a branch office shall state therein the specific area, location or street address, if available, where such proposed branch is to be located. A branch office so authorized shall be established within one year of the board's approval thereof, except that the board may extend the time in which such branch office may be established, without further notice or hearing unless the board shall order it. If the board refuses to grant a petition for the establishment of a branch office, no further action may be taken by the petitioner in relation to such branch office during the year following the date of such refusal except with the approval of the board, but the petitioner may as of right renew his petition to establish such branch office after the expiration of one year from the date of such refusal. *Approved April 26, 1966.*

Chap. 201. AN ACT PROVIDING THAT THE QUESTION OF ACCEPTANCE OF CERTAIN PROVISIONS OF LAW RELATIVE TO HOURS OF DUTY OF PERMANENT MEMBERS OF THE FIRE DEPARTMENT OF THE CITY OF NORTHAMPTON BE PLACED UPON THE BALLOT IN SAID CITY AT THE STATE ELECTION IN THE CURRENT YEAR.

Be it enacted, etc., as follows:

The following question shall be placed upon the ballot in the city of Northampton at the biennial state election to be held in the current year: — "Shall section 58D of chapter 48 of the General Laws, providing for a 42-hour work week for permanent members of the uniformed fire fighting force, be accepted?" If a majority of the votes cast in answer to said question is in the affirmative, said section fifty-eight D shall take effect in the city of Northampton ninety days after said election. *Approved April 26, 1966.*

Chap. 202. AN ACT RELATIVE TO THE MAKING OF CONTRACTS BY MUNICIPALITIES FOR THE DISPOSAL OF REFUSE BY COMPOSTING, SANITARY LAND FILL, OR BY ANY OTHER SANITARY MANNER.

Be it enacted, etc., as follows:

SECTION 1. Section 4 of chapter 40 of the General Laws is hereby amended by striking out the first paragraph, as most recently amended by section 1 of chapter 227 of the acts of 1957, and inserting in place thereof the following paragraph: —

A town may make contracts for the exercise of its corporate powers including the following purposes: For the disposal of its garbage, refuse and offal for a period not exceeding five years; provided, however, that a contract for the disposal of garbage, refuse, and offal by incineration, by composting, in a sanitary land fill, or in any other sanitary manner approved by the department of public health, may be for a period not exceeding twenty years, provided that such contract has been authorized by majority vote as defined in section one of chapter forty-four, and the terms thereof have been approved as reasonable by the emer-

gency finance board. Except as herein provided contracts for such disposal may be made by the selectmen, board of health or other officers having charge thereof.

SECTION 2. The members of the emergency finance board, when acting under the first paragraph of section four of chapter forty of the General Laws, as amended, shall receive from the commonwealth compensation to the same extent as provided under section eighty-seven of chapter eight hundred and one of the acts of nineteen hundred and sixty-three. *Approved April 26, 1966.*

Chap. 203. AN ACT INCREASING THE AMOUNT OF COLLATERAL LOANS THAT CERTAIN CREDIT UNIONS MAY MAKE.

Be it enacted, etc., as follows:

Paragraph 6 of subdivision (A) of section 24 of chapter 171 of the General Laws is hereby amended by striking out the first sentence, as most recently amended by chapter 91 of the acts of 1956, and inserting in place thereof the following sentence: — Notwithstanding the limitations set forth in paragraph 4 of this section, a credit union having assets of one hundred thousand dollars or more may make loans evidenced by the note of the borrower and secured by a pledge or security interest in satisfactory collateral valued at not more than eighty per cent of its market value, in amounts not exceeding thirty-five hundred dollars or one per cent of its assets, whichever is greater.

Approved April 26, 1966.

Chap. 204. AN ACT REQUIRING AIR OR HYDRAULIC BRAKES ON CERTAIN HEAVY VEHICLES.

Be it enacted, etc., as follows:

The first paragraph of section 7 of chapter 90 of the General Laws is hereby amended by striking out the fourth sentence and inserting in place thereof the following two sentences: — Except in the case of a school bus or fire apparatus, every motor vehicle and every tractor which is designed and used for drawing another vehicle, having an unladen weight of more than ten thousand pounds, shall be equipped with full air brakes or hydraulic brakes with vacuum power assist or air power assist. All braking systems shall be constructed and designed so as to permit modulated control of brake application and release by the operator from the normal operating position.

Approved April 26, 1966.

Chap. 205. AN ACT VALIDATING THE SIGNATURE ON CERTAIN CERTIFICATES, LICENSES AND NOTICES RELATING TO MOTOR VEHICLES OF ANY REGISTRAR OF MOTOR VEHICLES, DEPUTY REGISTRAR OR AGENT WHO CEASES TO BE SUCH PRIOR TO THE EFFECTIVE DATE OF ANY SUCH DOCUMENT.

Be it enacted, etc., as follows:

Chapter 90 of the General Laws is hereby amended by striking out section 33A, inserted by section 2 of chapter 6 of the acts of 1958, and inserting in place thereof the following section: —

Section 33A. In case the registrar, deputy registrar or the duly authorized agent of either whose signature or a facsimile of whose signature appears on a certificate of registration, a license to operate motor vehicles, any other certificate, or license, or any notice, issued under the provisions of any statute, or rule and regulation relating to motor vehicles, shall cease to be such registrar, deputy registrar or agent prior to the effective date thereof, such signature or facsimile shall nevertheless be valid and sufficient for all purposes to the same extent as if he had remained in office until and including such effective date.

Approved April 26, 1966.

Chap. 206. AN ACT RELATIVE TO SPECIAL NOTICE ACCOUNT DEPOSITS OF SAVINGS BANKS.

Be it enacted, etc., as follows:

SECTION 1. Clause (*b*) of subsection 1 of section 22A of chapter 168 of the General Laws, as appearing in section 2 of chapter 169 of the acts of 1962, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence: — Any ordinary, extra or additional dividend on such deposits may be withdrawn pursuant to a permanent dividend order signed by such depositor or either of two joint depositors and received by such corporation prior to the day upon which such dividend becomes payable, or pursuant to a demand made by such depositor or either of two joint depositors within one year after the day upon which such dividend became payable.

SECTION 2. Section 40 of said chapter 168 is hereby amended by striking out the sentence amended by chapter 88 of the acts of 1956 and inserting in place thereof the following sentence: — Said corporation may charge the depositor interest for, or may collect discount in advance upon, the loan at a rate not exceeding one per cent more than the rate of the next preceding ordinary dividend of such corporation, and if an extra dividend shall have been paid therewith, not exceeding one per cent more than the combined rates of such ordinary and extra dividends, and if such loan is secured by a special notice account, not exceeding one per cent more than the combined rates of such ordinary and extra dividends and the additional dividend then paid therewith on special notice account deposits; provided, that a minimum of one dollar may be charged or collected as such interest or discount in the case of any such loan. *Approved April 26, 1966.*

Chap. 207. AN ACT PROVIDING THAT CERTAIN PAYROLLS AND ACCOUNTS SUBMITTED FOR PAYMENT TO COUNTY TREASURERS BE SIGNED UNDER THE PENALTIES OF PERJURY.

Be it enacted, etc., as follows:

Section 19 of chapter 35 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by adding the following two paragraphs: —

No county treasurer shall pay any salary, wages or other compensation to any person in the service of a county unless the payroll, voucher

or account is signed under the penalties of perjury by the officer in charge of the department, or the person immediately responsible for the appointment or employment of the persons named therein, or, in the absence or disability of such officer then by a person designated by him and approved by the county commissioners.

Every such payroll shall contain at least the following information: the payroll period; the full name of each officer or employee; title of office or position held; rate of salary or wages or other compensation; and any portion of the payroll period for which salary, wages, or other compensation is being paid on account of sick leave, vacation or other leave.

Approved April 26, 1966.

Chap. 208. AN ACT MAKING APPROPRIATIONS FOR THE FISCAL YEAR NINETEEN HUNDRED AND SIXTY-SIX TO PROVIDE FUNDS FOR THE DEPARTMENT OF CORPORATIONS AND TAXATION.

Be it enacted, etc., as follows:

SECTION 1. To provide for supplementing certain appropriations previously made, the sums set forth in section two of this act are hereby made available from the General Fund or ordinary revenue of the commonwealth, to be in addition to any amounts otherwise available for the purpose, subject to the provisions of law regulating the disbursement of public funds and the approval thereof and the conditions pertaining to appropriations in chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five.

SECTION 2.

GENERAL FUND.

STATE PURPOSES APPROPRIATIONS.

Department of Corporations and Taxation.

Item		
1201–02	Item 1201–02 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in line two, the words "eight hundred and nineteen" and inserting in place thereof the words: — eight hundred and thirty-one, and by adding at the end the following: — ; and, provided further, that the comptroller shall transfer to the General Fund the sum of two hundred and thirty-nine thousand six hundred and eighty-two dollars from the Local Aid Fund, sales tax receipts	**$239,682**
1201–03	Item 1201–03 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by adding at the end the following: — ; and, provided further, that the comptroller shall transfer to the General Fund the sum of one hundred and sixty-three thousand dollars from the Local Aid Fund, sales tax receipts	**163,000**
1202–02	Item 1202–02 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by adding at the end the following: — ; and, provided further, that the comptroller shall transfer to the General Fund the sum of forty-four thousand nine hundred and seventeen dollars from the Local Aid Fund, sales tax receipts	**44,917**

SECTION 3. This act shall take effect upon its passage.

Approved April 26, 1966.

Chap. 209. AN ACT INCREASING THE FEE TO BE CHARGED FOR THE RENEWAL OF A LICENSE OF AN APPRENTICE PLUMBER.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to allow the commonwealth to collect forthwith the increased fee for the renewal of a license of an apprentice plumber, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

Section 5 of chapter 142 of the General Laws, as most recently amended by section 1 of chapter 645 of the acts of 1965, is hereby further amended by striking out the last sentence and inserting in place thereof the following sentence: — The fee for the first license of an apprentice shall be two dollars; and for any renewal thereof four dollars.

Approved April 27, 1966.

Chap. 210. AN ACT RELATIVE TO THE SALARIES OF CERTAIN OFFICERS AND EMPLOYEES OF THE COMMONWEALTH.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide without delay additional compensation for certain employees of the commonwealth, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. Paragraph (1) of section 46 of chapter 30 of the General Laws is hereby amended by striking out the salary schedule, as most recently amended by section 1 of chapter 775 of the acts of 1963, and inserting in place thereof the following: —

GENERAL SALARY SCHEDULE.

Weekly Rates (on total cash basis).

JOB GROUP.	Step 1 Minimum.	Step 2.	Step 3.	Step 4.	Step 5.	Step 6.	Step 7 Maximum.
I . .	$64.50	$67.20	$69.90	$72.60	$75.30	$78.00	$80.70
II . .	66.90	69.60	72.30	75.00	77.70	80.40	83.10
III . .	69.60	72.60	75.60	78.60	81.60	84.60	87.60
IV . .	73.20	76.20	79.20	82.20	85.20	88.20	91.20
V . .	75.90	79.20	82.50	85.80	89.10	92.40	95.70
VI . .	80.70	84.00	87.30	90.60	93.90	97.20	100.50
VII . .	84.90	88.50	92.10	95.70	99.30	102.90	106.50
VIII . .	88.80	92.70	96.60	100.50	104.40	108.30	112.20
IX . .	95.10	99.30	103.50	107.70	111.90	116.10	120.30
X . .	101.40	105.90	110.40	114.90	119.40	123.90	128.40
XI . .	107.70	112.50	117.30	122.10	126.90	131.70	136.50
XII . .	115.20	120.30	125.40	130.50	135.60	140.70	145.80
XIII . .	125.10	130.50	135.90	141.30	146.70	152.10	157.50
XIV . .	134.10	140.10	146.10	152.10	158.10	164.10	170.10
XV . .	144.00	150.30	156.60	162.90	169.20	175.50	181.80

GENERAL SALARY SCHEDULE. — *Concluded.*

Weekly Rates (on total cash basis).

JOB GROUP.	Step 1 Minimum.	Step 2.	Step 3.	Step 4.	Step 5.	Step 6.	Step 7 Maximum.
XVI	$154.20	$161.10	$168.00	$174.90	$181.80	$188.70	$195.60
XVII	165.30	172.50	179.70	186.90	194.10	201.30	208.50
XVIII	174.30	182.10	189.90	197.70	205.50	213.30	221.10
XIX	184.50	192.90	201.30	209.70	218.10	226.50	234.90
XX	195.60	204.30	213.00	221.70	230.40	239.10	247.80
XXI	205.80	215.10	224.40	233.70	243.00	252.30	261.60
XXII	217.20	227.10	237.00	246.90	256.80	266.70	276.60
XXIII	229.50	239.70	249.90	260.10	270.30	280.50	290.70
XXIV	240.90	251.70	262.50	273.30	284.10	294.90	305.70
XXV	252.30	263.70	275.10	286.50	297.90	309.30	320.70
XXVI	262.50	274.50	286.50	298.50	310.50	322.50	334.50
XXVII	274.80	287.10	299.40	311.70	324.00	336.30	348.60
XXVIII	286.20	299.10	312.00	324.90	337.80	350.70	363.60
XXIX	298.80	312.30	325.80	339.30	352.80	366.30	379.80
XXX	312.60	326.70	340.80	354.90	369.00	383.10	397.20
XXXI	325.20	339.90	354.60	369.30	384.00	398.70	413.40
XXXII	339.00	354.30	369.60	384.90	400.20	415.50	430.80
XXXIII	352.80	368.70	384.60	400.50	416.40	432.30	448.20

SECTION 2. Paragraph (4) of section 45 of said chapter 30 is hereby amended by striking out the words "or the professional salary schedule set forth in section forty-six B", inserted by section 2 of said chapter 775.

SECTION 3. Section forty-six B of said chapter thirty, inserted by section three of said chapter seven hundred and seventy-five is hereby repealed.

SECTION 4. All employees of the commonwealth whose positions are allocated in the general salary schedule established under section forty-six of chapter thirty of the General Laws or the professional salary schedule established under section forty-six B of said chapter thirty, both as in effect immediately prior to the effective date of this act, are hereby allocated to the same job group and step in the general salary schedule established by section forty-six of said chapter thirty, as amended by section one of this act. Nothing in this section shall retard a step increase due to such employees so allocated.

SECTION 5. This act shall take effect on July first, nineteen hundred and sixty-six. *Approved April 27, 1966.*

Chap. 211. AN ACT ESTABLISHING AN HISTORIC DISTRICT COMMISSION FOR THE TOWN OF PETERSHAM AND DEFINING ITS POWERS AND DUTIES, AND ESTABLISHING AN HISTORIC DISTRICT THEREIN.

Be it enacted, etc., as follows:

SECTION 1. *Purpose.* — The purpose of this act is to promote the educational, cultural, economic and general welfare of the public through the preservation and protection of buildings, places and districts of

historic or architectural significance in the town of Petersham, through the maintenance of appropriate settings for such buildings, places and districts and through the maintenance of such buildings, places and districts as a tangible reminder of the historic tradition of the Town of Petersham.

SECTION 2. *Establishment of District.* — There is hereby established in the town of Petersham an historic district, bounded and described as follows: —

Beginning at a point on the westerly street line of South Main Street at its intersection with the northerly street line of Spring Street, thence westerly 125 feet by the north street line of Spring Street, thence northerly, westerly and northerly by a line 125 feet distant from and parallel to the westerly street line of South Main Street and 125 feet distant from and parallel to the westerly side of the Common or of the westerly street line of the street on the west side of the Common, whichever may be further west, to a point on the northerly street line of West Street, thence easterly by the north street line of West Street to a point thereon 75 feet distant from the westerly street line of the street on the west side of the Common, thence northerly by a line 75 feet westerly from and parallel to the westerly street line of the street on the west side of the Common to land of the Petersham Memorial Library, thence westerly by said property line to a point 125 feet distant from the westerly street line of the street on the west side of the Common, thence northerly by a line 125 feet westerly from and parallel to the westerly street line of the street on the west side of the Common and 125 feet distant from and parallel to the westerly street line of North Main Street to a point on the northerly property line of property now or formerly of Gudheim 125 feet westerly from the westerly street line of North Main Street, thence easterly by said property line to the west street line of North Main Street, thence southerly to a point opposite the north property line now or formerly of Carlson, thence easterly by said property line to a point 150 feet easterly from the east street line of North Main Street, thence southerly by a line 150 feet distant from and parallel to the easterly street line of North Main Street to a point on an extension of the northerly property line of property now or formerly of Petersham Historical Society, thence westerly 50 feet by said property line as extended and said property line to a point 100 feet easterly of the easterly street line of North Main Street, thence southerly by a line 100 feet distant from and parallel to the easterly street line of North Main Street and South Main Street to a point on the northerly street line of Oliver Street 100 feet east of the easterly street line of North Main Street, and thence westerly by the northerly street line of Oliver Street and by the westerly street line of South Main Street to the point of beginning.

SECTION 3. *Definitions.* — As used in this act, the following words and terms shall have the following meanings: —

"Building", a combination of materials having a roof and forming a shelter for persons, animals or property.

"Commission", the Historic District Commission established by section four.

"Erected", the word "erected" includes the words "built", "constructed", "reconstructed", "restored", "altered", "enlarged", and "moved".

"Exterior architectural feature", the architectural style and general arrangement of such portion of the exterior of a building or structure as is open to view from a public street or way, including the kind, color and texture of the building materials of such portion and the type and style of all windows, doors, lights, signs, and other fixtures appurtenant to such portion of the exterior.

"Historic district", the district established by section two and any other district established pursuant to section twelve.

"Person", the word "person" includes an individual, a partnership, a corporation, an unincorporated organization, association or other entity and the town of Petersham.

"Structure", a combination of materials other than a building, including a sign, fence or masonry wall but not including a walk or driveway.

SECTION 4. *Creation and Organization of Historic District Commission.* — An Historic District Commission in the town of Petersham is hereby established which shall consist of five unpaid members, at least four of whom shall be residents and voters of the town, who shall be appointed by the board of selectmen in the manner and for the terms of office as herein provided and who shall serve until their successors are appointed and qualified: — one member shall be a registered architect or, in the event that none is available to serve, a person who has had architectural training and background, whose initial appointment shall be for a term consisting of the remainder of the calendar year in which such appointment is made and one year thereafter; one member shall be appointed from two nominees of the Petersham Historical Society, whose initial appointment shall be for a term consisting of the remainder of the calendar year in which such appointment is made and two years thereafter; one member shall be appointed from among the voters of the historic district, whose initial appointment shall be for a term consisting of the remainder of the calendar year in which such appointment is made and three years thereafter; one member shall be appointed who in the opinion of the board of selectmen is qualified by reason of his experience in the building trades, whose initial appointment shall be for a term consisting of the remainder of the calendar year in which such appointment is made and four years thereafter; and one member shall be appointed from two nominees of the planning board of the town of Petersham, whose initial appointment shall be for a term consisting of the remainder of the calendar year in which such appointment is made and five years thereafter. As the term of office of each of the members shall expire, his successor shall be appointed in like manner for a term of five years. All nominations for appointment of members of the commission shall be submitted to the board of selectmen by letter which shall contain a statement of the qualifications of the nominees. A member of the commission may be removed from office for cause by the board of selectmen after a public hearing. A vacancy in the membership of the commission shall be filled by appointment for the unexpired term in the manner specified for the original appointment to the term vacated. The commission shall elect annually a chairman, a vice-chairman and a secretary from its membership. In the case of absence of the chairman from any meeting the vice-chairman shall preside, and in his absence the commission shall elect a chairman pro tempore for such meeting.

SECTION 5. *Certificate of Appropriateness; Necessity.* — (*a*) No building or structure, except as provided in section six, shall be erected within the historic district unless and until an application for a certificate of appropriateness as to exterior architectural features which are subject to view from a public street or way shall have been filed with the commission and either a certificate of appropriateness or a certificate that no exterior architectural feature subject to view from a public street or way is involved shall have been issued by the commission.

(*b*) No building or structure within the historic district, except as provided in section six, shall be changed as to exterior color features which are subject to view from a public street or way unless and until an application for a certificate of appropriateness as to change in such color features shall have been filed with the commission, and such certificate shall have been issued by the commission.

(*c*) No building or structure within the historic district, except as provided in section six, which is subject to view from a public street or way shall be demolished or removed unless and until an application for a permit to demolish or remove the same has been filed with the commission, and such permit shall have been issued by the commission.

(*d*) No occupational, commercial or other sign or billboard, except as provided in section six, which is subject to view from a public street or way shall be erected within the historic district unless and until an application for a certificate of appropriateness shall have been filed with the commission, and such certificate shall have been issued by the commission.

(*e*) Except in cases excluded by section six: —

(1) No permit shall be issued by the town of Petersham for any building or structure to be erected within the historic district until a certificate of appropriateness or a certificate that no exterior architectural feature subject to view from a public street or way is involved shall have been issued by the commission.

(2) No permit shall be issued by the town of Petersham for the demolition or removal of any building or structure within the historic district until a permit therefor shall have been issued by the commission.

SECTION 6. *Exclusions.* — (*a*) Nothing in this act shall be construed to prevent the ordinary maintenance, repair or replacement of any exterior architectural feature of any building or structure within the historic district; nor shall anything in this act be construed to prevent landscaping changes; nor shall anything in this act be construed to prevent the erection, construction, reconstruction, restoration, alteration or demolition of any such feature which a duly authorized public officer shall certify is required by the public safety because of an unsafe or dangerous condition; nor shall anything in this act be construed to prevent any construction, reconstruction, alteration or demolition under a permit issued prior to the effective date of this act.

(*b*) If and to the extent the town in its by-law may from time to time provide, the commission shall have no authority over the following buildings, structures and features, and they may be erected or changed within the historic district without the filing of an application for, or the issuance of, a certificate of appropriateness: —

(1) Temporary structures or signs for use in connection with any official celebration or parade, or any charitable drive in the town; provided, that any such structure or sign shall be removed within seven

days following the termination of the celebration, parade or charitable drive for which such structure or sign shall have been erected or displayed; and any other temporary structures or signs which the commission shall determine from time to time may be excluded from the provisions of section five without substantial derogation from the intent and purposes of this act.

(2) Real estate signs of not more than six square feet in area advertising the sale or rental of the premises on which they are erected or displayed and which are not illuminated, provided not more than two such signs are displayed in connection with each such premises.

(3) Walls, fences, terraces, storm doors and windows, lighting fixtures, antennae and similar appurtenances, and the color of paint or of materials used on roofs.

(4) Occupational signs in connection with a residence of not more than one square foot in area, provided only one such sign is displayed in connection with each residence, and one sign in connection with each nonresidential use which is not more than twelve square feet in area, consists of letters painted on wood without symbol or trademark and if illuminated is illuminated only indirectly.

(5) The reconstruction, substantially similar in exterior design, of a building or structure damaged or destroyed by fire, storm or other disaster, provided such reconstruction is begun within one year thereafter and carried forward with due diligence.

(*c*) The commission may determine from time to time that certain categories of architectural features, structures or signs may be erected or installed without review by the commission without substantial derogation from the intent and purposes of this act, and while any such determination by the commission is in effect any such categories so enumerated by the commission may be erected or installed without the filing of an application for, or the issuance of, a certificate of appropriateness.

(*d*) The town may provide in its by-law that the powers and authority of the commission shall be limited to exterior architectural features within a district which are visible from one or more designated public streets or ways, even though other portions of a building or structure within the district may be visible from other public streets or ways.

SECTION 7. *Application to be filed with Commission.* — Any person who desires to erect, build, construct, reconstruct, restore, alter, move, demolish, remove or change an exterior architectural feature for which a certificate of appropriateness is required of any building or structure now or hereafter within the historic district, or to erect within the historic district a building, structure or sign for which a certificate of appropriateness is required, shall file with the commission an application for a certificate of appropriateness or a permit for demolition or removal, as the case may be, together with such plans, elevations, specifications, material and other information, as shall be deemed necessary by the commission to enable it to make a determination on the application.

SECTION 8. *Meetings, Hearings, Time for making Determinations.* — Meetings of the commission shall be held at the call of the chairman and shall be called at the request of three members of the commission and in such other manner as the commission shall determine in its rules. Three members of the commission shall constitute a quorum.

The commission shall determine promptly, and in all events within fourteen days, after the filing of an application for a certificate of appropriateness as to exterior architectural features, whether the application involves any such features which are subject to approval by the commission. If the commission determines that such application involves any such features which are subject to approval by the commission the commission shall hold a public hearing on such application unless such hearing is waived as herein provided. The commission shall also hold a public hearing on all other applications required to be filed with it under this act or under a by-law enacted by the town pursuant hereto, except that the commission may approve an application for a change in exterior color features without holding a hearing if it determines that the change proposed is appropriate.

The commission shall fix a reasonable time for the hearing on any application and shall give public notice thereof at least fourteen days before said hearing by posting notice of the time, place and purpose of the hearing in two prominent places in the town and by mailing, postage prepaid, a copy of said notice to the applicant, to the owners of all property deemed by the commission to be materially affected thereby as they appear on the most recent real estate tax list of the board of assessors, to the planning board of the town, and to such other persons as the commission shall deem entitled to notice.

As soon as convenient after such public hearing but in any event within forty-five days after the filing of the application, or within such further time as the applicant may allow in writing, the commission shall make a determination on the application. If the commission shall fail to make a determination within said forty-five days, or within such further time allowed by the applicant, the commission shall be deemed to have approved the application, and the commission shall thereupon issue a certificate of appropriateness.

A public hearing on an application need not be held if such hearing is waived in writing by all persons entitled to notice thereof.

SECTION 9. *Powers, Functions and Duties of Commission.* — The commission shall have the following powers, functions and duties: —

(*a*) Whenever and to the extent required by the act or by a by-law enacted by the town pursuant hereto it shall pass upon: —

(1) The appropriateness of exterior architectural features of buildings and structures to be erected within the historic district subject to view from a public street or way.

(2) The appropriateness of changes in exterior color features of buildings and structures within the historic district subject to view from a public street or way.

(3) The demolition or removal of any building or structure within the historic district. The commission may refuse a permit for the demolition or removal of any building or structure of architectural or historic interest, the removal of which in the opinion of the commission would be detrimental to the public interest.

(4) The appropriateness of the erection of occupational, commercial or other signs and billboards within the historic district.

The commission shall not make any recommendation or requirement except for the purpose of preventing developments obviously incongruous to the historic aspects and the architectural integrity of the surroundings and of the historic district. If a proposal shall be determined

to be inappropriate, the commission shall determine whether, owing to conditions especially affecting the building, structure or sign involved, but not affecting the historic district generally, failure to approve an application will involve a substantial hardship, financial or otherwise, to the applicant and whether such application may be approved without substantial detriment to the public welfare and without substantial derogation from the intent and purposes of this act. If the commission determines that the features, demolition or removal involved will be appropriate or, although inappropriate, owing to conditions as aforesaid, failure to approve an application will involve substantial hardship to the applicant and approval thereof may be made without substantial detriment or derogation as aforesaid, the commission shall approve the application; but if the commission does not so determine, the application shall be disapproved.

In passing upon appropriateness the commission shall consider, among other things, the historic value and significance of the site, building or structure, the general design, arrangement, texture, material and color of the features involved, and the relation of such factors to similar factors of sites, buildings and structures in the immediate surroundings. The commission shall consider the appropriateness of the size and shape of the building or structure in relation to (*a*) the land area upon which the building or structure is situated, and (*b*) the neighboring sites, buildings or structures within the district. The commission shall also consider the applicable zoning and other by-laws of the town. The commission shall not consider interior arrangements or building features not subject to public view.

In approving an application the commission may impose conditions which, if the certificate of appropriateness is acted upon, shall be binding upon the applicant, the owner of the property and his successors in title. Prior to approving an application subject to conditions the commission may notify the applicant of its proposed action and permit the applicant to express his opinion thereon.

The concurring vote of three members of the commission shall be necessary to make a determination on any matter upon which the commission is required to pass under this act.

(*b*) In the case of an approval by the commission of an application for a certificate of appropriateness or a permit for demolition or removal, or in the event an application is deemed approved through failure to make a determination within the time specified in section eight, the commission shall cause a certificate of appropriateness or a permit for demolition or removal, as the case may be, dated and signed by its chairman or secretary, to be issued to the applicant.

(*c*) In the case of disapproval of an application for a certificate of appropriateness or a permit for demolition or removal, the commission shall cause a notice of its determination, dated and signed by its chairman or secretary, to be issued to the applicant, setting forth therein the reasons for its determination, and, as to applications for a certificate of appropriateness, the commission may make recommendations to the applicant with respect to appropriateness of design, arrangement, texture, material and similar factors. Prior to the issuance of any disapproval the commission may notify the applicant of its proposed action accompanied by recommendations of changes in the applicant's proposal which, if made, would make the application acceptable to the

commission. If within ten days of the receipt of such a notice the applicant files a written modification of his application in conformity with the recommended changes of the commission, the commission shall cause a certificate of appropriateness or permit for demolition or removal, as the case may be, dated and signed by its chairman or secretary, to be issued to the applicant.

(*d*) In the case of a determination by the commission that an application for a certificate of appropriateness does not involve any exterior architectural feature, the commission shall cause a certificate of such determination, dated and signed by its chairman or secretary, to be issued forthwith to the applicant.

(*e*) The commission shall keep a permanent record of its resolutions, transactions, and determinations, and may make such rules and regulations consistent with this act and prescribe such forms as it shall deem desirable and necessary.

(*f*) The commission shall file with the town clerk a notice of all determinations made by it, and approvals of applications through failure of the commission to make a determination within the time allowed under section eight, except that no notice of a determination that an application for a certificate of appropriateness does not involve any exterior architectural feature need be filed.

(*g*) The commission may, subject to appropriation, employ technical assistants or consultants and incur other expenses necessary to the carrying on of its work and may accept money gifts and expend the same for such purposes. The commission may accept gifts of easements or other interests in real property which the commission may determine will protect the historic district or otherwise carry out the purposes of this act.

(*h*) The commission shall have, in addition to the powers, authority and duties granted to it by this act, such powers, authority and duties as may be delegated to it from time to time by vote of a town meeting.

(*i*) The commission may act as an historical commission under section eight D of chapter forty of the General Laws with the powers and duties therein provided if the town so votes.

SECTION 10. *Appeals.* — Any person aggrieved by a determination of the commission, whether or not previously a party to the proceeding, or any officer or board of the town may, within twenty days after the filing of a notice of such determination with the town clerk, appeal to the superior court sitting in equity for the county of Worcester. The court shall hear all pertinent evidence and determine the facts and if, upon the facts so determined, such determination is found to exceed the authority of the commission, the court shall annul such determination and remand the case for further action by the commission. The remedies provided by this action shall be exclusive; but the parties shall have all rights of appeal and exception as in other equity cases. Costs shall not be allowed against the commission unless it shall appear to the court that the commission acted in bad faith or with malice in the matter from which the appeal was taken. Costs shall not be allowed against the party appealing from such determination or approval of the commission unless it shall appear to the court that said party acted in bad faith or with malice in making the appeal to the court.

SECTION 11. *Enforcement.* — Any person who violates any of the provisions of this act or any by-law enacted hereunder shall be guilty

of a misdemeanor, and upon conviction thereof shall be fined not less than ten dollars nor more than two hundred dollars. The superior court sitting in equity for the county of Worcester upon the petition of the board of selectmen shall have jurisdiction to enforce the provisions of this act and any by-law enacted hereunder and the determinations, rulings and regulations issued pursuant thereto and may restrain by injunction violations thereof and issue such other orders for relief of violations as may be required.

SECTION 12. *Changes in Historic District.* — The district established by section two may be enlarged or reduced and new districts may be created by a two thirds vote at any regular or special town meeting, the warrant for which shall contain an article or articles for the purpose. Prior to any such action the planning board of the town shall hold a public hearing thereon and shall report its recommendations to the town meeting. The planning board shall give due notice of such hearing at least fourteen days prior thereto by posting notice of the time, place and purpose of the hearing in two prominent places in the town and by mailing, postage prepaid, a copy of said notice to the owners as they appear on the most recent real estate tax list of the board of assessors of all properties to be included in or removed from an historic district.

SECTION 13. *By-Laws.* — A by-law or by-laws further defining the powers and duties of the commission as authorized by this act, and if the town so votes limiting the extent of its authority as provided in section six of this act, may be adopted, amended and repealed from time to time by a majority vote at any regular or special town meeting, the warrant for which shall contain an article or articles for the purpose.

SECTION 14. *Severability of Provisions.* — The provisions of this act shall be deemed to be severable; and in case any section, paragraph or part of this act shall be held unconstitutional by any court of competent jurisdiction, the decision of such court shall not affect or impair the validity of any other sections, paragraphs or parts of this act.

SECTION 15. This act shall take effect upon its acceptance by the town of Petersham. *Approved April 27, 1966.*

Chap. 212. AN ACT AUTHORIZING THE CITY OF BOSTON TO SELL CERTAIN PARK LAND IN THE DORCHESTER DISTRICT OF SAID CITY TO THE CARNEY HOSPITAL.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any contrary provisions of general or special law, the city of Boston, acting by and through its mayor, is hereby authorized to sell and convey to the Carney Hospital, a public charitable corporation in the commonwealth, a certain parcel of land held by said city for park purposes and situated in the Dorchester district of said city, and shown on a plan of land by J. F. Hennessy, C. E., Brookline, Mass. dated Jan. 31, 1966, bounded and described as follows: — Beginning at a point being the southeast end of Hutchinson street (a private way), and running by land of the city of Boston S 22° 21' 01" E a distance of forty (40) feet; thence S 5° 16' 41" W by said land a distance of eight hundred and ninety-four and ninety-nine one hundredths (894.99) feet; thence turning and running by land of

Carney Hospital N 22° 29' 12" W a distance of six hundred and twenty-six (626) feet to a stone monument; thence N 25° 52' 54" W by land of said hospital a distance of two hundred and ten and eighty-seven one hundredths (210.87) feet; thence turning and running by lands of J. F. and M. A. Caskins, H. J. Jr. and M. A. White, and H. and F. McCarthy, and by the end of Hutchinson street N 68° 07' 06" E a distance of four hundred and twenty-nine and fifty-two one hundredths (429.52) feet to the point of beginning; and containing one hundred and eighty-four thousand and four (184,004) square feet, more or less.

SECTION 1A. Notwithstanding any provision of law to the contrary, the proceeds of any sale under the provisions of section one shall be expended only for improvements in Dorchester Park.

SECTION 2. This act shall take effect upon its acceptance by the city of Boston. *Approved April 27, 1966.*

Chap. 213. AN ACT EXTENDING THE DISTANCE FROM THE FARM WITHIN WHICH A VEHICLE MAY TRAVEL REGISTERED UNDER A GENERAL DISTINGUISHING PLATE OF A FARMER.

Be it enacted, etc., as follows:

SECTION 1. The second sentence of section 5 of chapter 90 of the General Laws, as appearing in chapter 830 of the acts of 1965, is hereby amended by striking out, in line 5, the word "twenty" and inserting in place thereof the word: — fifty.

SECTION 2. The last sentence of said section 5 of said chapter 90, as appearing in section 1 of chapter 483 of the acts of 1955, is hereby amended by striking out, in line 6, the word "twenty" and inserting in place thereof the word: — fifty. *Approved April 27, 1966.*

Chap. 214. AN ACT MAKING CERTAIN CHANGES IN THE POWERS AND DUTIES OF THE DEPARTMENT OF PUBLIC WELFARE.

Be it enacted, etc., as follows:

SECTION 1. Sections five, seven, nine, fourteen, twenty, twenty-one, twenty-two, thirty-eight and forty of chapter one hundred and twenty-one of the General Laws are hereby repealed.

SECTION 2. Section 1 of said chapter 121, as appearing in the Tercentenary Edition, is hereby amended by striking out lines 6 to 13, inclusive. *Approved April 27, 1966.*

Chap. 215. AN ACT AUTHORIZING A PUBLIC UTILITY COMPANY TO ENTER ON CERTAIN LAND TAKEN BY EMINENT DOMAIN FOR THE PURPOSE OF RELOCATING ITS FACILITIES.

Be it enacted, etc., as follows:

Chapter 81 of the General Laws is hereby amended by inserting after section 7J the following section: —

Section 7K. Whenever land or an easement therein is taken by the department by eminent domain for the purpose of relocating certain facilities of a public utility company, as authorized by section seven G,

the said public utility company, its authorized agents or employees, after due notice by registered mail to the persons in possession of land so taken, may enter upon any such lands, waters and premises, not including buildings, as said company may deem necessary or convenient for the purpose of relocating its facilities, and such entry shall not be deemed a trespass, nor an entry under any condemnation proceedings which may then be pending. *Approved April 27, 1966.*

Chap. 216. AN ACT RELATIVE TO THE EXEMPTION FROM TAXATION OF THE OFFICIAL RESIDENCES OF RABBIS OF HEBREW SYNAGOGUES OR TEMPLES.

Be it enacted, etc., as follows:

SECTION 1. Section 5 of chapter 59 of the General Laws is hereby amended by striking out clause Eleventh, as most recently amended by section 1 of chapter 212 of the acts of 1965, and inserting in place thereof the following clause: —

Eleventh, Houses of religious worship owned by, or held in trust for the use of, any religious organization, and the pews and furniture, and, to an amount not exceeding fifteen thousand dollars for each parsonage, parsonages so owned or held, and including the official residences occupied by district superintendents of the Methodist Church and The Christian and Missionary Alliance and of the Church of the Nazarene, and by district executives of Unitarian-Universalist churches, and the official residence occupied by the president of the New England Synod of the Lutheran Church in America, Inc., and the official residence occupied by a person who has been designated by the congregation of a Hebrew Synagogue or Temple as the rabbi thereof, but such exemption shall not, except as herein provided, extend to any portion of any such house of religious worship appropriated for purposes other than religious worship or instruction.

SECTION 2. The provisions of clause Eleventh of section five of chapter fifty-nine of the General Laws, as amended by section one of this act, shall be applicable to taxes levied for the year nineteen hundred and sixty-six and subsequent years. *Approved April 27, 1966.*

Chap. 217. AN ACT DEFINING "FARMING" OR "AGRICULTURE" UNDER THE PUBLIC HEALTH LAWS.

Be it enacted, etc., as follows:

Section 1 of chapter 111 of the General Laws is hereby amended by adding after the definition "Disease dangerous to the public health" the following definition: —

"Farming" or "Agriculture" shall include farming in all its branches and the cultivation and tillage of the soil, dairying, the production, cultivation, growing and harvesting of any agricultural, floricultural or horticultural commodities, the raising of livestock, the keeping and raising of poultry, swine, cattle and other domesticated animals used for food purposes, bees, fur-bearing animals, and any practices, including any forestry or lumbering operations, performed by a farmer, who is

hereby defined as one engaged in farming or agriculture as herein defined, or on a farm as an incident to or in conjunction with such farming operations, including preparations for market, delivery to storage, or to market or to carriers for transportation to market.

Approved April 27, 1966.

Chap. 218. AN ACT RELATIVE TO CERTAIN MORTGAGE AND COLLATERAL LOANS OF SAVINGS BANKS.

Be it enacted, etc., as follows:

SECTION 1. The third sentence of paragraph 5 of section 35 of chapter 168 of the General Laws, as amended by section 4 of chapter 50 of the acts of 1962, is hereby further amended by striking out, in line 2, the word "thirty" and inserting in place thereof the word: — thirty-five, — so as to read as follows: — No loan of this class shall be made or acquired for a sum in excess of thirty-five thousand dollars.

SECTION 2. The fifth sentence of paragraph 6 of said section 35 of said chapter 168, as amended by section 5 of said chapter 50, is hereby further amended by striking out, in line 2, the word "twenty-five" and inserting in place thereof the word: — thirty, — so as to read as follows: — No loan of this class shall be made or acquired for a sum in excess of thirty thousand dollars.

SECTION 3. Paragraph 6A of said section 35 of said chapter 168, inserted by chapter 219 of the acts of 1964, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence: — A mortgage loan not exceeding ninety per cent of the value of the real estate, payable not more than twenty-five years from the date of the note; provided, that the loan shall be secured by a mortgage on real estate improved with a dwelling designed to be occupied by not more than four families and occupied or to be occupied in whole or in part by the mortgagor; and provided further, that the terms of the note or mortgage shall require monthly payments in such amounts that the aggregate principal reduction at any time during the term of the loan shall be not less than that which would be required in the case of a note of like amount and interest rate providing for complete amortization by equal monthly payments over a period of twenty-five years; and provided further, that construction of the dwelling on the mortgaged property shall be completed prior to the making of any disbursement on the loan in excess of eighty per cent of the value of the real estate, that the mortgagor shall furnish to the board of investment an affidavit that the mortgagor does not require junior financing and that the board of investment shall certify in writing that the dwelling has a useful life beyond the term said loan has to run.

SECTION 4. Paragraph 7 of said section 35 of said chapter 168, as amended by chapter 327 of the acts of 1961, is hereby further amended by striking out the first two sentences and inserting in place thereof the following two sentences: — A mortgage loan upon two or more parcels of real estate contained within a single project being developed by one owner, for the purpose of financing the construction of a dwelling and appurtenances designed to be occupied by not more than four families upon each such parcel. Such mortgage loan shall not exceed seventy-five per cent of the aggregate estimated completed value of the parcels of land and structures thereon securing the mortgage, or twenty-five

thousand dollars with respect to each such parcel and structures thereon, whichever amount is the lesser.

SECTION 5. The fifth sentence of the first paragraph of paragraph 6 of section 38 of said chapter 168, as appearing in chapter 272 of the acts of 1963, is hereby amended by striking out, in line 4, the word "twenty" and inserting in place thereof the word: — twenty-five, — so as to read as follows: — Any loan made under this paragraph shall be payable at or prior to the expiration of the lease or of the last expiring of the leases securing the same but not exceeding twenty-five years from the date of the note secured thereby, and the leased real estate shall be subject to revaluation or inspection as provided by paragraph 6 of section thirty-six.

SECTION 6. The third paragraph of said paragraph 6 of said section 38 of said chapter 168, as appearing in section 1 of chapter 432 of the acts of 1955, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence: — No such loan shall be made for a sum in excess of one half of one per cent of the deposits of such bank, nor in excess of the total cost of the leased land and buildings as determined by the board of investment, if the construction or reconstruction or substantial improvement of such buildings was completed within ten years prior to the date of the loan, and not in excess of seventy per cent of the value of such land and buildings if such construction, reconstruction or substantial improvement was completed before the beginning of such ten years. *Approved April 27, 1966.*

Chap. 219. AN ACT RELATIVE TO ACCESS TO CERTAIN RECORDS IN THE STATE ARCHIVES.

Be it enacted, etc., as follows:

Section 42 of chapter 30 of the General Laws, as most recently amended by chapter 726 of the acts of 1964, is hereby further amended by inserting after the fifth sentence the following sentence: — Records may be kept in the archives under reasonable restrictions as to access, for a reasonable length of time; provided, that such restrictions are in writing and accepted by the records conservation board at a meeting at which the attorney general, or his designee, is present.

Approved April 27, 1966.

Chap. 220. AN ACT RELATIVE TO INVESTMENT IN REAL ESTATE MORTGAGE LOANS BY TRUST COMPANIES.

Be it enacted, etc., as follows:

SECTION 1. Paragraph (4) of subsection A of section 55 of chapter 172 of the General Laws, as amended by section 1 of chapter 262 of the acts of 1965, is hereby further amended by striking out, in lines 2 and 5, the word "seventy-five" and inserting in place thereof, in each instance, the word: — eighty, — and by striking out, in line 11, the word "twenty" and inserting in place thereof the word: — twenty-five, — so as to read as follows: —

(4) a mortgage loan on improved real estate, located in the United States, not exceeding eighty per cent of its appraised value, or a mortgage loan on a leasehold interest created pursuant to chapter three hun-

dred and fifty-four of the acts of nineteen hundred and fifty-two, as amended, not exceeding eighty per cent of the value of such leasehold interest; provided, that the terms of the note, mortgage or other such instrument shall require payments in periodic instalments, at intervals not exceeding three months, sufficient to amortize at least forty per cent of the principal in or within ten years or in periodic instalments, at intervals not exceeding three months, sufficient to fully amortize the principal in or within twenty-five years from the date of the note, mortgage or other such instrument or the acquisition thereof; .

SECTION 2. Said section 55 of said chapter 172 is hereby further amended by striking out subsection C, as appearing in section 1 of chapter 493 of the acts of 1961, and inserting in place thereof the following subsection: —

C. Loans made to finance the construction of industrial or commercial buildings and having maturities not exceeding twenty-four months where there is a valid and binding agreement entered into by a financially responsible lender to advance the full amount of the bank's loan upon the completion of the buildings shall not be considered as real estate loans, but shall be classed as ordinary commercial loans whether or not secured by a mortgage or similar lien upon the real estate upon which the building or buildings are being constructed; provided, that no such corporation shall invest in, or be liable on, any such loans in an aggregate amount in excess of one hundred per cent of its capital stock, surplus account and guaranty fund. *Approved April 27, 1966.*

Chap. 221. AN ACT PLACING EMPLOYEES OF CERTAIN DEPARTMENTS OF THE TOWN OF HULL UNDER THE DIRECTION AND SUPERVISION OF THE HIGHWAY SUPERINTENDENT.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of any general or special law or by-law to the contrary, the maintenance employees of the town of Hull serving under the supervision of the park and playground commissioners, the superintendent of the cemetery and the tree warden, on the effective date of this act, shall serve under the supervision and direction of the highway superintendent, and all powers and duties relative to such employees exercised by said commissioners, superintendent and tree warden shall thereafter be exercised by said highway superintendent. Nothing contained in this act shall be construed so as to affect the salary, rating, seniority, retirement or pension rights or any other privileges under any provision of law or by-law of any such employee.

SECTION 2. The park and playground commissioners, the superintendent of the cemetery and the tree warden shall continue to exercise their respective functions and duties except as provided in section one.

SECTION 3. This act shall take effect upon its acceptance by the town of Hull. *Approved April 27, 1966.*

Chap. 222. AN ACT REQUIRING THAT THE PROVISIONS RELATING TO THE GARAGING OR LEASING OF MOTOR VEHICLES INCLUDE TRAILERS.

Be it enacted, etc., as follows:

SECTION 1. Section 31 of chapter 90 of the General Laws, as amended by section 2 of chapter 201 of the acts of 1948, is hereby further amended by inserting after the word "vehicles", in line 2, the words: — or trailers.

SECTION 2. Section 32 of said chapter 90 is hereby amended by striking out the first sentence, as amended by chapter 196 of the acts of 1953, and inserting in place thereof the following sentence: — Every manufacturer of and dealer in motor vehicles or trailers, and every owner, proprietor, person in control or keeper of a garage, and, in the city of Boston, every owner, proprietor, person in control or keeper of an open air parking space kept open with attendants day and night for the storage or keeping for hire of motor vehicles or trailers, shall keep or cause to be kept in a book a proper record of every motor vehicle or trailer which enters and which leaves his garage, stable, shop or place of business; provided, however, that any dealer in motor vehicles or trailers, or person engaged in the repair or servicing of motor vehicles or trailers, who makes no charge for the storage of motor vehicles or trailers, shall be exempt from keeping the record book above referred to if and so long as he keeps adequate records of the repairs and services performed with respect to the motor vehicles or trailers which come into his custody, which records show in substance the information required to be shown in said book.

SECTION 3. Section 32C of said chapter 90, inserted by section 1 of chapter 209 of the acts of 1934, is hereby amended by inserting after the word "vehicles", in line 2 and in line 5, in each instance, the words: — or trailers.

SECTION 4. Section 32D of said chapter 90, as so inserted, is hereby amended by inserting after the word "vehicle", in line 2, the words: — or trailer.

SECTION 5. Section 32E of said chapter 90 is hereby amended by striking out the first paragraph, as so appearing, and inserting in place thereof the following paragraph: —

Each lessee shall enter, or cause to be entered, on the record required by section thirty-two D, his correct name and address, in full, and shall not permit or suffer any other person to operate such motor vehicle or use such trailer while it is so leased; provided, that a lessee who makes known at the time of leasing that he is unable, or does not intend, to operate such vehicle or use such trailer personally and intends to have such vehicle operated or used for him by another and who at such time also furnishes as to such operator the information required by section thirty-two D, may, with the consent of the lessor, permit such operator to operate such vehicle or use such trailer during the time of the lease. Operation of such vehicle by any person permitted or suffered by the lessee to operate the same in violation of this section shall nevertheless be deemed to be with the express or implied consent of the lessor for the purposes of sections thirty-four A to thirty-four J, inclusive.

SECTION 6. Section 32F of said chapter 90, as so inserted, is hereby amended by inserting after the word "vehicle", in line 2, the words: — or trailer.

Approved April 27, 1966.

Chap. 223. AN ACT AUTHORIZING THE ISSUANCE OF AN ALL-ALCOHOLIC BEVERAGES LICENSE TO THE PORTUGUESE-AMERICAN WAR VETERANS OF THE UNITED STATES, INC. AND THEIR AFFILIATED POSTS.

Be it enacted, etc., as follows:

Notwithstanding any limitation on the number of licenses to be issued under the provisions of section seventeen of chapter one hundred and thirty-eight of the General Laws, but subject, however, to all other provisions of said chapter, the licensing board of the city of Peabody is hereby authorized to issue to the Portuguese-American War Veterans of the United States, Inc. and their Affiliated Posts, a corporation duly established by law in the commonwealth, an annual club license to sell all alcoholic beverages, to be drunk on its premises, to its members and to guests introduced by such members and to no others.

Said license shall not be transferable to any other licensee and shall not be included in the number of licenses issued under authority of said section seventeen; provided, however, that if there is an addition to the quota of such licenses in said city under said section seventeen because of an increase in population in said city, then said license shall be included in such new quota.

(This Bill, returned by the governor, to the House of Representatives, the branch in which it originated, with his objections thereto, was passed by the House of Representatives, April 21, 1966, and, in concurrence, by the Senate, April 26, 1966, the objections of the governor, notwithstanding, in the manner prescribed by the constitution; and thereby has "the force of a law".)

Chap. 224. AN ACT VALIDATING THE ESTABLISHMENT AND CERTAIN PROCEEDINGS OF THE OXFORD-ROCHDALE SEWER DISTRICT.

Be it enacted, etc., as follows:

SECTION 1. The establishment of the Oxford-Rochdale Sewer District and all proceedings heretofore taken by said district or its officers relative to the acceptance of chapter two hundred and fifty of the acts of nineteen hundred and fifty-seven and the establishment and organization of said district are hereby validated and confirmed and said district is hereby declared to be, and at all times since its establishment to have been, a valid district with all the rights, powers and duties prescribed by said chapter two hundred and fifty.

SECTION 2. All proceedings heretofore taken by the Oxford-Rochdale Sewer District relative to the election of sewer commissioners and the appointment of a clerk and treasurer are hereby validated and confirmed and the present holders of those offices are hereby declared to be, and their predecessors in office at all times since the district's establishment to have been, duly and validly qualified and acting in their respective offices with all the rights, powers and duties prescribed therefor by said chapter two hundred and fifty.

SECTION 3. All votes passed by the Oxford-Rochdale Sewer District at the special district meeting held on October fifteenth, nineteen hundred and sixty-five, relative to making an appropriation for the purpose of laying out and constructing a system or systems of common sewers to

serve said district, to authorizing the issuance of bonds or notes to meet such appropriation, to authorizing the sewer commissioners to apply for, accept and expend federal or state aid for sewer construction and to authorizing sewer assessments, are hereby validated and confirmed. The district treasurer, with the approval of the sewer commissioners, is hereby authorized to issue bonds or notes in accordance with the provisions of said votes.

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

Approved May 2, 1966.

Chap. 225. AN ACT REPEALING THE PROVISION OF LAW THAT THE QUALIFICATIONS REQUIRED OF TRUSTEES OF SAVINGS BANKS SHALL NOT BE APPLICABLE TO SUCH TRUSTEES WHO ARE PRESIDENTS OF SAVINGS BANKS.

Be it enacted, etc., as follows:

The first paragraph of section 10 of chapter 168 of the General Laws is hereby amended by striking out provision 2, as amended by section 1 of chapter 163 of the acts of 1962, and inserting in place thereof the following provision: —

2. *Qualifications.* — Each trustee shall be a citizen of the commonwealth, and shall, at the time of election or within thirty days thereafter, be a depositor of such corporation and shall not have reached the age of seventy-two years at the time of election.

Approved May 2, 1966.

Chap. 226. AN ACT AUTHORIZING THE BOSTON POLICE RELIEF ASSOCIATION TO PROTECT AND PROMOTE THE SOCIAL AND ECONOMIC WELFARE OF ITS MEMBERS, THEIR FAMILIES AND DEPENDENTS.

Be it enacted, etc., as follows:

Section 1 of chapter 16 of the acts of 1876 is hereby amended by inserting after the word "wives", in line 10, the words: —, and for the purpose of protecting and promoting the social and economic welfare of said members, their families and dependents.

Approved May 2, 1966.

Chap. 227. AN ACT RELATIVE TO INVESTMENTS BY SAVINGS BANKS IN THE STOCKS OF BANK HOLDING COMPANIES.

Be it enacted, etc., as follows:

SECTION 1. Paragraph 3 of section 47 of chapter 168 of the General Laws, as appearing in section 1 of chapter 432 of the acts of 1955, is hereby amended by striking out lines 1 to 3, inclusive, and inserting in place thereof the following: —

3. *Bank and Bank Holding Company Stock Investment Limitations.* — Investments in any such bank stocks and in bank holding company stocks as permitted by this section shall be subject to the limitations contained in the following clauses (*a*), (*b*) and (*c*): —.

SECTION 2. Said section 47 of said chapter 168 is hereby further amended by striking out paragraph 4, added by section 3 of chapter

232 of the acts of 1964, and inserting in place thereof the following paragraph: —

4. *Bank Holding Company Stocks.* — (*a*) In the common stock of a bank holding company, as defined in chapter one hundred and sixty-seven A, provided such stock is received pursuant to an offer made by such bank holding company to exchange shares of its common stock for shares of a trust company incorporated under the laws of this commonwealth or for shares of a national banking association doing business in this commonwealth, or provided that such stock is received pursuant to a plan for the merger or consolidation of such a trust company or of such a national banking association with or into, or the transfer, sale or exchange of property or of assets of such a trust company or of such a national banking association to or with, a trust company incorporated under the laws of this commonwealth or a national banking association doing business in this commonwealth the stock of which trust company or national banking association, as the case may be, is at the time owned by such bank holding company. (*b*) In the common stock of a bank holding company, as defined in chapter one hundred and sixty-seven A, acquired otherwise than as set forth in the foregoing provisions of subdivision (*a*) of this paragraph, provided at least two thirds of such holding company's assets at book value at the end of its fiscal year immediately preceding the date of investment consist of bank stocks of any of the kinds referred to in paragraph 1 or paragraph 2 of this section. If after an investment, the assets of such bank holding company at book value, at any time, constitute less than two thirds of bank stocks legal for investment under said paragraphs 1 or 2, such holding company stock shall be disposed of within such reasonable time as the commissioner shall determine. *Approved May 2, 1966.*

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, May 3, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience requires that the law being Chapter 227 of the Acts of 1966 entitled "An Act relative to Investments by Savings Banks in the Stocks of Bank Holding Companies.", and the enactment of which received my approval on May 2, 1966, should take effect forthwith.

I further declare that in my opinion said law is an emergency law and the facts constituting the emergency are as follows:

Postponement of the operation of this act for 90 days would defeat its purpose for the reason that the current economic conditions with respect to diversification of investments make it urgent that this form of investment be made available without further delay.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, May 3, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at eleven o'clock and forty minutes, A.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter two hundred and twenty-seven of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 228. AN ACT MAKING THE LAW RELATIVE TO REMOVING CERTAIN ILLEGALLY PARKED VEHICLES FROM CERTAIN PUBLIC WAYS IN THE CITY OF BOSTON APPLICABLE THROUGHOUT SAID CITY.

Be it enacted, etc., as follows:

SECTION 1. Section 2 of chapter 263 of the acts of 1929 is hereby amended by striking out the fifth paragraph, as appearing in chapter 387 of the acts of 1964, and inserting in place thereof the following paragraph: —

By any rule or regulation adopted under this section, the commission may authorize, with such limitations, if any, as the commission may think proper, the police commissioner of the city, or such sergeants or officers of higher rank in the police department of the city as he may from time to time designate, to remove to some convenient place, through the agency of a person or persons in the employ of the police department of the city, or by an independent contractor selected on the basis of competitive bids invited by advertisement in the City Record, as said police commissioner shall from time to time determine, any vehicle, except a vehicle owned by the commonwealth or a political subdivision thereof or by the United States or an instrumentality thereof or registered by a member of a foreign diplomatic corps or by a foreign consular officer who is not a citizen of the United States and bearing a distinctive number plate or otherwise conspicuously marked as so owned or registered, and except also a vehicle owned by a disabled veteran and bearing a distinctive number plate authorized by section two of chapter ninety of the General Laws parked or standing on any part of any such street, way, highway, road or parkway in such manner as to impede in any way the plowing or removal of snow or ice or in violation of any rule or regulation adopted under this section which prohibits the parking or standing of all vehicles on such part at such time and recites that whoever violates it shall be liable to charge for the removal and storage of the vehicle as well as subject to punishment by fine, and may impose liability for the reasonable cost of such removal, and of the storage charges, if any, resulting therefrom, upon the owner of such vehicle; provided, however, that the liability so imposed for removal shall not exceed eight dollars, that the liability so imposed for storage shall not exceed the schedule of maximum rates contained in the then latest lease of an off-street parking facility under chapter four hundred and seventy-four of the acts of nineteen hundred and forty-six, as amended, and

that neither such removal nor such storage shall be deemed to be services rendered or work performed by the city or any department thereof within the meaning of chapter two hundred and twenty-two of the acts of nineteen hundred and forty-nine; and provided, further, that the city of Boston shall be liable to the owner of such vehicle for any damage caused to it arising out of negligence in the course of such removal and storage. No rule or regulation reciting that whoever violates it shall be liable to charge for the removal and storage of the vehicle as well as subject to punishment by fine shall be valid unless, in a writing filed with the secretary of the commission at the time of the adoption of such rule or regulation, every member of the commission voting for the adoption thereof certifies that after taking into account the public safety and convenience, the reasonably free circulation of vehicular traffic and the need for providing in the streets, ways, highways, roads and parkways in the city the maximum number of parking spaces at all times, he is of opinion that such rule or regulation is required by urgent public necessity.

SECTION 2. This act shall take effect upon its acceptance by the city of Boston. *Approved May 2, 1966.*

Chap. 229. AN ACT RELATIVE TO THE INVESTMENT OF THE FUNDS OF FRATERNAL BENEFIT SOCIETIES.

Be it enacted, etc., as follows:

Section 40 of chapter 176 of the General Laws, as most recently amended by section 26 of chapter 493 of the acts of 1961, is hereby further amended by adding the following two sentences: — Any society, having admitted assets as shown by its annual statement filed with the commissioner in excess of one hundred per cent of its entire liabilities, including its required reserves, provided such reserves are at least equivalent to the amount required by the American Experience Table of Mortality with interest at two and one half per cent per annum, may invest an amount not exceeding twenty-five per cent of such excess in the shares of stock of companies incorporated under the laws of the United States, or any state thereof, or in the certificates of beneficial interest issued by an association or trust as defined in section one of chapter one hundred and eighty-two; provided, that the owners or holders of such stock or certificates may not become liable to any assessment except for taxes. No society shall invest in, acquire, or hold directly or indirectly, more than ten per cent of the capital stock of any corporation, or of the certificates of any association or trust; nor shall more than ten per cent of the society's funds be invested in the stock of any one corporation or in the shares of any one association or trust.

Approved May 2, 1966.

Chap. 230. AN ACT AUTHORIZING THE CITY OF LYNN TO APPROPRIATE AN ADDITIONAL AMOUNT IN THE CURRENT YEAR FOR A RECREATIONAL AND MEETING PLACE FOR THE AGING.

Be it enacted, etc., as follows:

SECTION 1. In addition to the appropriation authorized under the provisions of clause (49) of section five of chapter forty of the General

Laws the city of Lynn may, in the current year, appropriate and expend a sum, not exceeding three thousand dollars, for the purpose of providing a recreational and meeting place for the aging.

SECTION 2. This act shall take effect upon its acceptance by the city of Lynn. *Approved May 2, 1966.*

Chap. 231. AN ACT RELATIVE TO THE ELECTION OF MEMBERS OF THE SCHOOL COMMITTEE OF THE CITY OF PITTSFIELD.

Be it enacted, etc., as follows:

The second paragraph of section 15 of chapter 280 of the acts of 1932, as amended by section 2 of chapter 733 of the acts of 1965, is hereby further amended by adding the following sentence: — At the biennial election to be held in the year nineteen hundred and sixty-seven, the candidates for terms of two years and the candidates for terms of four years shall be nominated and elected as though to two separate offices. *Approved May 2, 1966.*

Chap. 232. AN ACT RELATIVE TO CERTAIN DEFINITIONS IN THE UNFAIR SALES LAW.

Be it enacted, etc., as follows:

Section 14G of chapter 93 of the General Laws, as appearing in section 1 of chapter 410 of the acts of 1938, is hereby amended by striking out clause (*h*) and inserting in place thereof the following clause: —

(*h*) Where the price of merchandise is made in good faith to meet the lower lawful price of a competitor which is based on a bona fide mark-up over a lower legal cost to the competitor as defined in paragraphs (*a*), (*b*), (*c*) and (*d*) of section fourteen E. *Approved May 3, 1966.*

Chap. 233. AN ACT RELATIVE TO ALTERING, FORGING OR COUNTERFEITING A CERTIFICATE OF NUMBER OF A MOTORBOAT.

Be it enacted, etc., as follows:

Chapter 90B of the General Laws is hereby amended by inserting after section 4 the following section: —

Section 4A. Whoever falsely makes, alters, forges, or counterfeits, or procures or assists another to falsely make, alter, forge or counterfeit, a certificate of number of a motorboat, or whoever forges, or without authority uses the signature, facsimile of the signature, or validating signature stamp of the director of the division of motorboats upon a genuine or falsely made, altered, forged or counterfeited certificate of number of a motorboat, or whoever has in his possession, or utters, publishes as true or in any way makes use of a falsely made, altered, forged or counterfeited certificate of number of a motorboat, and whoever has in his possession or utters, publishes as true, or in any way makes use of a falsely made, altered, forged or counterfeited signature, facsimile of the signature or validation signature stamp of the director of the division of motorboats, shall be punished by a fine of not more than one hundred dollars. *Approved May 3, 1966.*

Chap. 234. AN ACT AUTHORIZING CITIES AND TOWNS TO BORROW FOR REMODELING, RECONSTRUCTING OR MAKING EXTRAORDINARY REPAIRS TO PUBLIC BUILDINGS, WITH APPROVAL OF THE EMERGENCY FINANCE BOARD.

Be it enacted, etc., as follows:

SECTION 1. Section 7 of chapter 44 of the General Laws, as most recently amended by section 1 of chapter 581 of the acts of 1965, is hereby further amended by inserting after clause (3) the following clause: —

(3A) For remodeling, reconstructing or making extraordinary repairs to public buildings owned by the city or town such amounts as may be approved by the emergency finance board established under section one of chapter forty-nine of the acts of nineteen hundred and thirty-three, and for such maximum term, not exceeding ten years, as said board shall fix, ten per cent. Each city or town seeking approval by the board of a loan under this clause for the remodeling, reconstruction or repair of a public building shall submit to said board all plans and other information considered by the board to be necessary for a determination of the probable extended use of such building likely to result from such remodeling, reconstruction or repair, and in considering approval of any such requested loan and the terms thereof, special consideration shall be given to such determination. The members of the emergency finance board, when acting on loans under this clause shall receive compensation to the same extent as provided under chapter three hundred and sixty-six of the acts of nineteen hundred and thirty-three, as amended, including chapter seventy-four of the acts of nineteen hundred and forty-five.

SECTION 2. Sections one and two of chapter two hundred and seventy-five of the acts of nineteen hundred and forty-eight are hereby repealed.

SECTION 3. Notwithstanding the provisions of section two of this act, a city or town which has authorized debt under the provisions of section one of chapter two hundred and seventy-five of the acts of nineteen hundred and forty-eight, prior to the effective date of this act, may incur such debt within the limitations prescribed by section ten of chapter forty-four of the General Laws. *Approved May 3, 1966.*

Chap. 235. AN ACT RELATIVE TO THE IMPANELLING OF GRAND JURORS.

Be it enacted, etc., as follows:

SECTION 1. Chapter 277 of the General Laws is hereby amended by striking out section 1, as most recently amended by section 1 of chapter 326 of the acts of 1964, and inserting in place thereof the following section: —

Section 1. The clerk of the courts for each county, except Suffolk and Middlesex, shall, not less than twenty-eight days before the commencement of the first sitting of the superior court for criminal business in each year, issue writs of venire facias for thirty-five veniremen, from whose numbers the court shall select twenty-three grand jurors who shall serve in said court until the first regular sitting in the year next after they have been impanelled and until another grand jury has been impanelled in their stead. In counties where sittings of the court are established for

the transaction of criminal business, they shall be required to attend only at such sittings.

SECTION 2. Said chapter 277 is hereby further amended by striking out section 2, as amended by section 6 of chapter 144 of the acts of 1932, and inserting in place thereof the following section: —

Section 2. The clerk of the superior court for criminal business in Suffolk county shall, not less than twenty-eight days before the first Mondays of January and July, respectively, issue writs of venire facias for thirty-five veniremen of whom thirty-two shall be from Boston and one each from Chelsea, Revere and Winthrop. From these thirty-five veniremen the court shall then select twenty-three grand jurors to serve in said court, who shall serve for each sitting thereof for six months and until another grand jury has been impanelled in their stead.

SECTION 3. Said chapter 277 is hereby further amended by striking out section 2A, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: —

Section 2A. The clerk of the courts in any county, or in Suffolk the clerk of the superior court for criminal business, shall, upon written request of the attorney general accompanied by a certificate that public necessity requires such action, signed by the chief justice of the superior court, issue writs of venire facias for thirty-five veniremen of whom the court shall select twenty-three for service as a special grand jury to hear, consider and report on such matters as the attorney general may present. Said jurors shall serve for a period of six months, unless sooner discharged by the attorney general or by the said chief justice, and shall be drawn, summoned and returned in the same manner, and shall have the same powers and receive the same compensation, as grand jurors summoned for service under sections one and two, and the provisions of sections three to fourteen, so far as apt, shall apply to such jurors.

SECTION 4. Said chapter 277 is hereby further amended by striking out section 2B, inserted by section 2 of chapter 326 of the acts of 1964, and inserting in place thereof the following section: —

Section 2B. The clerk of the courts for Middlesex county shall, not less than twenty-eight days before the first Mondays of January and July, respectively, issue writs of venire facias for thirty-five veniremen from whom the court shall select twenty-three grand jurors who shall serve in said court for each sitting thereof for six months and until another grand jury has been impanelled in their stead.

SECTION 5. Said chapter 277 is hereby further amended by inserting after section 3 the following section: —

Section 3A. On the day when veniremen are summoned to attend at court for the formation of the grand jury, the clerk of the court for Suffolk county shall call the name of each person, so summoned, to be written on separate ballots, substantially of uniform size and, except for those summoned from Chelsea, Revere and Winthrop, shall cause them to be placed in a box provided therefor. The clerk in open court, after shaking the ballots thoroughly, shall draw them out in succession until he has drawn the names of twenty-two who appear and are not excused or set aside. The clerk shall then cause the names of those summoned from Chelsea, Revere and Winthrop to be placed in the box provided therefor and after shaking the ballots thoroughly he shall draw out the name of one who appears and is not excused or set aside.

Approved May 3, 1966.

Chap. 236. AN ACT RELATIVE TO SESSIONS FOR REGISTRATION OF VOTERS.

Be it enacted, etc., as follows:

SECTION 1. Section 26 of chapter 51 of the General Laws is hereby amended by striking out the first sentence, as amended by section 7 of chapter 437 of the acts of 1962, and inserting in place thereof the following sentence: — The registrars, for the purpose of registering voters and receiving applications to qualify under section one A for voting for electors of president and vice-president, in the manner hereinafter provided, shall hold such day and evening sessions as the town by by-law or the city by ordinance shall prescribe, and such other sessions at locations that they deem effective for the purpose of registering voters, and they may, for such purposes, use mobile registration units; but, except as provided in sections thirty-four and fifty, there shall be no registration of voters between ten o'clock in the evening on the thirty-first day preceding, and the day following, the biennial state primary, the presidential primary and the biennial state election, nor in any city between ten o'clock in the evening on the twentieth day preceding and the day following a city election, or a city primary or preliminary election, nor in any town between ten o'clock in the evening on the twentieth day preceding and the day following the annual town meeting notwithstanding any contrary provision in any special law.

SECTION 2. Section 29B of said chapter 51 is hereby amended by striking out the first sentence, as appearing in section 6 of chapter 34 of the acts of 1947, and inserting in place thereof the following two sentences: — In cities the registrars shall, within sixty days before the biennial state election or the regular city election, but on or before the last day fixed for registration, hold one or more sessions in one or more suitable places in each ward of the city. They shall hold at least one night session in each week during the last three weeks prior to the close of registration at their principal office, and they shall hold at least one session on a Saturday during the last two weeks prior to the close of registration.

SECTION 3. Section 30 of said chapter 51 is hereby amended by striking out the first two sentences, as appearing in section 7 of said chapter 34, and inserting in place thereof the following three sentences: — In towns divided into voting precincts the registrars shall, within sixty days before the biennial state election or the annual town meeting, as the case may be, but in each case on or before the last day fixed for registration, hold one or more sessions in each voting precinct. They shall hold at least one night session in each week during the last three weeks prior to the close of registration, at their principal office, and they shall hold at least one session on a Saturday during the last two weeks prior to the close of registration. In towns not divided into precincts they shall, during the same periods, hold similar sessions in one or more suitable places.

SECTION 4. Section 31 of said chapter 51, as appearing in the Tercentenary Edition, is hereby amended by adding the following sentence: — If the final day for registration of voters preceding the biennial state primary, the presidential primary, or the biennial state election falls on a Saturday the registrars of each city and town shall hold sessions on said day whether or not the provisions of section one hundred and ten A of chapter forty-one are in effect in their respective cities or towns.

Approved May 3, 1966.

Chap. 237. AN ACT PROVIDING THAT THE DIRECTOR OF THE DIVISION OF FISHERIES AND GAME AND THE CHAIRMAN OF THE STATE RECLAMATION BOARD BE ADVISORY MEMBERS OF THE COMMITTEE FOR CONSERVATION OF SOIL, WATER AND RELATED RESOURCES IN THE DIVISION OF CONSERVATION SERVICES IN THE DEPARTMENT OF NATURAL RESOURCES.

Be it enacted, etc., as follows:

Section 19 of chapter 21 of the General Laws, added by section 3 of chapter 664 of the acts of 1963, is hereby amended by striking out the second, third, fourth, fifth and sixth sentences and inserting in place thereof the following five sentences: — Said committee shall consist of seven voting members and three nonvoting advisory members. The seven voting members shall include three ex officio and four appointed members. The ex officio members shall be the commissioner of agriculture, the chairman of the water resources commission, and the dean of the college of agriculture at the University of Massachusetts. The four appointed members shall be appointed by said members ex officio, as follows: — one from a list of two names submitted by the Massachusetts Association of Soil Conservation Districts, one from a list of two names submitted by the Massachusetts Association of Conservation Commissions, one from a list of two names submitted by the executive committee of the State Grange and one from a list of two names submitted by the executive committee of the Massachusetts Farm Bureau Federation. The state conservationist of the United States soil conservation service, the director of the division of fisheries and game, and the chairman of the state reclamation board shall be the advisory members. *Approved May 3, 1966.*

Chap. 238. AN ACT DEFINING THE WORDS "RIGHT TO OPERATE" UNDER THE MOTOR VEHICLE LAWS.

Be it enacted, etc., as follows:

Section 1 of chapter 90 of the General Laws is hereby amended by inserting after the definition of "Repairman" the following definition: —

"Right to operate", the privilege of operating motor vehicles on the ways of the commonwealth conferred by a license issued under section eight, a learner's permit issued under section eight B, or by reciprocity to nonresidents under sections three and ten.

Approved May 3, 1966.

Chap. 239. AN ACT REQUIRING CERTAIN OFFICIALS NOT TO ACCEPT OR APPROVE CERTAIN PLANS AND SPECIFICATIONS FOR THE CONSTRUCTION, RECONSTRUCTION, ENLARGEMENT OR ALTERATION OF BUILDINGS OR STRUCTURES UNLESS THEY BEAR THE SEAL OF A REGISTERED ARCHITECT OR A REGISTERED PROFESSIONAL ENGINEER.

Be it enacted, etc., as follows:

Chapter 143 of the General Laws is hereby amended by inserting after section 54 the following section: —

Section 54A. No officer, board or commission of the commonwealth, or of any city, town or district, charged with the enforcement of laws,

by-laws, ordinances, rules or regulations relating to the construction, reconstruction, enlargement or alteration of buildings or structures, shall accept or approve any plans or specifications that do not bear the seal of registration of an architect or a professional engineer, unless the plans and specifications are not required to be prepared by a registered architect or by a registered professional engineer, as set forth in sections sixty L and eighty-one R, respectively, of chapter one hundred and twelve; provided, however, that this section shall not be construed as authorizing a registered architect or registered professional engineer to prepare or submit plans and specifications which he is prohibited from preparing or submitting under any other provision of law.

Approved May 4, 1966.

Chap. 240. AN ACT RELATIVE TO THE RIGHTS IN PROPERTY HELD AS TENANTS IN COMMON BY ELECTRIC COMPANIES.

Be it enacted, etc., as follows:

Chapter 164 of the General Laws is hereby amended by inserting after section 99 the following section: —

Section 99A. Notwithstanding any contrary provision of law, if an electric company acquires or owns an interest as a tenant in common with one or more domestic or foreign corporations, associations or persons, in any property in this commonwealth used or useful for electric utility company purposes, the surrender or waiver by any owner of such property, by agreement or otherwise, of its rights to partition such property for a period not exceeding the period for which such property is used or useful for electric utility company purposes, shall not be invalid or unenforceable by reason of the length of such period, or as unduly restricting the alienation of such property. Such property shall include, but is not limited to, water storage reservoirs, transmission lines, plants for generating electricity, office buildings and equipment, and transportation equipment.

Approved May 4, 1966.

Chap. 241. AN ACT PROVIDING FOR A SEVENTH ASSISTANT CLERK IN THE MUNICIPAL COURT OF THE ROXBURY DISTRICT.

Be it enacted, etc., as follows:

Section 10 of chapter 218 of the General Laws is hereby amended by striking out the fifth paragraph, as amended by chapter 595 of the acts of 1962, and inserting in place thereof the following paragraph: —

A fourth, fifth, sixth and seventh assistant clerk with salaries payable by the county may be appointed in the municipal court of the Roxbury district.

Approved May 4, 1966.

Chap. 242. AN ACT REQUIRING EACH LOCAL COUNCIL ON AGING TO MAKE AN ANNUAL REPORT, AND TO SEND A COPY THEREOF TO THE COMMISSION ON AGING, WHICH SHALL REVIEW AND EVALUATE THE WORK OF THE COUNCIL.

Be it enacted, etc., as follows:

Chapter 40 of the General Laws is hereby amended by striking out section 8B, as most recently amended by section 3 of chapter 430 of the acts of 1964, and inserting in place thereof the following section: —

Section 8B. A city by ordinance or a town by by-law may establish a council on aging for the purpose of coordinating or carrying out programs designed to meet the problems of the aging in coordination with programs of the commission on aging established under section seventy-three of chapter six. The council shall submit an annual report to the city or town and shall send a copy thereof to the commission on aging. The commission on aging from time to time shall review and evaluate such reports and make recommendations as to any required or needed changes in said local programs. The council may appoint such clerks and other employees as it may require. *Approved May 4, 1966.*

Chap. 243. AN ACT PROVIDING TENURE OF OFFICE FOR DANIEL J. VIGNONE, ASSISTANT SUPERINTENDENT OF STREETS AND ASSISTANT SUPERINTENDENT OF THE WATER AND SEWER DEPARTMENT OF THE TOWN OF LONGMEADOW.

Be it enacted, etc., as follows:

SECTION 1. The tenure of office of Daniel J. Vignone, incumbent of the office of assistant superintendent of streets and assistant superintendent of the water and sewer department of the town of Longmeadow shall, on the effective date of this act, be unlimited, but he may be removed therefrom for cause after hearing in the manner provided by section forty-three of chapter thirty-one of the General Laws.

SECTION 2. This act shall be submitted to the voters of the town of Longmeadow at the annual town meeting in the year nineteen hundred and sixty-seven in the form of the following question, which shall be placed upon the official ballot to be used for the election of town officers at said meeting: — "Shall an act passed by the General Court in the year nineteen hundred and sixty-six, entitled 'An Act providing tenure of office for Daniel J. Vignone, assistant superintendent of streets and assistant superintendent of the water and sewer department of the town of Longmeadow', be accepted?" If a majority of the votes in answer to said question is in the affirmative, this act shall thereupon take full effect, but not otherwise. *Approved May 4, 1966.*

Chap. 244. AN ACT PROVIDING TENURE OF OFFICE FOR DONALD A. ROBB, SUPERINTENDENT OF STREETS AND SUPERINTENDENT OF THE WATER AND SEWER DEPARTMENT OF THE TOWN OF LONGMEADOW.

Be it enacted, etc., as follows:

SECTION 1. The tenure of office of Donald A. Robb, incumbent of the office of superintendent of streets and superintendent of the water and sewer department of the town of Longmeadow shall, on the effective date of this act, be unlimited, but he may be removed therefrom for cause after hearing in the manner provided by section forty-three of chapter thirty-one of the General Laws.

SECTION 2. This act shall be submitted to the voters of the town of Longmeadow at the annual town meeting in the year nineteen hundred and sixty-seven in the form of the following question, which shall be placed upon the official ballot to be used for the election of town officers at said meeting: — "Shall an act passed by the General Court in the

year nineteen hundred and sixty-six, entitled 'An Act providing tenure of office for Donald A. Robb, superintendent of streets and superintendent of the water and sewer department of the town of Longmeadow', be accepted?" If a majority of the votes in answer to said question is in the affirmative, this act shall thereupon take full effect, but not otherwise. *Approved May 4, 1966.*

Chap. 245. AN ACT AUTHORIZING MOBILE BRANCH BANKING.

Be it enacted, etc., as follows:

Chapter 167 of the General Laws is hereby amended by adding after section 59 the following section: —

Section 60. Mobile branch banking may be authorized by the commissioner of banks subject to this chapter in the county where the main office of such bank is located under such conditions as he may approve and subject to such regulations as he may establish.

Approved May 4, 1966.

Chap. 246. AN ACT PROVIDING FOR THE TRANSFER OF CERTAIN CAPITAL OUTLAY FUNDS TO CERTAIN PROJECTS AT THE SOUTHEASTERN MASSACHUSETTS TECHNOLOGICAL INSTITUTE.

Be it enacted, etc., as follows:

To provide for supplementing certain appropriations previously made, the sums set forth are hereby transferred as designated in the following items: —

Department of Education.

Southeastern Massachusetts Technological Institute.

Item	
8064-21 8260-68	Item 8064-21 of section two of chapter six hundred and forty-eight of the acts of nineteen hundred and sixty-three is hereby amended by adding the following: — ; provided, that the amount of two hundred and forty thousand dollars shall be transferred to this item from the unencumbered balance remaining in item 8260-68 of section two of chapter six hundred and four of the acts of nineteen hundred and fifty-nine.
8066-80 8260-68	Item 8066-80 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five is hereby amended by adding the following: — ; and, provided further, that the amount of two million dollars shall be transferred to this item from the unencumbered balance remaining in item 8260-68 of section two of chapter six hundred and four of the acts of nineteen hundred and fifty-nine.

Approved May 4, 1966.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, May 4, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience requires that the law

being Chapter 246 of the Acts of 1966, entitled "An Act providing for the Transfer of Certain Capital Outlay Funds to Certain Projects at the Southeastern Massachusetts Technological Institute.", and the enactment of which received my approval on May 4, 1966, should take effect forthwith.

I further declare that in my opinion said law is an emergency law and the facts constituting the emergency are as follows:

Postponement of the operation of this act for 90 days would defeat its purpose which is the need to make funds available immediately for construction projects at Southeastern Massachusetts Technological Institute.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, May 5, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at nine o'clock and forty-five minutes, A.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter two hundred and forty-six of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 247. AN ACT AUTHORIZING CITIES AND TOWNS TO EMPLOY CERTAIN STUDENT INTERNS IN POLICE DEPARTMENTS.

Be it enacted, etc., as follows:

Section 5 of chapter 40 of the General Laws is hereby amended by inserting after clause (59), inserted by chapter 327 of the acts of 1965, the following clause: —

(60) For the necessary expenses of implementing an in-service training program for the police department, and for the employment of student interns while attending public or private institutions of higher education with degree granting powers in the field of law enforcement, police administration, or scientific detection; provided, however, that each such student intern is enrolled in courses leading to one of the aforementioned degrees; and provided, further, that no such student intern shall during the period of his internship be armed.

Approved May 5, 1966.

Chap. 248. AN ACT PROVIDING LIFE TENURE FOR MAURICE F. McGRATH, JR., INCUMBENT OF THE OFFICE OF BUILDING INSPECTOR, AND ROBERT GOOKIN, INCUMBENT OF THE OFFICE OF GAS INSPECTOR OF THE TOWN OF DRACUT.

Be it enacted, etc., as follows:

The tenure of office of Maurice F. McGrath, Jr., incumbent of the office of building inspector and of Robert Gookin, incumbent of the

office of gas inspector of the town of Dracut shall, upon the effective date of this act, be unlimited, but each of said incumbents may be removed therefrom for cause after hearing in the manner provided by section forty-three of chapter thirty-one of the General Laws.

(This Bill, returned by the governor, to the House of Representatives, the branch in which it originated, with his objections thereto, was passed by the House of Representatives, May 3, 1966, and, in concurrence, by the Senate, May 4, 1966, the objections of the governor, notwithstanding, in the manner prescribed by the constitution; and thereby has "the force of a law".)

Chap. 249. AN ACT PROVIDING FOR A WORK RELEASE PROGRAM FOR PRISONERS IN THE HOUSE OF CORRECTION IN BERKSHIRE COUNTY.

Be it enacted, etc., as follows:

In Berkshire county the sheriff may establish a work release program under which persons sentenced to the house of correction, except sex offenders and persons sentenced for acts of violence, may be granted the privilege of leaving actual confinement during necessary and reasonable hours for the purpose of working at gainful private employment within the commonwealth. Such program may also include, under appropriate conditions, release for the purpose of seeking such employment.

Any such inmate may apply to the sheriff for permission to participate in such program. The application shall include a statement by the inmate that he agrees to abide by all terms and conditions of the particular plan adopted for him by the sheriff if such application is approved, shall state the name and address of the proposed employer, if any, and shall contain such other information as the sheriff may require. The sheriff may approve, disapprove, or defer action on such application. In the event of approval the sheriff shall adopt a work release plan for the inmate which shall contain such terms and conditions as may be necessary and proper; and such plan shall be signed by the inmate prior to his participation in the program. At any time after approval has been granted, it may be revoked at will by the sheriff.

An inmate shall surrender to the sheriff his total earnings under such program. The sheriff shall deduct from such earnings, the following: First, an amount determined by the sheriff to be the cost to the county of providing food, lodging and clothing for such inmate; second, the actual and necessary food, travel and other expenses of such inmate when released from actual confinement under the program; and third, the amount for support of his wife and children that may be ordered by any court. Any balance shall be credited to the account of the inmate and shall be paid to him upon his final release.

No inmate shall be deemed to be an employee of the county under chapter one hundred and fifty-two of the General Laws while participating in a work release program.

Any inmate participating in such work release program and permitted to leave his place of confinement for the purpose of working at gainful employment, as hereinabove provided, who leaves his place of private employment without permission of his employer and with the intention of not returning to his place of confinement, or who having been ordered

by the sheriff of any such county to return to his place of confinement neglects or refuses to do so, shall be held to have escaped from such house of correction, and shall be arrested and returned to such house of correction and, upon conviction of such escape, shall be sentenced to that house of correction for a term not to exceed one year. The expense of the arrest and return of any such inmate shall be paid in the same manner as the expense of the arrest and return of an inmate who escapes from a house of correction.

Nothing in this act shall be construed to affect eligibility for release or parole. *Approved May 9, 1966.*

Chap. 250. AN ACT ESTABLISHING INITIATIVE AND REFERENDUM PROCEDURE IN THE CITY OF TAUNTON.

Be it enacted, etc., as follows:

SECTION 1. The provisions of sections thirty-seven to forty-four, inclusive, of chapter forty-three of the General Laws, relative to the initiative and referendum procedure in cities which adopt one of the plans of government provided in said chapter forty-three, shall be applicable in the city of Taunton to the same extent as though said city had adopted one of said plans.

SECTION 2. This act shall take effect upon its acceptance by the city of Taunton. *Approved May 9, 1966.*

Chap. 251. AN ACT MAKING CERTAIN CHANGES IN THE MEMBERSHIP OF THE BOARD OF EDUCATION AND THE ADVISORY COUNCIL ON EDUCATION.

Be it enacted, etc., as follows:

SECTION 1. Section 1E of chapter 15 of the General Laws, as appearing in section 2 of chapter 572 of the acts of 1965, is hereby amended by striking out, in lines 3 and 4, the words "commissioner of education", and inserting in place thereof the words: — director of research of the advisory council on education.

SECTION 2. Section 1H of said chapter 15, as so appearing, is hereby amended by striking out the first paragraph and inserting in place thereof the following paragraph: —

There is hereby established an advisory council on education. Said council shall consist of the chancellor of the board of higher education and the commissioner of education, as members ex officiis, and nine persons, residents of the commonwealth, to be appointed by the governor, one of whom shall be a member of a labor organization affiliated with the Massachusetts State Labor Council AFL–CIO. The members ex officiis shall have no vote. At no time shall there be more than five appointive members from the same major political party on the council.

Approved May 9, 1966.

Chap. 252. AN ACT PROVIDING THAT THE FURNISHING OF SAFETY INSPECTION OR ADVISORY SERVICES BY AN INSURER SHALL NOT SUBJECT SUCH INSURER TO LIABILITY FOR DAMAGES AS A RESULT OF ANY ACT OR OMISSION IN THE COURSE OF SUCH SERVICES.

Be it enacted, etc., as follows:

Chapter 143 of the General Laws is hereby amended by inserting after section 16 the following section: —

Section 16A. The furnishing of, or failure to furnish, safety inspection or advisory services intended to reduce the likelihood of injury, death or loss shall not subject an insurer, its agent or employee undertaking to perform such services as an incident to insurance, to liability for damages from injury, death or loss occurring as a result of any act or omission in the course of such services. This provision shall not apply in the event the active negligence of the insurer, its agent or employee created the condition which was the proximate cause of injury, death or loss. *Approved May 9, 1966.*

Chap. 253. AN ACT RELATIVE TO THE ACCEPTANCE OF A STATUTE BY A DISTRICT.

Be it enacted, etc., as follows:

Chapter 4 of the General Laws is hereby amended by striking out section 4, as amended by chapter 182 of the acts of 1962, and inserting in place thereof the following section: —

Section 4. Wherever a statute is to take effect upon its acceptance by a city, town, or district, or is to be effective in cities, towns, or districts accepting its provisions, such acceptance shall, except as otherwise provided in such statute, be, in a city, by vote of the city council, subject to the provisions of the charter of such city, in a town, by vote of the town at a town meeting or, in a district, by vote of the district at a district meeting. *Approved May 9, 1966.*

Chap. 254. AN ACT ESTABLISHING A PARK AND RECREATION DEPARTMENT IN THE TOWN OF WAYLAND.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of any general or special law or by-law to the contrary, there shall be in the town of Wayland a park and recreation department consisting of five members, each to be elected for a term of three years at the annual town meeting except that at the next annual town meeting following the effective date of this act such five members shall be elected one for one year, two for two years and two for three years.

SECTION 2. Upon the initial election and qualification of the members of said park and recreation department, the board of park commissioners and the board of cemetery commissioners in said town shall be abolished, the terms of office of the members of said boards shall terminate and all powers, duties, trusts and rights conferred or imposed by law on said boards shall be transferred to and exercised by the park and recreation department established under section one.

SECTION 3. This act shall take effect upon its acceptance by the town of Wayland. *Approved May 9, 1966.*

Chap. 255. AN ACT ESTABLISHING A SELECTMEN-MANAGER FORM OF GOVERNMENT FOR THE TOWN OF ACTON.

Be it enacted, etc., as follows:

SECTION 1. *Scope of the Act.* — Whenever any board, commission, committee or office is provided for or referred to in this act, the term of office of the members or incumbents thereof, the number of members and the powers, duties and obligations appertaining thereto shall be the same as may now or hereafter be fixed by general provisions of law with respect to town boards, commissions, committees or offices having corresponding powers or duties, or by the by-laws of the town, now or hereafter in force, except as expressly provided herein.

Nothing in this act shall be construed to affect in any manner any by-law of the town now in effect or which may be adopted hereafter, or the power of the town to amend, alter, or adopt any by-law, or the operation or applicability to the town of Acton of any general or special law now or hereafter in effect, except so far as may be expressly provided herein.

SECTION 2. *Elected Officials.* — At the first town election following the acceptance of this act the registered voters of the town of Acton shall elect the following officials: —

(*a*) A moderator for a term of one year;

(*b*) Two selectmen for terms of three years each, two selectmen for terms of two years each and one selectman for a term of one year;

(*c*) Two members of the school committee for terms of three years each, two members for terms of two years each and two members for a term of one year;

(*d*) A trustee of the Memorial Library for three years, one trustee for a term of two years and one trustee for a term of one year.

At each annual election thereafter a moderator shall be elected for a term of one year and selectmen, members of the school committee and trustees of the Memorial Library for terms of three years each to replace those whose terms expire. When a vacancy occurs in the office of selectmen, the office shall be filled in accordance with section ten of chapter forty-one of the General Laws. The powers, duties and responsibilities of elected officials shall be as now or hereafter provided by applicable statutes and by-laws and votes of the town, except as herein otherwise provided.

SECTION 3. *Appointed Officials.* — (*a*) The selectmen shall appoint a town manager as provided in section six, who may thereafter be removed as provided in section eight.

(*b*) The selectmen shall appoint a planning board, a board of appeals, a town accountant, a personnel board, an archives committee, election officers, registrars of voters other than the town clerk and such other officers, boards and committees as they shall hereafter be directed to appoint by by-law or vote of the town. The selectmen may, by majority vote, undertake an investigation of the affairs of any committee, board or official appointed by them or the town manager, and they shall have access to all records and other documents which they may deem necessary or desirable for this purpose. The selectmen may remove, after such hearing as the selectmen may deem advisable, any of the officers, boards and committees appointed by them under the provisions of this paragraph, or any member thereof, other than the town clerk.

(*c*) The moderator shall appoint a finance committee and such other officers, boards and committees as he shall now and hereafter be directed to appoint by by-law or vote of the town.

(*d*) The town manager shall appoint, upon merit and fitness alone, and may remove for cause: —

(1) a town clerk, a town treasurer, a town collector and a board of three assessors, subject however, in each instance, to the approval of the board of selectmen;

(2) all other officers, boards, committees and employees of the town, with the exception of the elected officials specified in section two, officials, boards and committees appointed by the school committee and by the selectmen and moderator as hereinbefore in this section provided and employees of the same.

SECTION 4. *Membership; Terms; Powers; Duties; Responsibilities; Termination.* — The membership of boards and committees appointed as provided in section three, the length of the term of each member thereof and of officers so appointed, and the powers, duties and responsibilities of the same shall be as now or hereafter provided by applicable statutes and by-laws and votes of the town, except as herein otherwise provided. Upon appointment and qualification of the various officials as provided for in section three, the term of office and all powers and duties of each person theretofore holding each such office shall cease and be terminated.

SECTION 5. *Multiple Officers.* — Neither the moderator nor any member of the board of selectmen, the school committee, or the finance committee may, during the term for which he was elected or appointed, be elected or appointed to any other town office, except as otherwise provided herein. Any person appointed by the town manager to any town office under the provisions of this act or of any other statute of the commonwealth shall be eligible during the term of said office to appointment to any other town office, except that the town accountant shall not be eligible to hold the position of town treasurer or of town collector. Subject to the approval of the selectmen, the town manager may assume the powers, duties and responsibilities of any officer, board or committee which he is authorized to appoint, such assumption to be evidenced by and effective upon the filing with the town clerk of a written declaration of such assumption signed by the town manager and thereupon each officer, board or committee whose powers, duties and responsibilities are so assumed by the town manager shall be discharged and shall have no further powers, duties or responsibilities as such.

SECTION 6. *Appointment of Town Manager.* — The selectmen elected as provided herein shall appoint, as soon as practicable, for a term of three years, a town manager who shall be a person especially fitted, in their opinion, by education, training and experience to perform the duties of the office. The town manager shall be appointed without regard to his political beliefs. He need not be a resident of the town when appointed, but shall be a resident of the town during his term of office. No holder of elective office in the town shall within two years of holding of such office be eligible for appointment as town manager. The town manager may be appointed for successive terms of office. Before entering upon the duties of his office, he shall be sworn, in the presence of a majority of the selectmen, to the faithful and impartial performance thereof by the town clerk or by a justice of the peace or notary public.

He shall execute a bond in favor of the town for the faithful performance of his duties in such sum and with such sureties as may be fixed or approved by the selectmen.

SECTION 7. *Appointment of a Temporary Town Manager.* — In the event of the temporary absence or disability of the town manager, he may appoint, subject to the approval of the selectmen, a suitable person to perform the duties of the manager during such absence or disability. If the town manager fails to make such appointment or the person so appointed fails to serve, the selectmen may appoint a suitable person, who may be a selectman, to perform such duties. In the event of any vacancy in the office of town manager or the suspension of the town manager as hereinafter provided, the selectmen shall, within seven days, appoint the person to perform such duties.

SECTION 8. *Removal of Manager.* — The selectmen may remove the town manager by the affirmative vote of at least three members of the board. At least thirty days before such proposed removal shall become effective, the selectmen shall file a preliminary written resolution with the town clerk setting forth the specific reasons for his proposed removal. The town clerk shall forthwith deliver a copy of such resolution to the town manager or mail the same to him by registered mail at his last known address. The manager may file with the selectmen, within seven days after receipt of such copy, a written request for a public hearing as to the reasons for his removal. If the manager so requests, the board of selectmen shall hold a public hearing not earlier than ten days nor later than twenty days after the filing of such request. After such public hearing, if any, otherwise at the expiration of thirty days following the filing of the preliminary resolution, and after full consideration, the selectmen, by the affirmative vote of at least three members of the board may adopt a final resolution of removal. In the preliminary resolution, the selectmen may suspend the manager from duty, but shall in any case cause to be paid to him forthwith any unpaid balance of his salary for the then current month and, at the discretion of the selectmen, such additional amount not in excess of three months' salary, as the selectmen shall deem proper.

SECTION 9. *Compensation of Manager.* — The town manager shall receive such compensation as shall be determined by the provisions of the personnel by-law for wages and salary determination and administration of the town, as the same may be amended from time to time for so long as the same may remain in force.

SECTION 10. *Powers and Duties of Manager.* — In addition to specific powers and duties provided elsewhere in this act the town manager shall have the general powers and duties enumerated in this section: —

(*a*) The town manager shall supervise and direct and shall be responsible for the efficient administration of all officers, boards and committees appointed by him and their respective departments.

(*b*) He may, with the approval of at least three of the selectmen, establish, combine, reorganize, or discontinue departments under his supervision, and with the approval of both the selectmen and the finance committee, he may transfer all or part of the appropriation of a discontinued department to any other department, any balance not so transferred to be returned to the town treasury.

(*c*) With respect to the wages or salary and classification of employees appointed by the town manager, he shall be governed by the provisions

of the personnel by-law for wages and salary determination and administration of the town, as the same may be amended from time to time and for so long as the same may remain in force.

(*d*) The town manager shall keep full and complete records of his office, and shall render as often as may be required by the selectmen a full report of all operations during the period reported on.

(*e*) With the exception of property under the jurisdiction of the school committee, the town manager shall have full and exclusive jurisdiction over the rental and use of all town property, and shall be responsible for the proper maintenance and repair thereof; and, upon request by the school committee, he shall be responsible for the maintenance and repair of property under its jurisdiction, but only to such extent and for such period as the school committee shall from time to time specify. He shall be responsible for the preparation of plans and the supervision of work on existing and on new buildings and grounds, unless a special committee of the town is created for such purpose.

(*f*) The town manager shall purchase all supplies and materials and equipment and award all contracts for all departments of the town, but he shall make purchases for departments not under his supervision only upon requisition duly authorized by the head of such department.

(*g*) The town manager shall administer either directly or through a person or persons appointed by him in accordance with this act all provisions of general and special laws applicable to the town and by-laws and votes of the town, within the scope of his duties, and all rules and regulations made by the selectmen.

(*h*) The town manager, subject to the approval of the board of selectmen, shall have authority to prosecute, defend and compromise all litigation to which the town is a party, and to employ counsel whenever in his judgment it may be necessary.

(*i*) The town manager shall perform such other duties, consistent with his office, as may be required by by-law or vote of the town or by vote of the selectmen.

SECTION 11. *Investigation by Manager.* — The town manager may without notice cause the affairs of any committee, board or official under his control or the conduct of any officer or employee thereof to be examined. The town manager shall have access to all town books and papers for information necessary for the performance of his duties.

SECTION 12. *Relative to Duties of Boards and Officers appointed by Town Manager.* — Except as otherwise herein provided, each committee, board and officer appointed by the town manager shall, in the performance of their duties be subject to the general supervision and direction of the town manager. Such committees and boards shall promptly organize for the proper conduct of their respective offices. Each committee and board member and each officer appointed by the town manager shall hold office until his successor has been appointed and qualifies, unless his office shall have become vacant by reason of his resignation or removal.

SECTION 13. *Vacancies to be filled by Town Manager.* — Any vacancy in an office or committee or board over which the town manager has power of appointment shall be filled by the town manager, as hereinbefore provided.

SECTION 14. *Oath of Office of Town Officials.* — All elected officials shall be sworn to the faithful performance of their respective duties by

the town clerk or a justice of the peace or notary public, except that the town clerk shall be sworn to the faithful performance of his duties by the chairman of the board of selectmen or by a justice of the peace or notary public.

SECTION 15. *Warrants.* — A copy of each warrant for the payment of town funds prepared by the town accountant shall be submitted promptly to the town manager who shall make recommendation to the selectmen with respect to the approval or disapproval by them of each such warrant or of any item or items in any such warrant.

SECTION 16. *Receipts paid to Treasury.* — Every official shall pay into the treasury of the town all amounts received by him on behalf of the town and all fees received by him in accordance with the provisions of any general or special law and shall make a full and true return thereof to the town accountant.

SECTION 17. *Estimates of Expenditures.* — On or before the first day of December of each year, the town manager shall submit to the selectmen a careful, detailed estimate in writing of the probable expenditures of the town government for the ensuing fiscal year, stating the amount required to meet the interest and maturing bonds and notes or other outstanding indebtedness of the town, and showing specifically the amount necessary to be provided for each fund and department, together with a statement of the expenditures of the town for the same purposes in the two preceding years and an estimate of the expenditures for the current year. He shall also submit a statement showing all revenues received by the town in the two preceding fiscal years together with an estimate of the receipts of the current year and an estimate of the amount of income from all sources of revenue exclusive of taxes upon property in the ensuing year. He shall report the probable amount required to be levied and raised by taxation to defray all expenses and liabilities of the town together with an estimate of the tax rate necessary to raise said amount. For the purpose of enabling the town manager to make up the annual estimates of expenditures, all boards, officers and committees of the town shall, upon his written request, furnish all information in their possession and submit to him in writing a detailed estimate of the appropriations required for the efficient and proper conduct of their respective departments during the next fiscal year.

SECTION 18. *Annual Budget.* — The selectmen shall consider the tentative budget submitted by the town manager and make such recommendations relative thereto as they may deem expedient and proper in the interests of the town. On or before the twentieth day of December of each year the selectmen shall transmit a copy of the budget together with their recommendations relative thereto to each member of the finance committee.

SECTION 19. *Duties of Certain Town Officials relative to Election.* — It shall be the duty of the selectmen and the town clerk in office and any other town official upon whom by reason of his office a duty devolves under the provisions of this act, when this act is accepted by the registered voters as herein provided, to comply with all the requirements of law relating to elections, to the end that all things may be done necessary for the nomination and election of the officers first to be elected under this act.

SECTION 20. *Submission of Act and Time of taking Effect.* — This act shall be submitted for acceptance to the qualified voters of the town of Acton at the biennial state election to be held in the year nineteen hundred and sixty-six, in the form of the following question which shall be placed upon the official ballot to be used in said town at said election: — "Shall an act passed by the General Court in the year nineteen hundred and sixty-six, entitled 'An Act establishing a selectmen-manager form of government for the town of Acton', be accepted?" If a majority of the votes in answer to said question is in the affirmative, this act shall take effect immediately after the final adjournment of the annual town meeting held in the year following the year in which this act is so accepted. If this act is not accepted by the qualified voters of the town of Acton when first submitted under this section, it shall be submitted for acceptance by such voters at the annual election to be held in said town in the year nineteen hundred and sixty-seven by being placed on the official ballot to be used in said election in the same question form, and if not accepted it shall be submitted for acceptance in like manner to such voters at the next following annual town election in said town, and if it is not accepted at said annual election, it shall again be submitted for acceptance in like manner to such voters at the next following annual town election, and if accepted by a majority of such voters voting thereon at either of said elections, shall take effect as hereinbefore provided.

SECTION 21. *By-laws, Rules, etc.* — All laws, by-laws, votes, rules and regulations in force in the town of Acton when this act takes effect, not inconsistent with its provisions, whether enacted by authority of the town or any other authority, shall continue in full force and effect until otherwise provided by law, by-law or vote; all other laws, by-laws, votes, rules and regulations, so far as they refer to the town of Acton, are hereby repealed and annulled, but such repeal shall not revive any preexisting enactment.

SECTION 22. *Revocation of Acceptance.* — At any time after the expiration of three years from the date on which this act is accepted, and not less than sixty days before the date of an annual meeting, a petition, signed by not less than twenty per cent of the registered voters of the town, may be filed with the selectmen, requesting that the question of revoking the acceptance of this act be submitted to the voters at the next annual town meeting. At said election the following question shall be printed on the official ballot: — "Shall the acceptance by the town of Acton of an act passed by the General Court in the year nineteen hundred and sixty-six entitled 'An Act establishing a selectmen-manager form of government for the town of Acton', be revoked?" If such revocation is favored by a majority of the qualified voters voting thereon, the acceptance of this act shall be revoked and this act shall become null and void beginning with the annual town meeting next following such vote, provided that all town officers holding office under this act shall continue to hold office until their successors have been duly qualified. At the first annual town election following such vote of revocation the registered voters of the town shall elect by ballot all elective officers, boards and committees whose election to office was required immediately prior to the acceptance of this act; provided, however, that the town does not vote to accept other plans which provide for a

different arrangement from that existing immediately prior to the acceptance of this act. It shall be the duty of the selectmen and the town clerk in office, and any other town official upon whom by reason of this office a duty devolves, when this act is revoked, to comply with all of the requirements of this section relating to elections, to the end that all things may be done necessary for the nomination and election of the officers required to be elected following the revocation of this act. The said revocation shall not affect any contract then existing or any action at law or any suit in equity or any other proceedings then pending, with the exception of any contract made by the town with the town manager then in office, whose contract shall be terminated immediately upon such vote, but who shall receive three months' compensation from the date following such vote. The board of selectmen shall be charged with all the powers and duties of the town manager which duties and responsibilities may be discharged by themselves or by a temporary town manager appointed by them. Any special laws relative to said town which are repealed by this act shall be revived by such revocation. All laws, by-laws, votes, rules and regulations repealed and annulled, as provided in section twenty-one shall be revived by such revocation. By-laws, votes, rules and regulations in force when said revocation takes effect, so far as consistent with the General Laws respecting town government and town officers, and with special laws, shall not be affected thereby. *Approved May 9, 1966.*

Chap. 256. AN ACT PROVIDING THAT CERTAIN RETIRED PUBLIC EMPLOYEES WHO ARE APPOINTED TO CERTAIN PUBLIC OFFICES MAY BECOME MEMBERS IN SERVICE OF THE CONTRIBUTORY RETIREMENT SYSTEM COVERING SUCH OFFICE.

Be it enacted, etc., as follows:

SECTION 1. Subdivision (*1*) of section 5 of chapter 32 of the General Laws is hereby amended by striking out paragraph (*g*), inserted by section 1 of chapter 410 of the acts of 1961, and inserting in place thereof the following paragraph: —

(*g*) Notwithstanding any provision of this chapter to the contrary, any member inactive of a retirement system who is elected to office by popular vote, or who is appointed to a position for a term of years by the governor, or who is appointed to any position by the mayor of a city or by a city council or by the selectmen of a town, may elect to become a member in service of the system pertaining to the position to which he is elected or appointed; provided, that any such member inactive who is receiving a retirement allowance shall repay into the system from which he is receiving such allowance the total amount of any such allowance received from the date of his retirement to the date of his again becoming a member in service.

SECTION 2. This act shall take effect as of January first, nineteen hundred and sixty-six. *Approved May 9, 1966.*

Chap. 257. AN ACT RELATIVE TO THE TRANSFER OF CERTAIN PROPERTY OF GLOUCESTER LYCEUM AND SAWYER FREE LIBRARY AND OF CERTAIN PROPERTY HELD FOR THE BENEFIT OF SAID CORPORATION TO THE CITY OF GLOUCESTER FOR THE BENEFIT OF ITS INHABITANTS.

Be it enacted, etc., as follows:

SECTION 1. The Gloucester Lyceum and Sawyer Free Library, a nonprofit corporation located in the city of Gloucester and organized under the laws of the commonwealth, may by a vote of its board of directors, and when authorized by decree of the probate court in and for the county of Essex, or any other court of competent jurisdiction, convey and transfer to the city of Gloucester all of its property, both real and personal; and the board of trustees of the Gloucester Lyceum and Sawyer Free Library existing as a self-perpetuating board under the deed of trust of Samuel E. Sawyer et ux to John James Babson and others as trustees, dated the twenty-sixth day of April, 1884, recorded Essex South District, Registry of Deeds, Book 1127, Page 223, may by vote of said board of trustees, and when authorized by decree of the probate court of the county of Essex, or any other court of competent jurisdiction, convey and transfer to the city of Gloucester all of the property, both real and personal, set forth in said deed of trust. Upon or at any time after both of such conveyances and transfers the city of Gloucester is authorized by a two thirds vote as defined in section one of chapter forty-four of the General Laws, without regard to the provisions of sections fifteen and fifteen A of chapter forty of the General Laws, to reconvey and retransfer to said corporation in trust all the property conveyed and transferred to it by the corporation and to reconvey and retransfer to said board of trustees under said deed of trust all the property conveyed and transferred to it by said trustees. Said properties shall thereafter be held by said corporation and trustees, respectively, in trust for the purpose of operating and maintaining a public library in the city of Gloucester to be known as the Gloucester Lyceum and Sawyer Free Library for the benefit of said corporation, the city of Gloucester and the inhabitants of the city of Gloucester. The corporation and trustees shall hold all of their property, whether real or personal, and the corporation shall use all said property and all funds that may be held by them or in trust for the corporation, subject to any existing limitations on the use of principal, including funds which may thereafter be acquired by it or by trustees for it by grant, gift, devise, bequest, public subscription or municipal appropriation for the operation and maintenance of such library.

SECTION 2. Nothing in this act shall be deemed to alter or impair any trust created for the benefit of said Gloucester Lyceum and Sawyer Free Library and existing on the effective date of this act or any devise, bequest, conveyance or gift heretofore made to said Gloucester Lyceum and Sawyer Free Library except as the same may be validly affected by the decree or decrees referred to in section one.

SECTION 3. The probate court in and for the county of Essex, or any other court of competent jurisdiction, in addition to having jurisdiction hereby conferred to authorize the transfer of the property referred to in section one, shall have jurisdiction to determine the effect if any, of the transfer and retransfer contemplated in section one upon any trust

created for the benefit of said Gloucester Lyceum and Sawyer Free Library or upon any devise, bequest, conveyance and gift heretofore made to said Gloucester Lyceum and Sawyer Free Library notwithstanding the fact that questions raised in any such proceedings may be premature and involving no present controversy.

SECTION 4. Said corporation shall be deemed agent of the city of Gloucester and the members, the board of directors and officers of the Gloucester Lyceum and Sawyer Free Library, as constituted at the time of the passage of this act and as subsequently constituted, shall be deemed public officers for the proper execution of the trust provided for in section one. The affairs of the corporation including the execution of the trust provided for in section one shall be managed as provided in the by-laws of the corporation as the same may be amended from time to time.

SECTION 5. After the transfer and retransfer of the property provided for in section one and for the purpose of aiding the Gloucester Lyceum and Sawyer Free Library to construct, originally equip and furnish an addition to its present library building or an additional building for supplemental library space on the land now held in trust for the purposes of the trust provided in section one, the city of Gloucester may appropriate, transfer from available funds, or by a two thirds vote, as defined in section one of chapter forty-four of the General Laws, may borrow from time to time within a period of ten years of the passage of this act, or use any or all said methods, to provide such sums as may be necessary not exceeding, in the aggregate, two hundred thousand dollars and may issue bonds and notes therefor which shall bear on their face the words, Gloucester Lyceum and Sawyer Free Library Loan, Act of 1966. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than twenty years from their dates. Indebtedness incurred under this act shall be outside the statutory limit, and shall, except as herein provided, be subject to the provisions of chapter forty-four of the General Laws, excluding the limitation contained in the first paragraph of section seven thereof.

SECTION 6. This act shall take effect upon its passage.

Approved May 10, 1966.

Chap. 258. AN ACT ENABLING INCORPORATED RELIGIOUS ORGANIZATIONS AFFILIATED WITH UNITARIAN UNIVERSALIST ASSOCIATION TO CONSOLIDATE.

Be it enacted, etc., as follows:

SECTION 1. As used in this act, (*a*) "constituent corporation" means a religious organization, incorporated under the provisions of general laws or any special law, which is a member of or affiliated with Unitarian Universalist Association, a Massachusetts corporation; and (*b*) "consolidated corporation" means the new organization with corporate status resulting from the combining of two or more constituent corporations under the provisions of this act.

SECTION 2. Any two or more constituent corporations may consolidate in the manner specified in this act. The consolidated corporation shall in all respects be a continuation of each of such constituent corporations.

SECTION 3. Such constituent corporations as desire to consolidate shall, at meetings called and held by each for the purpose, vote to accept this act. Thereafter, such constituent corporations shall call and hold an organization meeting for the purpose of adopting a name and by-laws for the consolidated corporation and of electing officers, a governing board or committee and such other boards or committees as said by-laws may require. Such meeting shall be held at the time and place specified in the call and shall be composed of persons designated by the constituent corporations.

SECTION 4. The consolidation shall be complete and effective upon the filing with the secretary of the commonwealth of a certificate signed by the clerks of the constituent corporations who shall make affidavit stating that this act has been accepted as aforesaid; stating that said organization meeting has been held as required; and setting forth the name of the consolidated corporation and the names and addresses of the officers and governing board or committee of the consolidated corporation. Said certificate shall be filed not later than thirty days after the date of said organization meeting.

SECTION 5. Upon such consolidation becoming effective, the consolidated corporation shall have all the privileges, powers and immunities which the constituent corporations had theretofore acquired and enjoyed under the laws of the commonwealth. In addition to and not in limitation of any of the powers by this act conferred the consolidated corporation shall be empowered to and shall devote its resources to and exercise its corporate powers for religious, educational and charitable purposes and said corporation may solicit and receive funds separately or with others to support its work. The consolidated corporation may make appropriations to carry on its work including appropriations to other organizations to enable them to assist it in carrying on its work and, without limitation as to amount, it may receive, hold, manage, invest and reinvest and distribute any real and personal property for any of its purposes.

SECTION 6. Upon such consolidation becoming effective, all property of the constituent corporations, including all bequests, devises, gifts and transfers of any kind theretofore and thereafter made for the benefit of any of them, shall be transferred to and vested in the consolidated corporation without further act or deed. The consolidated corporation shall have the same powers, rights and privileges with respect to such property and with respect to such bequests, devises, gifts and transfers as would have been possessed by the consolidated corporation had such bequests, devises, gifts and transfers been made directly to it and for its purposes, so far as such powers, rights and privileges can be constitutionally conferred by the General Court and without prejudice to any court proceeding, and otherwise shall have with respect to such property and such bequests, devises, gifts and transfers the same powers, rights and privileges as would have been possessed by the constituent corporations had such consolidation not been effected.

SECTION 7. The consolidated corporation shall be deemed to have assumed and shall be liable for all liabilities and obligations of the constituent corporations.

SECTION 8. All members of the constituent corporations shall become members of the consolidated corporation on the effective date of

the consolidation. New members may be admitted to the consolidated corporation thereafter in accordance with the provisions of the by-laws of the consolidated corporation.

SECTION 9. For the purpose of its acceptance, this act shall take effect upon its passage. *Approved May 10, 1966.*

Chap. 259. AN ACT REQUIRING COPIES OF CERTAIN REPORTS OF PUBLIC AUTHORITIES TO BE DEPOSITED IN THE STATE LIBRARY.

Be it enacted, etc., as follows:

Chapter 6 of the General Laws is hereby amended by inserting after section 39 the following section: —

Section 39A. The chairman or chief executive officer of each independent public authority created by act of the general court shall deposit in the state library a copy of every report made by said independent public authority to the holders of its outstanding bonds, or to a trustee for the benefit of bond holders, and every other report required to be filed under the resolutions or trust indenture, or other document of similar import, pursuant to which said bonds were issued. Such copies shall be attested over the signature of the chairman or chief executive officer and the secretary or clerk of said public authority, and shall be deposited within thirty days of the time that the original reports are made to the persons entitled thereto. Any person wilfully violating the provisions hereof shall be punished by a fine not exceeding three thousand dollars or by imprisonment for not more than six months.

Approved May 10, 1966.

Chap. 260. AN ACT REQUIRING THAT PROTECTION ON ACCOUNT OF INJURIES TO THE INSURED CAUSED BY OPERATORS OF UNINSURED MOTOR VEHICLES SHALL BE INCLUDED IN COMPULSORY MOTOR VEHICLE LIABILITY INSURANCE POLICIES.

Be it enacted, etc., as follows:

Chapter 90 of the General Laws is hereby amended by inserting after section 34K the following section: —

Section 34L. No motor vehicle liability policy as defined in section thirty-four A shall be issued or delivered to an individual in the commonwealth unless it also provides for the payment of all sums, within limits no less than those set forth in said section thirty-four A, which the insured or his legal representative shall be legally entitled to recover as damages from the owner or operator of an uninsured motor vehicle, including the owner or operator of a motor vehicle insured by an insolvent insurer, because of bodily injuries, sickness or disease, including death, resulting therefrom, sustained by the insured, caused by accident and arising out of the ownership, operation, maintenance or use of such uninsured motor vehicle, unless the named insured rejects such coverage in writing; provided, that unless the named insured requests such coverage in writing, it need not be provided in or supplemental to a renewal policy where the named insured has rejected the coverage in connection with a policy previously issued to him by the same insurer.

Such policy or endorsement or rider shall provide that determination as to whether the insured or his legal representative is legally entitled to recover such damages, and if so the amount thereof, shall be made by agreement between the insured or such representative and the insurer or, if they fail to agree, by arbitration. *Approved May 10, 1966.*

Chap. 261. AN ACT REDUCING THE TIME CERTAIN PRISONERS ARE REQUIRED TO SERVE BEFORE BEING GIVEN PAROLE PERMITS.

Be it enacted, etc., as follows:

Section 133 of chapter 127 of the General Laws, as most recently amended by section 1 of chapter 764 of the acts of 1965, is hereby further amended by inserting after the word "sentence", in line 16, the words: — ; provided further, however, that upon the written recommendation of the superintendent or the director of the prison camp, and the commissioner of correction, and, with the unanimous consent and approval of the full parole board, such a prisoner shall become eligible for parole consideration, and, with like consent and approval, may be given a parole permit before such time, but in any event not sooner than such a parole permit may be granted to other prisoners under clause (*b*) of this section. *Approved May 10, 1966.*

Chap. 262. AN ACT EXEMPTING FROM TAXATION BUILDINGS OWNED BY CERTAIN CORPORATIONS AND USED IN ADMINISTRATION OF CEMETERIES.

Be it enacted, etc., as follows:

Section 5 of chapter 59 of the General Laws is hereby amended by striking out clause Twelfth, as appearing in the Tercentenary Edition, and inserting in place thereof the following clause: —

Twelfth, Cemeteries, tombs and rights of burial, so long as dedicated to the burial of the dead, and buildings owned by religious nonprofit corporations and used exclusively in the administration of such cemeteries, tombs and rights of burial. *Approved May 10, 1966.*

Chap. 263. AN ACT INCREASING THE RATE OF INTEREST TO REDEEM LAND TAKEN OR SOLD FOR TAXES.

Be it enacted, etc., as follows:

SECTION 1. The first paragraph of section 62 of chapter 60 of the General Laws, as appearing in section 2 of chapter 392 of the acts of 1936, is hereby amended by striking out, in line 10, the words "six and one half" and inserting in place thereof the word: — eight.

SECTION 2. The first paragraph of section 68 of said chapter 60, as appearing in section 3 of chapter 414 of the acts of 1935, is hereby amended by striking out, in line 11, the words "six and one half" and inserting in place thereof the word: — eight.

SECTION 3. Sections sixty-two and sixty-eight of chapter sixty of the General Laws, as amended by sections one and two, respectively, of this act, shall apply only in the case of land purchased or taken under a tax title on or after the effective date of this act.

Approved May 10, 1966.

Chap. 264. AN ACT EXTENDING THE TIME WITHIN WHICH FIREARMS AND BOWS AND ARROWS MAY BE USED ON GREYLOCK STATE RESERVATION.

Be it enacted, etc., as follows:

Section 1 of chapter 608 of the acts of 1959 is hereby amended by striking out the second paragraph, as most recently amended by chapter 100 of the acts of 1960, and inserting in place thereof the following paragraph: —

Notwithstanding any contrary provisions of section eighty-nine of chapter one hundred and thirty-one of the General Laws, the remainder of said reservation shall be open to hunting, fishing and trapping, subject to the other provisions of said chapter one hundred and thirty-one and to such restrictions as may be contained in any grant, deed or devise of property which forms a part of said reservation; provided, however, that from May first to the opening date of the upland bird season in each year, both dates inclusive, no person shall use a bow and arrow or a firearm of any kind, including, but not limited to, a firearm as defined in section one hundred and twenty-one of chapter one hundred and forty of the General Laws, on said reservation.

Approved May 10, 1966.

Chap. 265. AN ACT AUTHORIZING REGISTERED PHYSICIANS OR PHARMACISTS TO FURNISH DRUGS OR ARTICLES FOR THE PREVENTION OF PREGNANCY OR CONCEPTION.

Be it enacted, etc., as follows:

SECTION 1. Chapter 272 of the General Laws is hereby amended by inserting after section 21 the following section: —

Section 21A. A registered physician may administer to or prescribe for any married person drugs or articles intended for the prevention of pregnancy or conception. A registered pharmacist actually engaged in the business of pharmacy may furnish such drugs or articles to any married person presenting a prescription from a registered physician.

A public health agency, a registered nurse, or a maternity health clinic operated by or in an accredited hospital may furnish information to any married person as to where professional advice regarding such drugs or articles may be lawfully obtained.

This section shall not be construed as affecting the provisions of sections twenty and twenty-one relative to prohibition of advertising of drugs or articles intended for the prevention of pregnancy or conception; nor shall this section be construed so as to permit the sale or dispensing of such drugs or articles by means of any vending machine or similar device.

SECTION 2. Section 20 of said chapter 272, as appearing in the Tercentenary Edition, is hereby amended by striking out, in line 1, the word "Whoever", and inserting in place thereof the words: — Except as provided in section twenty-one A, whoever, — so as to read as follows: —

Section 20. Except as provided in section twenty-one A, whoever knowingly advertises, prints, publishes, distributes or circulates, or knowingly causes to be advertised, printed, published, distributed or cir-

culated, any pamphlet, printed paper, book, newspaper, notice, advertisement or reference containing words or language giving or conveying any notice, hint or reference to any person, or to the name of any person, real or fictitious, from whom, or to any place, house, shop or office where any poison, drug, mixture, preparation, medicine or noxious thing, or any instrument or means whatever, or any advice, direction, information or knowledge may be obtained for the purpose of causing or procuring the miscarriage of a woman pregnant with child or of preventing, or which is represented as intended to prevent, pregnancy shall be punished by imprisonment in the state prison for not more than three years or in jail for not more than two and one half years or by a fine of not more than one thousand dollars.

SECTION 3. Section 21 of said chapter 272, as so appearing, is hereby amended by striking out, in line 1, the word "Whoever", and inserting in place thereof the words: — Except as provided in section twenty-one A, whoever, — so as to read as follows: —

Section 21. Except as provided in section twenty-one A, whoever sells, lends, gives away, exhibits, or offers to sell, lend or give away an instrument or other article intended to be used for self-abuse, or any drug, medicine, instrument or article whatever for the prevention of conception or for causing unlawful abortion, or advertises the same, or writes, prints, or causes to be written or printed a card, circular, book, pamphlet, advertisement or notice of any kind stating when, where, how, of whom or by what means such article can be purchased or obtained, or manufactures or makes any such article shall be punished by imprisonment in the state prison for not more than five years or in jail or the house of correction for not more than two and one half years or by a fine of not less than one hundred nor more than one thousand dollars. *Approved May 10, 1966.*

Chap. 266. AN ACT ADJUSTING THE COMPENSATION OF CITY OR TOWN TREASURERS, ACCOUNTANTS, OR AUDITORS FOR SERVICES RENDERED IN CONNECTION WITH THE CONTRIBUTORY RETIREMENT SYSTEM.

Be it enacted, etc., as follows:

SECTION 1. The second sentence of paragraph (*c*) of subdivision (4) of section 20 of chapter 32 of the General Laws, as amended by chapter 163 of the acts of 1950, is hereby further amended by striking out, in line 9, the word "five" and inserting in place thereof the word: — fifteen.

SECTION 2. Paragraph (*f*) of said subdivision (4) of said section 20 of said chapter 32, added by chapter 240 of the acts of 1960, is hereby amended by striking out, in line 3, the word "five" and inserting in place thereof the word: — fifteen. *Approved May 10, 1966.*

Chap. 267. AN ACT INCREASING THE SALARIES OF CERTAIN COUNTY EMPLOYEES.

Be it enacted, etc., as follows:

SECTION 1. Section 51B of chapter 35 of the General Laws is hereby amended by striking out the salary schedule, as most recently amended

by section 1 of chapter 833 of the acts of 1963, and inserting in place thereof the following schedule: —

SALARY SCHEDULE.

Effective July 1, 1966.

JOB GROUP.	Minimum 1.	Step 2.	Step 3.	Step 4.	Step 5.	Step 6.	Maximum 7.	Increment.
1	$3,354.00	$3,494.40	$3,634.80	$3,775.20	$3,915.60	$4,056.00	$4,196.40	$140.40
2	3,478.80	3,619.20	3,759.60	3,900.00	4,040.40	4,180.80	4,321.20	140.40
3	3,619.20	3,775.20	3,931.20	4,087.20	4,243.20	4,399.20	4,555.20	156.00
4	3,806.40	3,962.40	4,118.40	4,274.40	4,430.40	4,586.40	4,742.40	156.00
5	3,946.80	4,118.40	4,290.00	4,461.60	4,633.20	4,804.80	4,976.40	171.60
6	4,196.40	4,368.00	4,539.60	4,711.20	4,882.80	5,054.40	5,226.00	171.60
7	4,414.80	4,602.00	4,789.20	4,976.40	5,163.60	5,350.80	5,538.00	187.20
8	4,617.60	4,820.40	5,023.20	5,226.00	5,428.80	5,631.60	5,834.40	202.80
9	4,945.20	5,163.60	5,382.00	5,600.40	5,818.80	6,037.20	6,255.60	218.40
10	5,272.80	5,506.80	5,740.80	5,974.80	6,208.80	6,442.80	6,676.80	234.00
11	5,600.40	5,850.00	6,099.60	6,349.20	6,598.80	6,848.40	7,098.00	249.60
12	5,990.40	6,255.60	6,520.80	6,786.00	7,051.20	7,316.40	7,581.60	265.20
13	6,505.20	6,786.00	7,066.80	7,347.60	7,628.40	7,909.20	8,190.00	280.80
14	6,973.20	7,285.20	7,597.20	7,909.20	8,221.20	8,533.20	8,845.20	312.00
15	7,488.00	7,815.60	8,143.20	8,470.80	8,798.40	9,126.00	9,453.60	327.60
16	8,018.40	8,377.20	8,736.00	9,094.80	9,453.60	9,812.40	10,171.20	358.80
17	8,595.60	8,970.00	9,344.40	9,718.80	10,093.20	10,467.60	10,842.00	374.40
18	9,063.60	9,469.20	9,874.80	10,280.40	10,686.00	11,091.60	11,497.20	405.60
19	9,594.00	10,030.80	10,467.60	10,904.40	11,341.20	11,778.00	12,214.80	436.80
20	10,171.20	10,623.60	11,076.00	11,528.40	11,980.80	12,433.20	12,885.60	452.40
21	10,701.60	11,185.20	11,668.80	12,152.40	12,636.00	13,119.60	13,603.20	483.60
22	11,294.40	11,809.20	12,324.00	12,838.80	13,353.60	13,868.40	14,383.20	514.80

SECTION 2. This act shall take effect on July first, nineteen hundred and sixty-six. *Approved May 10, 1966.*

Chap. 268. AN ACT REQUIRING PERIODIC INSPECTION OF ALL SCHOOL BUSES.

Be it enacted, etc., as follows:

Section 7A of chapter 90 of the General Laws is hereby amended by striking out the first sentence, as most recently amended by chapter 71 of the acts of 1965, and inserting in place thereof the following two sentences: — The registrar shall include, in the rules and regulations prepared by him under section thirty-one, rules and regulations providing for the periodic inspection of all motor vehicles and trailers between April first and May fifteenth and between September first and October fifteenth, all dates inclusive, in each year, for the purpose of determining whether they are provided with the following equipment maintained in good order, to wit: — brakes, stop lights, lights, horn, exhaust system, steering gear, windshield, windshield cleaner, number plates, rear windows, tires, fenders, bumpers, external sheet metal, reflectors, splash guards and chock blocks, and also rules and regulations providing for the inspection during the first week of the months of January, March,

May, September and November in each year of school buses and of buses operated under a certificate, license or permit issued in accordance with the provisions of chapter one hundred and fifty-nine A which are used for the transportation of school children to and from school and in connection with school activities other than such buses used simultaneously as public common carriers of passengers or designed primarily for mass transportation. Such inspections of buses shall be in addition to the semiannual periodic inspections provided for in this section. *Approved May 10, 1966.*

Chap. 269. AN ACT MAKING THE POSSESSION AND SALE OF CERTAIN MASTER KEYS WHICH FIT MORE THAN ONE MOTOR VEHICLE A CRIME.

Be it enacted, etc., as follows:

SECTION 1. Chapter 266 of the General Laws is hereby amended by striking out section 49, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: —

Section 49. Whoever makes or mends, or begins to make or mend, or knowingly has in his possession, an engine, machine, tool or implement adapted and designed for cutting through, forcing or breaking open a building, room, vault, safe or other depository, in order to steal therefrom money or other property, or to commit any other crime, knowing the same to be adapted and designed for the purpose aforesaid, with intent to use or employ or allow the same to be used or employed for such purpose, or whoever knowingly has in his possession a master key designed to fit more than one motor vehicle, with intent to use or employ the same to steal a motor vehicle or other property therefrom, shall be punished by imprisonment in the state prison for not more than ten years or by a fine of not more than one thousand dollars and imprisonment in jail for not more than two and one half years.

SECTION 2. Said chapter 266 is hereby further amended by adding after section 139 the following section: —

Section 140. Whoever sells a master key designed to fit more than one motor vehicle knowing, or having reasonable cause to believe that said key will be used for an illegal purpose, shall be punished by a fine of not more than five hundred dollars or by imprisonment for not more than one year, or both. *Approved May 10, 1966.*

Chap. 270. AN ACT PROVIDING A PENALTY FOR SOLICITING RIDES ON THE MASSACHUSETTS TURNPIKE.

Be it enacted, etc., as follows:

SECTION 1. Section 15 of chapter 354 of the acts of 1952 is hereby amended by adding the following paragraph: —

Whoever, for the purpose of soliciting a ride on the turnpike, displays a sign, signals a moving vehicle, causes the stopping of a vehicle, or stands on property of the Authority in view of a ramp or roadway of the turnpike may be arrested without a warrant and shall be punished by a fine of not more than fifty dollars.

SECTION 2. This act shall take effect upon its passage.

Approved May 11, 1966.

Chap. 271. AN ACT RELATIVE TO THE AMOUNT OF RETIREMENT BENEFIT WHICH MAY BE PAID BY THE NEEDHAM FIREMEN'S MUTUAL RELIEF INC.

Be it enacted, etc., as follows:

Needham Firemen's Mutual Relief Inc., a corporation duly established under chapter one hundred and seventy-six of the General Laws, is hereby authorized, upon the retirement from the fire department of the town of Needham of any member in good standing, to pay to such member such sum, not exceeding one thousand dollars, as may be determined by vote of said corporation. Any amount paid in accordance with this provision shall reduce the death benefit otherwise available upon the death of such member. *Approved May 11, 1966.*

Chap. 272. AN ACT ALLOWING CERTAIN MUNICIPAL FIRE FIGHTERS TO LIVE OUTSIDE THE CITY OR TOWN IN WHICH THEY ARE EMPLOYED.

Be it enacted, etc., as follows:

Chapter 48 of the General Laws is hereby amended by inserting after section 58D the following section: —

Section 58E. In any city or town which accepts this section, the members of the regular fire department of said city or town who have been members of said department for at least five years may reside outside said city or town; provided, they reside within the commonwealth and within ten miles of the limits of said city or town.

Approved May 11, 1966.

Chap. 273. AN ACT REQUIRING CERTAIN MARKINGS ON TAXICABS.

Be it enacted, etc., as follows:

Section 22 of chapter 40 of the General Laws is hereby amended by adding the following paragraph: —

Every taxicab licensed under this section shall have the name or the trade name of the owner and the name of the city or town in which it is licensed painted on the sides thereof in letters not less than four inches high and one half inch wide. *Approved May 11, 1966.*

Chap. 274. AN ACT RELATIVE TO THE COMPUTATION OF THE RETIREMENT ALLOWANCE FOR CERTAIN PERSONS IN THE PUBLIC SERVICE.

Be it enacted, etc., as follows:

SECTION 1. Subdivision (2) of section 5 of chapter 32 of the General Laws is hereby amended by striking out paragraph (*a*), as appearing in section 1 of chapter 190 of the acts of 1961, and inserting in place thereof the following paragraph: —

(*a*) The normal yearly amount of the retirement allowance for any member classified in either Group 1 or Group 2, who has paid the full amount of regular deductions on the total amount of regular compen-

sation, including deductions specified in subdivision (3A) of section three, and in paragraph (*d*) of subdivision (1) of section twenty-two, shall, subject to the limitations set forth in this section, be based on the average annual rate of regular compensation received by such member during any period of three consecutive years of creditable service for which such rate of compensation was the highest, or on the average annual rate of regular compensation received by such member during the period or periods, whether consecutive or not, constituting his last three years of creditable service preceding retirement, whichever is the greater, and shall be computed according to the following table based on the age of such member and his number of years and full months of creditable service at the time of his retirement.

Table showing Percentage of the Amount of Average Annual Rate of Regular Compensation to be multiplied by the Number of Years of Creditable Service.

PER CENT.	AGE LAST BIRTHDAY AT DATE OF RETIREMENT.	
	Group 1.	Group 2.
2.5	65 or over	60 or over
2.4	64	59
2.3	63	58
2.2	62	57
2.1	61	56
2.0	60	55
1.9	59	-
1.8	58	-
1.7	57	-
1.6	56	-
1.5	55	-

SECTION 2. Paragraph (*c*) of said subdivision (2) of said section 5 of said chapter 32, as so appearing, is hereby amended by striking out, in lines 5 and 8, respectively, the word "five" and inserting in place thereof, in each instance, the word: — three.

SECTION 3. Paragraph (*a*) of subdivision (3) of said section 5 of said chapter 32, as appearing in section 1 of chapter 658 of the acts of 1945, is hereby amended by striking out, in line 2, the words "five-year" and inserting in place thereof the words: — three-year, — and by striking out, in line 5, the word "five" and inserting in place thereof the word: — three.

SECTION 4. Paragraph (*b*) of said subdivision (3) of said section 5 of said chapter 32, as so appearing, is hereby amended by striking out, in lines 6 and 9, respectively, the words "five-year" and inserting in place thereof, in each instance, the words: — three-year.

SECTION 5. Anything in chapter thirty-two of the General Laws, as amended by this act, to the contrary notwithstanding, the retirement allowance of any person who on the effective date of this act was a member in service of a retirement system subject to sections one to twenty-eight, inclusive, of said chapter thirty-two, shall in no event be less

than the retirement allowance provided by the provisions of law in effect immediately prior to the effective date of chapter six hundred and sixty-one of the acts of nineteen hundred and fifty-seven; nor shall the benefit of any beneficiary of such person be less than the benefit so provided. *Approved May 11, 1966.*

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, June 1, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience, requires that the law being Chapter 274 of the Acts of 1966, entitled "An Act relative to the Computation of the Retirement Allowance for certain Persons in the Public Service.", and the enactment of which received my approval on May 11, 1966, should take effect forthwith.

I further declare that in my opinion said law is an emergency law and the facts constituting the emergency are as follows:

It would deprive persons intended to be benefited of the benefits of the bill due to their forced retirement within the 90 days.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, June 1, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at three o'clock and forty-five minutes, P.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter two hundred and seventy-four of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 275. AN ACT AUTHORIZING LOCAL LICENSING AUTHORITIES TO REGULATE FURTHER CLOSING HOURS FOR ESTABLISHMENTS SERVING ALCOHOLIC BEVERAGES IN SUFFOLK COUNTY.

Be it enacted, etc., as follows:

Section 12 of chapter 138 of the General Laws is hereby amended by striking out the seventh paragraph, as amended by chapter 505 of the acts of 1965, and inserting in place thereof the following paragraph: —

The hours during which sales of such alcoholic beverages may be made by any licensee as aforesaid shall be fixed by the local licensing authorities either generally or specially for each licensee; provided, that no such sale shall be made in any county other than Suffolk on any secular day between the hours of one and eight o'clock ante meridian

except that when January first falls on a secular day, no such sale shall be made on said day between the hours of two and eight o'clock ante meridian and no such sale shall be made in Suffolk county on any secular day between the hours of two and eight o'clock ante meridian, and that, except as provided in section thirty-three, no such licensee shall be barred from making such sales on any such day after eleven o'clock ante meridian and before eleven o'clock post meridian, and that no tavern shall be kept open on any such day between twelve o'clock midnight and eight o'clock ante meridian. *Approved May 11, 1966.*

Chap. 276. AN ACT EXTENDING THE TIME WITHIN WHICH A PUBLIC HEARING SHALL BE HELD UNDER THE LAW RELATING TO THE PROTECTION OF FLOOD PLAINS.

Be it enacted, etc., as follows:

Section 117C of chapter 131 of the General Laws, added by chapter 220 of the acts of 1965, is hereby amended by striking out, in line 9, the word "ten" and inserting in place thereof the word: — fourteen, — and by inserting after the fourth sentence the following sentence: — The selectmen or mayor, within seven days thereafter, shall transmit such recommendations to the commissioner of natural resources, but the failure to do so shall not delay the issuance of an order by the commissioner. *Approved May 11, 1966.*

Chap. 277. AN ACT RELATIVE TO THE HOLDING OF THE STATE PRIMARIES IN THE CURRENT YEAR.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to establish forthwith the political calendar for the biennial state primaries to be held in the current year, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

The biennial state primaries shall be held on Tuesday, the thirteenth day of September in the current year, notwithstanding any contrary provision contained in section twenty-eight of chapter fifty-three of the General Laws.

The dates, days and hours for the performance of certain acts and the doing of certain things under the provisions of the General Laws shall, for the current year, notwithstanding any contrary provision of said General Laws as to said dates, days and hours, be in accordance with the dates, days and hours set forth in the following political calendar: —

POLITICAL CALENDAR

1966

STATE PRIMARIES AND ELECTION

June 21, 28, July 5, 12	Registrars of Voters and Election Commissioners are required to hold meetings for certifying names on all nomination papers except for state-wide office and

	for congressman on the four Tuesdays preceding July 19.
June 28, July 5, 12, 19	Registrars of Voters and Election Commissioners are required to hold meetings for certifying names on nomination papers for all state-wide offices and for congressman on the four Tuesdays preceding July 26.
July 12	5 P.M., Last day and hour for filing nomination papers for all offices except state-wide office and congressman with Registrars of Voters and Election Commissioners for certification of signatures.
July 19	5 P.M., Last day and hour for filing nomination papers for state-wide office and congressman with Registrars of Voters and Election Commissioners for certification of signatures.
July 19	5 P.M., Last day and hour for filing nomination papers for all offices except state-wide office and congressman with the Secretary of the Commonwealth.
July 19	5 P.M., Last day and hour for filing certificates of enrolment of all candidates except candidates for state-wide office and for congressman at the State Primaries.
July 22	5 P.M., Last day and hour for filing withdrawals of or objections to nomination papers for all offices except state-wide office and congressman with the Secretary of the Commonwealth.
July 25	Last day for holding conventions of nonpolitical parties for the nomination of candidates.
July 26	5 P.M., Last day and hour for filing nomination papers or certificates of nomination for state-wide office and for congressman with the Secretary of the Commonwealth.
July 26	5 P.M., Last day and hour for filing certificates of enrolment of candidates for state-wide office and for congressman at the State Primaries.
July 26	5 P.M., Last day and hour for filling vacancies caused by withdrawals for all offices except state-wide office and congressman.
July 29	5 P.M., Last day and hour for filing withdrawals of or objections to nomination papers or certificates of nomination for state-wide offices or congressman with the Secretary of the Commonwealth.
August 2	5 P.M., Last day and hour for filling vacancies caused by withdrawals in state-wide offices and congressman.
August 13	Last day to register voters for the State Primaries.
September 2	Last day for filing public policy applications with Registrars of Voters and Election Commissioners for certification of signatures.

September 9	Last day for filing with the Secretary of the Commonwealth of applications for submission to voters at the State Election of questions of public policy.
September 13	STATE PRIMARIES.
September 19	5 P.M., Last day and hour for filing a written acceptance by candidates to be voted for whose names were not printed on the primary ballots.
September 19	5 P.M., Last day and hour for filing withdrawals of or objections to nominations at the State Primaries.
September 22	5 P.M., Last day and hour for filling vacancies caused by withdrawals at the State Primaries.
October 8	Last day to register voters for the State Election.
November 8	STATE ELECTION.

Approved May 12, 1966.

Chap. 278. AN ACT MAKING WOMEN ELIGIBLE FOR APPOINTMENT AS MEDICAL EXAMINERS AND ASSOCIATE MEDICAL EXAMINERS.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 38 of the General Laws is hereby amended by striking out, in line 2, as appearing in the Tercentenary Edition, the word "men" and inserting in place thereof the word: — persons.

SECTION 2. This act shall take effect as of May twenty-fifth, nineteen hundred and sixty-five. *Approved May 12, 1966.*

Chap. 279. AN ACT ESTABLISHING A PENALTY FOR ASSAULT OR ASSAULT AND BATTERY BY PRISONERS IN JAILS AND HOUSES OF CORRECTION ON THEIR CUSTODIANS OR GUARDS.

Be it enacted, etc., as follows:

Chapter 127 of the General Laws is hereby amended by striking out section 38B, inserted by section 1 of chapter 445 of the acts of 1959, and inserting in place thereof the following section: —

Section 38B. A prisoner in any jail or house of correction, or in any correctional institution of the commonwealth who commits an assault or an assault and battery upon an officer, guard or other employee of such jail, house of correction or institution shall be punished by imprisonment in the state prison for not more than five years. Such sentence shall begin from and after all sentences currently outstanding and unserved at the time of said assault or assault and battery.

Approved May 12, 1966.

Chap. 280. AN ACT RELATIVE TO THE PENALTY FOR DESTROYING PUBLIC PARK OR PLAYGROUND EQUIPMENT.

Be it enacted, etc., as follows:

Chapter 266 of the General Laws is hereby amended by adding after section 98 the following section: —

Section 98A. Whoever wilfully, intentionally and without right, or wantonly and without cause destroys, defaces, mars or injures any playground apparatus or equipment located in a public park or playground shall be punished by a fine of not more than one hundred dollars.

Approved May 12, 1966.

Chap. 281. AN ACT RELATIVE TO THE TERMS OF CERTAIN BONDS AND NOTES TO BE ISSUED BY THE COMMONWEALTH.

Whereas, The deferred operation of this act would cause great inconvenience because the issue of bonds and notes to carry out the purposes of various acts passed during the regular annual legislative session of the year nineteen hundred and sixty-five would thereby be delayed, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public safety and convenience.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any provision of law to the contrary, the bonds which the state treasurer is authorized to issue under section two of chapter six hundred and twelve of the acts of nineteen hundred and sixty-five, directing the metropolitan district commission to redevelop and restock the Franklin Park Zoo, shall be issued for maximum terms of twenty years, the initial maturities of which shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, nineteen hundred and eighty-eight, as recommended by the governor in a message to the general court, dated April twenty-seventh, nineteen hundred and sixty-six, in pursuance of section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth.

SECTION 2. Notwithstanding any provision of law to the contrary, the notes which the state treasurer is authorized to issue under sections seven and nine of chapter six hundred and seventy-nine of the acts of nineteen hundred and sixty-five, relative to the accelerated highway program, shall be issued and may be renewed one or more times for terms not exceeding one year, and the final maturities of such notes, whether original or renewal, shall be not later than June thirtieth, nineteen hundred and sixty-nine, and the bonds which the state treasurer is authorized to issue under section ten of said chapter six hundred and seventy-nine shall be issued for maximum terms of twenty years, the initial maturities of which shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, nineteen hundred and eighty-nine, as recommended by the governor in a message to the general court, dated April twenty-seventh, nineteen hundred and sixty-six, in pursuance of section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth.

SECTION 3. Notwithstanding any provision of law to the contrary, the bonds which the state treasurer is authorized to issue under section four of chapter six hundred and eighty-one of the acts of nineteen hundred and sixty-five, authorizing and directing the metropolitan district commission to construct, enlarge and improve its recreational facilities, shall be issued for maximum terms of twenty years, the initial maturities of which shall be payable not later than one year from the date of issue

thereof and the entire issue not later than June thirtieth, nineteen hundred and eighty-six, as recommended by the governor in a message to the general court, dated April twenty-seventh, nineteen hundred and sixty-six, in pursuance of section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth.

SECTION 4. Notwithstanding any provision of law to the contrary, the bonds which the state treasurer is authorized to issue under section three of chapter seven hundred and eighty-eight of the acts of nineteen hundred and sixty-five, providing for a special capital outlay for shore protection and improvement of rivers and harbors, shall be issued for maximum terms of twenty years, the initial maturities of which shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, nineteen hundred and eighty-seven, as recommended by the governor in a message to the general court, dated April twenty-seventh, nineteen hundred and sixty-six, in pursuance of section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth.

SECTION 5. Notwithstanding any provision of law to the contrary, the notes which the state treasurer is authorized to issue under section four of chapter seven hundred and ninety one of the acts of nineteen hundred and sixty-five, to provide for a capital outlay program for the commonwealth, shall be issued and may be renewed one or more times for terms not exceeding one year, and the final maturities of such notes, whether original or renewal, shall be not later than June thirtieth, nineteen hundred and seventy-one, and the bonds which the state treasurer is authorized to issue under section five of said chapter seven hundred and ninety-one shall be issued for maximum terms of twenty years, the initial maturities of which shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, nineteen hundred and ninety-one, as recommended by the governor in a message to the general court, dated April twenty-seventh, nineteen hundred and sixty-six, in pursuance of section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth.

SECTION 6. Notwithstanding any provision of law to the contrary, the bonds which the state treasurer is authorized to issue under section eight of chapter eight hundred and fifteen of the acts of nineteen hundred and sixty-five, authorizing the water resources commission to construct additional reservoirs for flood prevention and related purposes in the watershed of the Sudbury, Assabet and Concord rivers, shall be issued for maximum terms of ten years, the initial maturities of which shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, nineteen hundred and eighty, as recommended by the governor in a message to the general court, dated April twenty-seventh, nineteen hundred and sixty-six, in pursuance of section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth.

SECTION 7. Notwithstanding any provision of law to the contrary, the bonds which the state treasurer is authorized to issue under section four of chapter eight hundred and twenty-five of the acts of nineteen hundred and sixty-five, authorizing the city of Chicopee and the town of West Springfield to construct a certain bridge over the Connecticut river, shall be issued for maximum terms of twenty years, the initial

maturities of which shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, nineteen hundred and eighty-eight, as recommended by the governor in a message to the general court dated April twenty-seventh, nineteen hundred and sixty-six, in pursuance of section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth.

SECTION 8. Notwithstanding any provision of law to the contrary, the notes which the state treasurer is authorized to issue under section seven of chapter eight hundred and forty-six of the acts of nineteen hundred and sixty-five, to provide for a special capital outlay program for the commonwealth, shall be issued and may be renewed one or more times for terms not exceeding one year, and the final maturities of such notes, whether original or renewal, shall be not later than June thirtieth, nineteen hundred and sixty-eight, as recommended by the governor in a message to the general court, dated April twenty-seventh, nineteen hundred and sixty-six, in pursuance of section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth.

SECTION 9. Notwithstanding any provision of law to the contrary, the notes which the state treasurer is authorized to issue under section four of chapter eight hundred and forty-seven of the acts of nineteen hundred and sixty-five, to provide funds for the planning and development of the University of Massachusetts Medical School in the city of Worcester, shall be issued and may be renewed one or more times for terms not exceeding one year, and the final maturities of such notes, whether original or renewal, shall be not later than June thirtieth, nineteen hundred and seventy, and the bonds which the state treasurer is authorized to issue under section five of said chapter eight hundred and forty-seven shall be issued for maximum terms of twenty years, the initial maturities of which shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, nineteen hundred and ninety-one, as recommended by the governor in a message to the general court, dated April twenty-seventh, nineteen hundred and sixty-six, in pursuance of section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth.

Approved May 16, 1966.

Chap. 282. AN ACT MAKING THE LAW PROVIDING FOR THE DECENNIAL REVISION OF PRECINCTS IN TOWNS MANDATORY AS TO CERTAIN TOWNS.

Be it enacted, etc., as follows:

Chapter 54 of the General Laws is hereby amended by striking out section 9A, as amended by section 2 of chapter 267 of the acts of 1947, and inserting in place thereof the following section: —

Section 9A. Notwithstanding any authorization or requirement in sections six to nine, inclusive, or in any special law, any precinct wherein the legal voters have been enumerated at any special enumeration as required by the constitution shall remain unchanged for the purpose of forming representative districts based on said enumeration until the formation thereof as aforesaid and, if such precinct is in a town the territory of which in such formation is included in two or more representative districts, shall remain unchanged for the purpose of electing repre-

sentatives so long as such districts are required by the constitution to be used for such purpose.

In the year nineteen hundred and seventy-four and every tenth year thereafter, in March, the precincts of any town in which town meeting members are elected and which has a population of twelve thousand or more, which precincts do not contain, as nearly as may be ascertained, an equal number of voters, shall be, and the precincts of any other town may be, revised by the selectmen thereof, in the manner provided by law for such town, for use in the next succeeding special enumeration and formation of representative districts; provided, that if a revision of the precincts in a town is required under the provisions of this section, such precincts as so revised shall contain, as nearly as can be ascertained, an equal number of voters.

If, in May in any such year, a complaint in writing is filed with the attorney general by ten or more voters of a town alleging that such town was required to revise its precincts under the provisions of this section but has failed to do so, the attorney general shall, if he is satisfied that the allegations of said complaint are true, not later than the last day of the following June, bring a petition in the name of the commonwealth in the superior court to compel the town to comply with the provisions of this section. Upon such petition the court shall have jurisdiction in equity to enforce said provisions, and may issue any appropriate order or decree which it deems necessary to ensure such revision being made not later than the thirty-first day of the following December.

Approved May 16, 1966.

Chap. 283. AN ACT EXTENDING THE TIME WITHIN WHICH FEDERAL SERVICE PERSONNEL OR OTHERS MAY BE REGISTERED TO VOTE.

Be it enacted, etc., as follows:

Chapter 51 of the General Laws is hereby amended by striking out section 50, as most recently amended by section 2 of chapter 511 of the acts of 1962, and inserting in place thereof the following section: —

Section 50. Any person, or his spouse or dependent, who, by reason of his service, or by reason of being with or accompanying a person serving, in the armed forces or merchant marine of the United States, in the civilian employ of the United States outside of the territorial limits of the United States, was absent from the city or town of his legal residence during the periods when sessions for the registration of voters were held may appear before a registrar of voters of such city or town, during regular business hours of any day following the final day for registration before a primary or election, as fixed by section twenty-six, and, in accordance with this chapter, prove his qualifications as a voter under section one and be registered, provided he so appears at any time prior to four o'clock postmeridian on the day before the polls are open on the day of a primary or election; but such registration shall be subject to revision and acceptance by the board. The provisions of this section shall not apply to applications under section one A to qualify for voting for electors of president and vice-president.

Approved May 16, 1966.

Chap. 284. AN ACT REGULATING CERTAIN RETAIL INSTALLMENT SALES AND SERVICES.

Be it enacted, etc., as follows:

SECTION 1. The General Laws are hereby amended by inserting after chapter 255C the following chapter: —

CHAPTER 255D.

RETAIL INSTALLMENT SALES AND SERVICES.

Section 1. In this chapter, unless the context otherwise requires, the following words shall have the following meanings: —

"Annual finance charge formula", the method for converting a dollar finance charge into a percentage rate. The formula assumes that (*a*) all scheduled installments of a retail installment sales agreement are equal, payable at equal intervals, and fall on due dates which are the same day of each month or other payment period as that on which the agreement is entered into, and (*b*) the buyer makes all payments at the times and in the amounts scheduled.

Based on these assumptions, the "annual finance charge formula" is:

$$R = \frac{2\,PC}{A(N+1)}$$

R equals the percentage rate. P equals the number of payment periods in one year exclusive of the down payment (always twelve if monthly payments, four if quarterly payments, and fifty-two if weekly payments). C equals the finance charge. A equals the principal balance to be paid by the buyer. N equals the number of installments. Except as otherwise provided, a variance tolerance of one per cent per annum in the percentage rate, is hereby authorized in computation under this formula.

"Cash sale price", the price stated in a retail installment sale agreement or in a sales slip used under a revolving credit agreement for which the seller would have sold to the buyer and the buyer would have bought from the seller, the goods or services which are the subject matter of the sale agreement, if such sale had been a sale for cash. The cash sale price may include charges, if itemized, for taxes and accessories, if any.

"Commissioner", the commissioner of banks.

"Down payment", includes all amounts paid, in cash, credits, or the agreed value of goods, by or for the installment buyer to or for the benefit of the installment seller at or before the time of the execution of the retail installment sale agreement or at the time of sale pursuant to revolving credit agreement.

"Finance charge", that part of the entire amount agreed to be paid for the goods or services which exceeds the aggregate of: (*a*) the cash sale price thereof; and (*b*) the amounts, if any, included for insurance and official fees.

"Goods", all things movable purchased primarily for personal, family or household purposes, other than motor vehicles as defined in chapter two hundred and fifty-five B, and includes goods which are or are to become fixtures or which are to become incorporated into a structure, and merchandise certificates or coupons issued by a seller, not redeem-

able in cash but to be used in their face amount in lieu of cash in exchange for goods or services supplied by the seller. "Goods" does not include money or choses in action.

"Holder", a person entitled to enforce a retail installment sale agreement or revolving credit agreement against an installment buyer.

"Installment buyer" or "buyer", a person who buys or agrees to buy goods or who obtains services or agrees to have services furnished or rendered under a retail installment sale agreement, or revolving credit agreement, or any legal successor in interest to such person, notwithstanding that he may have entered into one or more extension, refinancing or consolidation agreements.

"Installment seller" or "seller", a person who sells or agrees to sell goods or services or both pursuant to a retail installment sale agreement, or revolving credit agreement.

"Official fees", the fees and charges prescribed by law for registering or for filing, recording or otherwise perfecting or releasing or satisfying a security interest in property related to a retail installment sale agreement or revolving credit agreement which will actually be paid to public officials.

"Principal balance", the total of the cash sale price, the charge for any insurance and the amount of official fees, if any, reduced by the down payment.

"Retail installment sale agreement", an agreement, other than a revolving credit agreement or an agreement reflecting a sale made pursuant thereto, entered into in this commonwealth, involving a finance charge and providing for the sale of goods or the rendering of services or both for a specified amount which the buyer undertakes to pay in more than one payment subsequent to the making of the agreement. A retail installment sale agreement shall not include an agreement which provides (*a*) for the payment of the time sale price in not more than three monthly installments and (*b*) a finance charge not in excess of one dollar and (*c*) no collateral security for the seller.

"Revolving credit agreement", an agreement, other than a retail installment sale agreement, entered into in this commonwealth pursuant to which the buyer may purchase at retail goods or services on credit from time to time and under the terms of which a finance charge is to be computed in relation to the buyer's balance from time to time.

"Sales finance company" (1) a bank as defined in section one of chapter one hundred and sixty-seven, or a national banking association or a savings and loan association, (2) any person other than an installment seller engaged, in whole or in part, in the business of purchasing retail installment sale agreements or revolving credit agreements of one or more retail sellers. The term "sales finance company" shall not include the pledgee of an aggregate number of such agreements to secure a bona fide loan thereon.

"Security interest", any property right or title in goods which are the subject of a retail installment sale agreement or revolving credit agreement taken or retained to secure performance of any obligation of the buyer under the agreement, and any renewal or extension thereof, notwithstanding shipment or delivery to the buyer.

"Services", any work or labor, purchased primarily for personal, family or household purposes, furnished or agreed to be furnished in the delivery, installation, repair or improvement of goods, including

but not limited to alterations or improvements upon or in connection with real property, but excluding insurance of all types.

"Time balance", the total of the cash sale price, the charge for any insurance, the amount of official fees, if any, and the finance charge reduced by the amount of the down payment.

"Time sale price", the total of the cash sale price, the charge for any insurance, the amount of official fees, if any, and the finance charge.

Section 2. No person, other than a bank as defined in section one of chapter one hundred and sixty-seven or a national banking association or a savings and loan association, shall engage in the business of a sales finance company without first obtaining from the commissioner a license to carry on said business in each city or town where the business is to be transacted as provided herein. The application for such license shall be in writing and shall contain such information as the commissioner may, from time to time, determine. The commissioner may reject any application for a license or any application for the renewal of a license if he is not satisfied that the financial responsibility, character, reputation, integrity and general fitness of the applicant and of the owners, partners or members thereof, if the applicant be a partnership or association, and of the officers and directors, if the applicant be a corporation, are such as to command the confidence of the public and to warrant the belief that the business for which the application for a license is filed will be operated lawfully, honestly, fairly and efficiently. Such licenses shall expire annually on November first. Each license shall plainly state the name of the licensee and the city or town with the name of the street and number, if any, of the place where the business is to be carried on, and shall be posted in a conspicuous place in the office where the business is transacted. The fee for such license shall not be less than one hundred dollars. If a licensee desires to carry on business in more than one place, he shall procure a license for each place where the business is to be conducted. Such license shall not be transferable or assignable.

Section 3. The commissioner shall, from time to time, establish rules and regulations relative to the granting of licenses and the renewal thereof, the fees to be charged therefor and the business carried on by licensees. He may, whenever he determines it to be in the public interest, investigate the affairs of a licensee and, for that purpose, shall have free access to the premises, vaults, books and papers thereof. The commissioner may cause a reasonable number of examinations of said books and business to be made by an accountant whom he may select, and the cost of such examination shall be paid by the licensee whose books are so examined.

The licensee shall keep and use within the commonwealth such books, accounts and records as will enable the commissioner to determine whether such licensee is complying with the provisions of this chapter and with the rules and regulations lawfully made by the commissioner hereunder. Every licensee shall preserve such books, accounts and records, including cards used in a card system, if any, for at least two years after making the final entry in respect to any retail installment sale agreement, revolving credit agreement, or any sale made pursuant thereto.

Section 4. The commissioner, or such of his assistants as he may designate, may summon a licensee, or any of his agents or employees, and such other witness as he deems necessary, and examine them relative

to their transactions, may require the production of books and papers and, for such purposes, may administer oaths. Whoever, without justifiable cause, fails or refuses to appear and testify or to produce books and papers when so required, or obstructs the commissioner or his representatives in the performance of their duties, shall be punished by a fine of not more than five hundred dollars or by imprisonment for not more than six months, or both.

Section 5. If the commissioner refuses to issue a license, he shall notify the applicant of the denial, return the sum paid by the applicant as a license fee, less an investigation fee of fifty dollars for each application to cover the cost of investigating the applicant; and within twenty days thereafter he shall enter upon his records a written decision and findings containing the reasons supporting the denial, and shall forthwith give written notice thereof by registered mail to the applicant. Within thirty days after the date of such notice the applicant may appeal from such denial to the superior court for the county of Suffolk, sitting in equity. The court shall hear all pertinent evidence and determine the facts, and upon the facts as so determined review said denial and, as justice and equity may require, affirm the same or order the commissioner to issue such license.

Section 6. The commissioner, if he has reason to believe that any person other than a licensee has violated any of the provisions of this chapter, shall have the power to make such investigations as he shall deem necessary, and, to the extent necessary for this purpose he may examine such person and shall have the power to compel the production of all relevant books, records, accounts and documents.

The state police and the police of the cities or towns shall carry out the directions of the commissioner in enforcing the provisions of this chapter and any rules or regulations made hereunder by him.

Section 7. A license may be suspended or revoked by the commissioner on the following grounds: (1) material misstatement in application for license; (2) failure to comply with the provisions of this chapter; (3) defrauding any retail buyer to the buyer's damage; (4) fraudulent misrepresentation, circumvention or concealment by the licensee through whatever subterfuge or device of any of the material particulars or the nature thereof required to be stated or furnished to the retail buyer under this chapter; (5) the existence of any fact or condition which, if it had existed at the time of the original application for such license, clearly would have warranted the commissioner in refusing to issue such license.

If a licensee is a partnership, corporation or trust, it shall be sufficient cause for the suspension or revocation of its license if any partner, officer, director or trustee thereof, so acts or fails to act as to constitute cause for suspending or revoking his license if he were licensed as an individual. Each licensee shall be responsible for any acts in violation of this chapter by any of his employees while acting as his agent, if such licensee after actual knowledge of said acts retained the benefits, proceeds, profits or advantages accruing from said acts or otherwise ratified said acts.

Section 8. No license shall be suspended or revoked except after hearing thereon by the commissioner or such of his assistants as he may designate. The commissioner shall give the licensee at least ten days' written notice, in the form of an order to show cause, of the time and

place of such hearing by registered mail addressed to the principal place of business in this commonwealth of such licensee. The said notice shall contain the grounds of complaint against the licensee. Any order suspending or revoking such license shall recite the grounds upon which the same is based. The order shall be entered upon the records of the commissioner and shall not be effective until after thirty days' written notice thereof given after such entry forwarded by registered mail to the licensee at such principal place of business. No revocation, suspension or surrender of any license shall impair or affect the obligation of any lawful retail installment sale agreement acquired previously thereto by the licensee. Within thirty days after such suspension or revocation the person aggrieved thereby may appeal to the superior court for the county of Suffolk, sitting in equity. The court shall hear all pertinent evidence and determine the facts, and upon the facts as so determined review said suspension or revocation and, as justice and equity may require, affirm the same or order that the commissioner rescind it.

Section 9. A. The printed terms of every retail installment sale agreement shall be set in eight point type, except as otherwise required herein. If the terms of a retail installment sale agreement are contained on both sides of a page, there shall appear on the first page the following words in ten point bold face type "The terms of this agreement are contained on both sides of this page." If the terms of a retail installment sale agreement are contained on more than both sides of one page, there shall appear on the first side of each preceding page, the following words in ten point bold face type "The terms of this agreement are contained on more than one page."

B. Every retail installment sale agreement shall include the date when signed, the name and address of both the seller and the buyer, a description of the goods or services purchased, a description of collateral securing the installment buyer's obligations under the agreement, if any, and, at the top of the first page of the agreement in twelve point extra bold type the words "Retail Installment Sale Agreement — Subject to State Regulation."

C. There shall be included on the first page of every retail installment sale agreement in the following order the dollar amounts of the following items, if applicable, such items to be so designated:

(1) Cash price of the goods or services or both;

(2) Any charges for delivery, installation, repair or other services upon the goods which are included in the agreement separate from the cash price;

(3) Any sale, excise or other tax not included in the cash price;

(4) The cash sale price, which is the sum of items (1), (2) and (3);

(5) The amount of the buyer's down payment whether paid in cash or represented by the agreed value of goods or both, together with a statement of the respective amounts credited for cash and for goods and a description of the goods sufficient to identify them;

(6) The unpaid balance of the cash sale price payable by the buyer to the seller, which is item (4) less item (5);

(7) The aggregate charge to the buyer for insurance with a description of the type or types of coverage in simple terms;

(8) The amount of official fees;

(9) The principal balance owed, which is the sum of items (6), (7), and (8);

(10) The total finance charge;

(11) The percentage that the finance charge bears to the principal balance, computed according to the annual finance charge formula;

(12) The time balance owed by the buyer to the seller which is the sum of items (9) and (10), the number and amount of weekly, monthly or other installment payments and the time of each payment, in which information the amount and times of installment payments need not be separately stated if the amounts of and time between payments are substantially equal and the amount of the scheduled final installment payment may be stated as the remaining unpaid balance;

(13) The time sale price.

The printed material explaining the information required to be given to the buyer by the provisions of clause (11) shall be printed in twelve point bold face type.

Additional items may be included to explain the calculations involved in determining the balance to be paid by the buyer.

D. Every retail installment sale agreement shall contain the following notice in ten point bold face type or larger directly above the space reserved in the agreement for the signature of the buyer: Notice to Buyer;

(1) Do not sign this agreement if any of the spaces intended for the agreed terms to the extent of then available information are left blank.

(2) You are entitled to a copy of this agreement at the time you sign it.

(3) You may at any time pay off the full unpaid balance due under this agreement, and in so doing you may receive a partial rebate of the finance and insurance charges.

(4) You may under certain circumstances redeem the property if repossessed because of your default, and you may, under certain conditions, require a resale of the property if repossessed.

(5) The seller has no right to unlawfully enter your premises or commit any breach of the peace to repossess goods purchased under this agreement.

(6) You may cancel this agreement if it has been consummated by a party thereto at a place other than an address of the seller, which may be his main office or branch thereof, provided you notify the seller at his main office or branch by certified mail, return receipt requested, which shall be posted not later than five o'clock postmeridian on the next business day following the signing of this agreement; provided, however, that you have not received or had tendered a substantial part of the goods, services or goods and services which the seller is required to furnish under this agreement.

If the seller takes no security interest in the goods, clauses (4) and (5) need not be included in the notice, and, if the agreement was not consummated by all parties thereto at a place other than an address of the seller, which may be his main office or any branch thereof, one of which must be shown on the agreement, clause (6) need not be included in the notice.

E. The seller shall deliver to the buyer, or mail to him at his address shown on the retail installment sale agreement, an executed copy thereof. Any acknowledgment by the buyer of delivery of a copy of the agreement shall be printed or written in a size equal to at least ten point bold face type and, if contained in the agreement, shall also appear directly to the left of the space reserved for the buyer's signature. The buyer's

written acknowledgment, conforming to the requirements of this section, of delivery of a copy of a retail installment sale agreement shall be presumptive evidence of such delivery and of compliance with this section in any action or proceeding by or against an assignee of the agreement without knowledge to the contrary when he purchases the retail installment sale agreement.

F. Any sale otherwise subject to the provisions of this chapter which has been negotiated or entered into by mail or telephone without personal solicitation by a salesman or other representative of the seller, where the seller's cash and deferred payment prices and other terms are clearly set forth in a catalog or other printed solicitation of business which is generally available to the public, shall not be subject to the requirements that a copy of the contract be signed by the buyer or be delivered to the buyer; provided, that the seller delivers to the buyer, before the date for the payment of the first installment, a memorandum of the purchase containing all of the essential elements of the agreement. The prohibition against blank spaces contained in section ten shall not apply to the buyer where a sale is negotiated or entered into by mail.

Section 9A. In any transaction involving the modernization, rehabilitation, repair, alteration, improvement or construction of real property, a writing signed by the buyer that such work has been satisfactorily completed shall not be valid unless the work to be performed by the seller is actually completed.

Section 10. No seller, sales finance company or holder shall at any time take or receive any retail installment sale agreement from a buyer or from any surety or guarantor for the buyer which contains:

(1) Blank spaces for terms required by this chapter or for terms upon which the parties at the consummation of the sale have agreed to the extent of then available information except that items (10) and (11) of subsection C of section nine must always be disclosed;

(2) Any confession of judgment or any power or warrant of attorney to appear for the buyer or for any surety or guarantor for him to confess judgment;

(3) Any schedule of payments under which any one installment, except the down payment, is not equal or substantially equal to all other installments, excluding the down payment, or under which the intervals between any consecutive installments except the down payment differ substantially, unless (*a*) the buyer is given an absolute right upon default in any such excess or irregular installments to have the schedule of unpaid installments, including that in default, revised to conform in both amounts and intervals to the average of all preceding installments and intervals, or (*b*) unless the time and amounts of installments relate to the uneven seasonal income of the buyer and a statement appears in the contract to that effect.

(4) Any provision for repossession of the goods or for the acceleration of the time when any part or all of the time balance becomes payable other than for default of the buyer;

(5) Any provision by which a buyer grants authority to the holder to unlawfully enter the installment buyer's premises or commit any breach of peace in the repossession of the collateral, if any;

(6) Any waiver of rights or remedies which the installment buyer may have against the seller or holder of the retail installment sale agreement, or other person acting in his behalf;

(7) Any provision whereby the installment buyer executes a power of attorney appointing the seller or holder of the retail installment sale agreement, or other person acting in his behalf, as the buyer's agent in the collection of payments under the agreement or in the repossession of the collateral security;

(8) Any assignment, or order for payment, of any salary, wages, commission or other compensation for services or any part thereof earned or to be earned;

(9) Any provision limiting, excluding, modifying or in any manner altering the terms of warranties made in connection with the original sale.

Section 11. A. No fee, expense or other charge whatsoever shall be taken, received, reserved or contracted for, except as provided in this section and in sections sixteen to twenty-two, inclusive, and for the items expressly provided for in the retail installment sale agreement as set forth in section nine.

B. An installment seller may, in a retail installment sale agreement, contract for, and if so contracted for the holder thereof may charge, receive, and collect a finance charge computed on the original principal balance of the contract or obligation, at not exceeding the following rates:

(1) On so much of the original principal balance as does not exceed five hundred dollars, ten dollars per one hundred dollars per annum; provided, however, that if the finance charge so computed is less than eight dollars, eight dollars; but if the due date of the last installment of the contract or obligation is eight months or less after its date, five dollars;

(2) If the original principal balance exceeds five hundred dollars, eight dollars per hundred dollars per annum on the excess over five hundred dollars.

C. When a retail installment sale agreement provides for unequal or irregular installments, the finance charge shall be at the effective rate provided for in this section, having due regard for the schedule of installments.

Section 12. A. When any payment is made on account of any retail installment sale agreement, the person receiving such payment shall, if the payment is made in cash, give the buyer a complete written receipt therefor. If the buyer specifies that the payment is made on one of several obligations, the receipt shall so state.

B. Any person may purchase a retail installment sale agreement from a seller or holder on such terms and conditions and for such price as may be mutually agreed upon. Unless written notice has been given to the buyer of actual or intended assignment of a retail installment sale agreement, the buyer may pay or tender any amount due thereunder or give any notice required or permitted by the agreement, to the last known holder of the agreement and such payment, tender or notice shall be binding upon any subsequent holder as fully as if made to him.

Section 13. A. Notwithstanding the provisions of any retail installment sale agreement to the contrary, a buyer may pay it in full at any time before the maturity of the final installment thereof, and, if he does so, shall receive and be entitled to receive a refund credit thereon and, if the retail installment sale agreement included an amount for insurance, a further refund credit thereon for such anticipation, whether

or not the maturity of the scheduled payment of the agreement was accelerated by the holder by reason of a buyer's default.

B. Except as provided in paragraph C, the amount of any such refund credit shall represent at least as great a proportion of the total amount of the finance charge as the sum of the scheduled periodic time balances after the date of prepayment, as the date of prepayment is fixed below, bears to the sum of the scheduled periodic total time balances under the schedule of installments in the original contract. Such computation of rebate shall be made under the so-called sum of the digits method. If the prepayment is made other than on an installment due date it shall be deemed to have been made on the first installment due date if the prepayment is before that date, and in any other case it shall be deemed to have been made on the next preceding or next succeeding installment due date, whichever is nearer to the date of prepayment. In the event a contract has been extended and is prepaid in full during an extension period the buyer shall receive, in addition, the refund of that portion of the extension charge applicable to any unexpired months of the extension period.

C. Where the amount of credit for anticipation of payment is less than one dollar, no refund need be made. Where the earned finance charge amounts to less than one dollar, there may be retained an amount equal to the minimum finance charge applicable.

Section 14. A. The buyer shall have the right to cancel the retail installment sale agreement for other than the seller's breach:

(1) Until the seller has signed and delivered to the buyer, or mailed to him at his address shown on the agreement a copy of the agreement signed by the seller or a memorandum as provided in subsection F of section nine; or as provided in subsection A of section eighteen, except that such right of cancellation relative to the memorandum under subsection A of section eighteen shall be limited to the particular memorandum only, and not to preexisting valid agreements; or

(2) When, there not having been receipt or tender of a substantial part of the goods, services, or goods and services which the seller is required to furnish under a retail installment sale agreement, signed by the seller, which has been consummated by a party thereto at a place other than the address of the seller, which may be his main office or branch thereof, the buyer, not later than five o'clock postmeridian on the next business day, notifies the seller that he is cancelling, and such cancellation shall be effective thereupon.

B. Notice of cancellation under this section shall be given to the seller at the place of business of the seller as set forth in the agreement by certified mail, return receipt requested, which shall be posted not later than five o'clock postmeridian on the next business day following execution of the agreement.

C. In the event of cancellation pursuant to this section, the installment seller shall refund to the buyer within ten days after such cancellation all deposits, including any down payment made under the agreement, and redeliver any goods, traded in to the seller on account or in contemplation of the retail installment sale agreement, less any reasonable costs actually incurred in making the goods ready for sale.

D. In the event of cancellation pursuant to this section the seller shall be entitled to reclaim and the buyer shall return whenever possible or hold at the seller's disposal any goods received by the buyer under

the retail installment sale agreement. The buyer shall incur no additional liability for cancellation pursuant to this section.

Section 15. No retail installment sale agreement shall provide for or create a security interest in

(*a*) Personal property other than the goods sold under a retail installment sale agreement unless such goods become affixed to such personal property;

(*b*) After-acquired collateral other than accessions to the goods sold;

(*c*) Goods subject to a prior retail installment sale agreement or agreements unless two or more such agreements are consolidated under a single agreement pursuant to section eighteen.

Any agreement made in violation of this section may be declared void by the supreme judicial or superior court in equity upon petition of the installment buyer.

Section 16. A. A holder may by agreement with the buyer extend the due date of all or any part of one or more installments under an existing retail installment sale agreement, a refinancing agreement or a consolidation agreement.

B. Except as provided in paragraph C, an extension agreement

(1) Shall be in writing and signed by the parties;

(2) Shall incorporate by reference the agreement to which the extension agreement applies;

(3) Shall state the terms of the extension;

(4) May provide for an extension charge not to exceed one per cent of each installment for each month from the date when such installment or part thereof would otherwise have been payable to the date when such installment or part thereof is made payable under the extension agreement; provided, that when any such charge is made, no delinquency charge as provided in section twenty shall be charged unless an installment as extended is not paid by the end of the grace period beyond the extended due date;

(5) May provide that the buyer shall pay the additional cost, if any, for insurance coverage provided in the extension; and

(6) Shall clearly set forth the fact of any extension charge, the dollar amount for each installment extended, which need not be separately stated if the amounts are substantially equal, the total additional dollar amount to be paid by the buyer for the privilege of extending the time of payment, and the dollar amount for the additional cost of insurance, if any, resulting from the extension.

C. If the extension agreement extends the due date of only one installment, it need not be in writing but shall be subject to the provisions of clauses (4) and (5) of paragraph B. If no charge is made for the extension agreement, the agreement shall not be subject to paragraph B.

Section 17. A. A holder may by agreement with the buyer refinance the unpaid balance of a single retail installment sale agreement, refinancing agreement or consolidation agreement to provide for a new schedule of the times or amounts of the payments or both.

B. A refinancing agreement, as described in paragraph A shall be in writing, and shall be dated and signed by the parties, and

(1) May provide for a finance charge which shall not exceed the rates provided in section eleven applied to the sum of (*a*) the unpaid time balance of the agreement being financed, less the refund credit for finance charge provided in section thirteen and (*b*) any additional cost for con-

tinuing insurance coverage under the agreement being refinanced and for official fees;

(2) Shall incorporate by reference the agreement being refinanced and shall clearly set forth and itemize the unpaid time balance being refinanced, the refund credit, the amount to be refinanced, the finance charge, additional cost for insurance or official fees or both, the total sum payable under the refinancing agreement, the amounts and times of installment payments, the annual finance charge rate computed according to the annual finance charge formula; and

(3) Shall comply with the provisions of subsection A, clauses (1) through (5), inclusive, of subsection D, and subsection E of section nine, and of sections ten, eleven, twelve, thirteen, seventeen and twenty-one.

Section 18. A. If a buyer purchases goods or services from a seller from whom he has previously purchased goods or services under one or more retail installment sale agreements, and the amounts due under any such previous agreement have not been fully paid, any such subsequent purchase may, by agreement of the parties, be added on to one or more of the previous agreements. Each subsequent add-on purchase shall be a separate retail installment sale agreement subject to all the provisions of this chapter with respect to retail installment sale agreements except that in lieu of the buyer executing a retail installment sale agreement as provided in this chapter, the seller shall, before the due date of the first installment under the consolidated agreement, prepare and deliver to the buyer, or the buyer shall otherwise have in his possession at the time of the subsequent purchase, a written memorandum, sales slip or an account book, or any combination thereof, setting forth with respect to each subsequent purchase all information and items required by section nine, the outstanding balance of the previous agreement or agreements and the consolidated time balance owed with the number of installments required to pay it, and the amount and time of each payment, in which information the amounts and times of installment payments need not be separately stated if the amount of and time between payments are substantially equal and the amount of the scheduled final installment payment may be stated as the remaining unpaid balance. The consolidated time balance to be paid by the buyer in the new schedule of installments shall include unpaid time balances.

If a finance charge imposed at the time of any subsequent add-on purchase is based in whole or in part upon an outstanding balance of a previous agreement, due regard shall be given to the refund credit as provided in section thirteen in determining that outstanding balance.

In the event of prepayment in full of a consolidated agreement where a finance charge was not imposed based in whole or in part upon an outstanding balance of a previous agreement or agreements, due regard shall be given for any refund credit not theretofore computed and given for each previous agreement.

B. Any security interest in the goods covered under a consolidated agreement shall terminate when the time sale price of the goods shall be paid. In determining whether the time sale price of the goods has been paid, every down payment shall be allocated in its entirety to the purchase with respect to which it was made and all other payments made under the consolidated agreement shall be applied toward the unpaid amounts in the order of the purchase of the goods or services. If any

purchase involves equipment or parts, other goods or services which are attached to or affixed to goods covered under the consolidated agreement, for the purpose of determining whether the time sale price has been paid, the entire purchase shall be deemed to have taken place on the date of the most recent purchase.

Section 19. A. Within six months after the execution of the retail installment sale agreement or revolving credit agreement and within every six-month period thereafter until the buyer has discharged all his obligations under the agreement, the holder shall send to the buyer upon request a statement of account which shall list the following items designated as such:

(1) The amounts paid by or on behalf of the buyer, setting forth any refund and any payment of charges for delinquencies, expenses of repossession and extensions, to the date of the statement of account;

(2) The amounts, if any, which have become due but remain unpaid, setting forth any charges for delinquencies, expenses of repossession and extensions;

(3) The number of installment payments and the dollar amount of each installment not due but still to be paid and the remaining period the agreement is to run.

B. The buyer shall be entitled to only one such statement in any six-month period free of charge. The holder shall be entitled to the sum of one dollar for each additional written statement requested by the buyer before supplying such additional written statement.

C. If the buyer requests information for income tax purposes as to the amount of the finance charges, the holder shall provide such information without charge once in every calendar year.

Section 20. The holder of a retail installment sale agreement may, if the agreement so provides, collect a delinquency and collection charge on each installment in default for a period of not less than fifteen days in an amount not in excess of five per cent of each installment or five dollars, whichever is less.

Section 21. A. The holder may repossess goods subject to a security interest when the buyer is in default under a retail installment sale agreement or a revolving credit agreement. Unless the goods can be repossessed without use of force, they shall be repossessed by legal process. Not less than fourteen days before he repossesses, the holder, may, if he so desires, give notice to the buyer of his intention to repossess. The notice shall state the default and the period, if any, at the end of which the goods may be repossessed, and shall briefly state the buyer's rights in case the goods are repossessed. The notice may be delivered to the buyer personally or be sent by registered or certified mail to his last known address.

B. Within five days after goods are repossessed, the holder shall deliver to the buyer personally, or send to him by registered or certified mail to his last known address, a written notice stating briefly (1) that the goods, including a general description thereof, have been repossessed; (2) the buyer's right to redeem and the amount payable therefor; (3) the buyer's rights as to a resale and his liability for a deficiency; and (4) the exact address where any payment is to be made or notice delivered.

C. After default and repossession of the collateral and subject to the provisions of this section and section twenty-two, the holder may sell or

otherwise dispose of the collateral, the sale or disposition to be carried out in a commercially reasonable manner. The proceeds of any disposition shall be applied in the following order:

(1) If the holder has given notice of his intention to repossess under this section, reasonable expenses of preparation of the collateral for disposition and any obligation of the holder to others for any reasonable costs in disposing of the collateral;

(2) If the holder has given notice of his intention to repossess under this section, reasonable expenses of repossession and holding the goods, and reasonable attorney's fees where the attorney is not a salaried employee of the holder;

(3) Satisfaction of the unpaid time balance, delinquency and extension charges, less finance charges and insurance premiums, if any, allocable to installments due after repossession as determined in section thirteen;

(4) Surplus, if any, to the buyer without request.

D. (1) No court shall enter a deficiency judgment against a buyer which includes a finance charge or insurance premiums allocable to installments due after repossession as determined in section thirteen.

(2) A buyer of goods which have been repossessed shall not be liable in a suit for a deficiency unless on the return day of the suit the holder files an affidavit signed either by the purchaser at the sale or by the holder stating the price for which the goods were sold and the date and place of sale.

E. Repossession without delivering or sending the notice required by subsection B of this section shall subject the holder to a penalty to the installment buyer of an amount equal to fifty per cent of the fair market value of the collateral at time of repossession and in addition the installment buyer may sue the holder for conversion of the collateral.

Failure of the holder to comply with subsection C shall subject him to a penalty to the installment buyer of five hundred dollars.

Section 22. A. If goods are repossessed within the commonwealth, the holder shall retain possession of such goods for fifteen days after notice has been delivered pursuant to section twenty-one, during which period the buyer may redeem the goods and become entitled to take possession of them.

B. To redeem the goods, if the holder has given notice of his intention to repossess under section twenty-one, the buyer shall:

(1) Pay or tender the full amount due under the agreement; and

(2) Perform or tender performance of any other promise for the breach of which the goods were repossessed; and

(3) Pay the actual and reasonable expenses of repossessing and holding the goods, including attorney's fees as provided in clause (2) of subsection C of section twenty-one.

C. To redeem the goods, if the holder has not given notice of his intention to repossess under section twenty-one, the buyer shall pay, perform or tender as required by subsection B of this section but need not pay or tender any expenses specified in clauses (1) and (2) of subsection C of section twenty-one.

Section 23. No seller or sales finance company shall in any advertisement, publication, display, broadcast, solicitation or representation make any false, misleading or deceptive statement concerning any finance, delinquency or extension charge, or rate, or the security interest,

collateral, terms, or conditions upon which it will make any installment agreement or finance the same. Any advertisement, publication, display, solicitation, or representation in relation to a percentage finance charge is presumed to be misleading if expressed otherwise than in terms of the annual finance charge formula; provided, however, that the provisions of this sentence shall not apply to a revolving credit agreement.

Section 24. No act, agreement or statement of any buyer in any retail installment sale agreement or revolving credit agreement shall constitute a valid waiver of any benefit or protection afforded by the provisions of this chapter.

Section 25. Any holder of a retail installment sale agreement, or of a note evidencing indebtedness arising out of such agreement, shall be subject to the provisions of this chapter.

Section 26. A. Where a seller or sales finance company undertakes to provide or supply insurance on the goods sold, or on which services were rendered, under a retail installment sale agreement or revolving credit agreement, at the buyer's expense, the amount charged any buyer for such insurance shall not exceed the premium actually payable by the seller or sales finance company and in no event more than the premium chargeable in accordance with the rates, if any, filed with the commissioner of insurance. The foregoing shall not apply to credit life insurance, referred to in subsection C, which shall be the only credit life insurance authorized in connection with any retail installment sale agreement, or revolving credit agreement.

B. If dual interest insurance on the goods is purchased by the holder he shall, within thirty days after the execution of the retail installment sale agreement or revolving credit agreement, send or cause to be sent to the buyer a copy of the policy or policies of insurance, written by an insurance company authorized to do business in the commonwealth, or a certificate of insurance clearly setting forth the nature of the insurance coverage. The buyer shall have the privilege of purchasing such insurance from the agent or broker of his own selection, but in such case the inclusion of the insurance premium in the retail installment sale agreement or revolving credit agreement shall be optional with the seller. If the buyer selects his own licensed agent or broker there shall be no obligation on the seller or sales finance company to forward a copy of the policy or policies or any certificate to the buyer.

C. In the event the charge or any portion thereof for insurance on the life of the buyer, issued under subdivision (*c*) of section one hundred and thirty-three of chapter one hundred and seventy-five, is paid by him to the creditor, it shall not be deemed a charge in violation of section eleven if the creditor charges the buyer for such insurance coverage not more than fifty cents per one hundred dollars per year of the sum of the agreed monthly installments contracted to be paid and proportionately at such rates for greater or lesser periods and for greater and lesser amounts of such life insurance coverage, regardless of the cost of such insurance to the creditor. In the event of prepayment of the contract there shall be a refund of the charge for such insurance computed on the same basis as is used for a refund under the provisions of section thirteen. The amount of death benefit payable shall at no time be less than the unextinguished debt including unearned finance charges, and

said unearned charges shall be refunded to the estate of the buyer as of the date of death.

D. Any cancellation, surrender, or other refunds, and all dividends, received under nongroup policies by the seller or any holder of the agreement shall forthwith be remitted to the buyer, or credited against any amounts then due under the agreement by the buyer to the seller or holder except to the extent applied toward payment for similar insurance protecting the interests of the buyer and the holder or either of them.

Section 27. A. Every revolving credit agreement shall be in writing and shall be signed by the buyer. The seller or holder shall deliver or mail to the buyer, at his address shown on the agreement, a copy of the terms thereof, on or prior to the date on which the first payment is due thereunder. To the extent applicable every revolving credit agreement shall be subject to all the provisions and penalties of this chapter excepting subsections B and C of section nine, clause (3) of section ten and sections eleven, twelve and thirteen.

B. Every revolving credit agreement shall contain the following notice in ten point bold face type or larger directly above the space reserved in the agreement for the signature of the buyer: Notice to Buyer;

(1) Do not sign this agreement if any of the spaces intended for the agreed terms are left blank.

(2) You are entitled to a copy of this agreement at the time you sign it.

(3) You may at any time pay off the full unpaid balance under this agreement.

(4) You may under certain circumstances redeem the property, if repossessed because of your default, and you may, under certain conditions, require a resale of the property if repossessed.

(5) The seller has no right to unlawfully enter your premises or commit any breach of the peace to repossess goods purchased under this agreement.

(6) You may cancel a purchase under this agreement where the purchase has been consummated by a party thereto at a place other than an address of the seller, which may be his main office or branch thereof, by notifying the seller at his main office or branch before five o'clock postmeridian on the next business day following a purchase under this agreement; provided, however, that you have not received a substantial part of the goods, services, or goods and services, which the seller is required to furnish as part of that purchase.

If the seller does not take a security interest in goods purchased pursuant to the revolving credit agreement, clauses (4) and (5) need not be included in the notice, and if the agreement was not consummated by all parties thereto at a place other than the address of the seller, which may be his main office or any branch thereof, one of which must be shown on the agreement, clause (6) need not be included in the notice.

C. 1. An installment seller under a revolving credit agreement may assess a finance charge upon the installment buyer which shall not exceed the following rates computed upon the outstanding unpaid balance thereunder, from month to month, which need not be a calendar month, or other regular period.

(*a*) On so much of the outstanding unpaid balance as does not exceed five hundred dollars, one and one half per cent per month.

(*b*) If the outstanding unpaid balance exceeds five hundred dollars, one per cent per month on the excess over five hundred dollars.

(*c*) If the amount of any finance charge is less than seventy cents for any month, seventy cents may be assessed, provided that no finance charge is assessed for a zero balance.

2. Finance charges may be computed under revolving credit agreements within a range of not in excess of ten dollars on the basis of the median amount within the selected range, provided that such finance charge is applied to all unpaid balances within such range.

3. In determining an unpaid balance, the installment buyer shall first receive credit for all payments on account made by him prior to the date of said balance.

D. Each billing period the seller shall furnish the buyer a statement of account which shall include:

1. The outstanding unpaid balance at the beginning and at the end of the billing period covered by the statement.

2. The finance charge thereon in dollars.

3. The amount of payments made during this period.

4. A description and the cash price of goods purchased during the period covered by the statement.

5. An enumeration of any other charges.

Section 28. After payment of all sums for which the buyer is obligated under a retail installment sale agreement, if the notice of the security interest has been filed or recorded or if the buyer so requests, the holder of such contract shall mail to the buyer, at his last known address, good and sufficient instruments to indicate payment in full and to release all security in the collateral, if any.

Section 29. A. The violation of section nine, ten, eleven, thirteen, fifteen, sixteen, seventeen, eighteen, twenty-six or twenty-seven by any person shall bar his recovery of any finance charge, delinquency or collection charge or refinancing charge on the retail installment sale agreement or on the revolving credit agreement, or on the sale pursuant to a revolving credit agreement, but such violation shall not bar his right to (*a*) recover from the buyer an amount equal to the unpaid principal balance or (*b*) repossess the goods and recover from the buyer an amount equal to the unpaid principal balance less the proceeds of any disposition of the goods.

B. Subsection A shall not apply to any violation which any holder shall establish by a preponderance of the evidence to be the result of accident or bona fide error in (*a*) any mathematical computation, (*b*) the layout or format, size of type or order of clauses contained in such retail installment or revolving credit agreement, or (*c*) the failure to furnish the buyer any statement required by section nineteen or by subsection D of section twenty-seven.

C. An agreement made by any person licensed under and in violation of this chapter may be declared void by the supreme judicial or superior court in equity upon petition brought by the buyer.

Section 30. Whoever violates any provision of this chapter shall be punished by a fine of not more than five hundred dollars or by imprisonment for not more than six months, or both.

Section 31. The commissioner may make rules and regulations to carry out the provisions of this chapter which may provide penalties for the violation thereof not exceeding a fine of five hundred dollars for any particular violation.

SECTION 1A. Section 1 of chapter 255B of the General Laws is hereby amended by inserting before the first definition the following definition: —

"Annual finance charge formula", the method for converting a dollar finance charge into a percentage rate. The formula assumes that (*a*) all scheduled installments of a retail installment sales agreement are equal, payable at equal intervals of time, and fall on due dates which are the same day of each month or other payment period as that on which the agreement is entered into, and (*b*) the buyer makes all payments at the times and in the amounts scheduled.

Based on these assumptions, the "annual finance charge formula" is:

$$R = \frac{2PC}{A(N+1)}$$

R equals the percentage rate. P equals the number of payment periods in one year exclusive of the down payment (always twelve if monthly payments, four if quarterly payments, and fifty-two if weekly payments). C equals the finance charge. A equals the principal balance to be paid by the buyer. N equals the number of installments. Except as otherwise provided, a variance tolerance of one per cent per annum in the percentage rate is hereby authorized in computation under this formula.

SECTION 1B. Said section 1 of said chapter 255B is hereby further amended by inserting after the definition of "Motor vehicle" the following definition: —

"Principal balance", the total of the cash sale price, the charge for any insurance and the amount of official fees, if any, reduced by the down payment.

SECTION 1C. The third paragraph of section 9 of said chapter 255B, as so appearing, is hereby amended by striking out, in line 17 the first time it appears, the word "and", — and by inserting after the word "buyer", in line 24, the words: — ; and (13) the percentage that the finance charge bears to the principal balance, computed according to the annual finance charge formula.

SECTION 1D. Said chapter 255B is hereby further amended by inserting after section 14, as so appearing, the following section: —

Section 14A. No seller or sales finance company shall in any advertisement, publication, display, broadcast, solicitation or representation make any false, misleading or deceptive statement concerning any finance, delinquency, or extension charge, or rate, or the security interest, collateral, terms, or conditions upon which it will make any installment agreement or finance the same. Any advertisement, publication, display, solicitation or representation in relation to a percentage finance charge is presumed to be misleading if expressed otherwise than in terms of the annual finance charge formula; provided, however, that the provisions of this sentence shall not apply to a revolving credit agreement.

SECTION 2. Section 16 of said chapter 255B, as so appearing, is hereby amended by inserting after the second sentence the following

two sentences: — Such computation of rebate shall be made under the so-called sum of the digits method. If the prepayment is made other than on an installment due date, it shall be deemed to have been made on the first installment due date if the payment is before that date, and in any other case it shall be deemed to have been made on the next preceding or next succeeding installment due date, whichever is nearer to the date of prepayment.

SECTION 3. Said chapter 255B is hereby further amended by striking out section 20A, inserted by chapter 173 of the acts of 1960, and inserting in place thereof the following two sections: —

Section 20A. A. The holder may repossess the motor vehicle subject to a security interest when the buyer is in default under a retail installment sale contract. Not less than fourteen days before he repossesses, the holder may, if he so desires, give notice to the buyer of his intention to repossess. The notice shall state the default and the period, if any, at the end of which the motor vehicle may be repossessed, and shall briefly state the buyer's rights in case the motor vehicle is repossessed. The notice may be delivered to the buyer personally or be sent by registered or certified mail to his last known address.

B. Within five days after the motor vehicle is repossessed, the holder shall deliver to the buyer personally, or send to him by registered or certified mail to his last known address, a written notice stating briefly (1) that the motor vehicle, including a general description thereof, has been repossessed; (2) the buyer's right to redeem and the amount payable therefor; (3) the buyer's rights as to a resale and his liability for a deficiency; and (4) the exact address where any payment is to be made or notice delivered.

C. After default and repossession of the collateral and subject to the provisions of this section and section twenty B, the holder may sell or otherwise dispose of the motor vehicle, the sale or disposition to be carried out in a commercially reasonable manner. The proceeds of any disposition shall be applied in the following order:

(1) If the holder has given notice of his intention to repossess under subsection A, reasonable expenses of preparing the motor vehicle for disposition and any obligation of the holder to others for any reasonable costs in disposing of the motor vehicle;

(2) If the holder has given notice of his intention to repossess under said subsection A, reasonable expenses of repossessing and holding the motor vehicle and reasonable attorney's fees where the attorney is not a salaried employee of the holder;

(3) Satisfaction of the unpaid time balance, delinquency and extension charges, less finance charges and insurance premiums, if any, allocable to installments due after repossession as determined in section sixteen;

(4) Surplus, if any, to the buyer without request.

D. (1) No court shall enter a deficiency judgment against a buyer which includes a finance charge or insurance premiums allocable to installments due after repossession as determined in section sixteen.

(2) A buyer of a motor vehicle which has been repossessed shall not be liable in a suit for a deficiency unless on the return day of said action the holder files an affidavit signed either by the purchaser at the sale or by the holder stating the price for which the motor vehicle was sold and the date and place of sale.

E. Repossession without complying with the requirements of subsection B shall subject the holder to a penalty to the buyer of an amount equal to fifty per cent of the fair market value of the collateral at time of repossession and in addition the buyer may sue the holder for conversion of the collateral.

Failure of the holder to comply with subsection C shall subject the holder to a penalty to the buyer of five hundred dollars.

Section 20B. A. If a motor vehicle has been repossessed within the commonwealth, the holder shall retain possession of the motor vehicle for fifteen days after notice has been delivered pursuant to subsection B of section twenty A during which period the buyer may redeem the motor vehicle and become entitled to take possession of it.

B. To redeem the motor vehicle, if the holder has given notice of his intention to repossess under subsection A of section twenty A, the buyer shall:

(1) Pay or tender the full amount due under the agreement; and

(2) Perform or tender performance of any other promise for the breach of which the motor vehicle was repossessed; and

(3) Pay the actual and reasonable expenses of repossessing and holding the motor vehicle, including attorney's fees as provided in clause (2) of subsection C of section twenty A.

C. To redeem the motor vehicle, if the holder has not given notice of his intention to repossess under subsection A of section twenty A, the buyer shall pay, perform or tender as required by subsection B of this section but need not pay or tender any expenses specified in clauses (1) and (2) of subsection C of section twenty A.

SECTION 4. Chapter 255 of the General Laws is hereby amended by striking out sections 12, 12A, 12B, 12D, 13, 13B, 13C, and 13G.

SECTION 5. This act shall take effect on November first, nineteen hundred and sixty-six. *Approved May 16, 1966.*

Chap. 285. AN ACT EXTENDING THE TIME WITHIN WHICH SOLDIERS AND SAILORS AND THEIR WIVES, WIDOWS, FATHERS, MOTHERS, CERTAIN ELDERLY PERSONS AND BLIND PERSONS MAY FILE APPLICATIONS FOR CERTAIN ABATEMENTS OR EXEMPTIONS OF TAXES LEVIED IN THE YEAR NINETEEN HUNDRED AND SIXTY-FIVE.

Be it enacted, etc., as follows:

Application for abatement or exemption, as provided in clauses Twenty-second, Twenty-second A, Twenty-second B, Twenty-second C, Thirty-seventh and Forty-first of section five of chapter fifty-nine of the General Laws, of taxes levied in the year nineteen hundred and sixty-five may be made not later than December fifteenth, nineteen hundred and sixty-six, notwithstanding any provision of law to the contrary. *Approved May 17, 1966.*

Chap. 286. AN ACT AUTHORIZING A SCHOOL COMMITTEE TO ENTER INTO AGREEMENT WITH THE SCHOOL COMMITTEE OF ANOTHER CITY OR TOWN TO PERFORM JOINTLY OR FOR SUCH OTHER CITY OR TOWN CERTAIN EDUCATIONAL PROGRAMS INVOLVING THE EXPENDITURE OF FEDERAL FUNDS.

Be it enacted, etc., as follows:

Chapter 40 of the General Laws is hereby amended by striking out section 4A, inserted by chapter 438 of the acts of 1945, and inserting in place thereof the following section: —

Section 4A. Any governmental unit, as hereinafter defined, may enter into an agreement with one or more other governmental units to perform jointly or for such other unit or units any service, activity or undertaking which each contracting unit is authorized by law to perform, if such agreement is authorized by each party thereto, in a city by the city council with the approval of the mayor and in a town or district by a town or district meeting; except, however, that when such agreement involves the expenditure of funds for educational purposes accepted pursuant to section fifty-three A of chapter forty-four, the agreement and its termination shall be authorized by the school committee. Any such agreement may be terminated by any party thereto at the end of any fiscal year if such termination is authorized by the terminating unit in the manner aforesaid; provided, that notice of such termination is given to each other party to the agreement at least sixty days prior to the date of termination. The words "governmental unit" as used herein shall mean a city or town, or a district organized under any general or special law.

All bills and payrolls submitted for work done under any such agreement shall be plainly marked to indicate that the work was done under authority thereof. Any reimbursement for or contribution toward the cost of such work shall be made at such intervals as the agreement provides. The amount of reimbursement received under any such agreement by any governmental unit shall be credited on its books to the account of estimated receipts, but any funds received under the provisions of section fifty-three A of chapter forty-four for contribution toward the cost of such work may be expended in accordance with the said provisions. The equipment and employees of a governmental unit while engaged in performing any such service, activity or undertaking under such an agreement shall be deemed to be engaged in the service and employment of such unit, notwithstanding such service, activity or undertaking is being performed in or for another governmental unit or units.

Approved May 18, 1966.

Chap. 287. AN ACT AUTHORIZING THE SALEM POLICE RELIEF ASSOCIATION TO PAY A CERTAIN BENEFIT TO ITS MEMBERS UPON THEIR RETIREMENT.

Be it enacted, etc., as follows:

The Salem Police Relief Association, a corporation duly established under the laws of the commonwealth, is hereby authorized, upon the retirement from the police department of the city of Salem of any member in good standing, to pay to such member, if he so elects, such sum, not exceeding one half of the death benefit paid upon the death of any

such member in good standing, as may from time to time be determined by vote of said corporation. Any amount so paid shall reduce the death benefit otherwise payable upon the death of any such member.

Approved May 18, 1966.

Chap. 288. AN ACT RELATIVE TO INVESTMENTS BY SAVINGS BANKS.

Be it enacted, etc., as follows:

SECTION 1. Paragraph 3 of section 47 of chapter 168 of the General Laws, as appearing in section 1 of chapter 432 of the acts of 1955, is hereby amended by inserting after the word "to", in line 2, the words: — the provisions of paragraph 6 of section forty-nine and to.

SECTION 2. Section 49 of said chapter 168, as most recently amended by chapter 268 of the acts of 1965, is hereby further amended by adding the following two paragraphs: —

6. *Bank Debentures, Convertible Debentures and Notes.* — Debentures, convertible debentures and notes of (*a*) a banking corporation in the common stock of which such corporation may invest pursuant to paragraph 1 of section forty-seven, provided that such banking corporation has a combined total of capital stock, surplus and undivided profits equal to at least forty million dollars and also equal to at least six per cent of its aggregate deposit liability at the end of the calendar year immediately preceding the date of investment or (*b*) a banking corporation in the common stock of which such corporation may invest pursuant to paragraph 2 of section forty-seven; provided that, in either case, at the date of investment, the combined total of all outstanding debentures, convertible debentures and notes of such banking corporation is equal to less than sixty-six and two thirds per cent of the combined total of its capital stock, surplus and undivided profits. If after such investment, such banking corporation issues debentures, convertible debentures or notes which, when added to the combined total of all of its already outstanding debentures, convertible debentures and notes, equal sixty-six and two thirds per cent or more of the combined total of its capital stock, surplus and undivided profits, any debentures, convertible debentures, notes or capital stock owned by such corporation shall be disposed of within a reasonable time and in no event later than any date which may be specified by the commissioner and the capital stock of such issuing bank shall be removed forthwith from the list provided for in section fifty-one. Not more than ten per cent of its deposits shall be invested by any such corporation in debentures, convertible debentures and notes of such banking corporations and not more than two per cent of its deposits shall be invested by any such corporation in debentures, convertible debentures and notes of any one banking corporation.

7. *Certificates of Deposit.* — Certificates of deposit of a banking corporation the debentures, convertible debentures and notes of which are eligible investments for such corporation pursuant to paragraph 6. Not more than ten per cent of its deposits shall be invested by any such corporation in the certificates of deposit of such banking corporations, and not more than two per cent of its deposits shall be invested by any such corporation in the certificates of deposit of any one such banking corporation.

SECTION 3. The first paragraph of section 51 of said chapter 168 is hereby amended by striking out the first sentence, as appearing in section 1 of chapter 432 of the acts of 1955, and inserting in place thereof the following sentence: — Annually, not later than July first, the commissioner shall prepare a list of all stocks, bonds, notes and other interest bearing obligations which are then legal investments under any provision of sections forty-two to forty-eight, inclusive, paragraphs 3, 4 and 6 of section forty-nine, and section fifty.

Approved May 18, 1966.

Chap. 289. AN ACT TO PROHIBIT INTERFERENCE WITH FIRE FIGHTING OPERATIONS.

Be it enacted, etc., as follows:

Chapter 268 of the General Laws is hereby amended by inserting after section 32, as appearing in the Tercentenary Edition, the following section: —

Section 32A. Whoever wilfully obstructs, interferes with or hinders a fire fighter in the lawful performance of his duty, or whoever wilfully obstructs, interferes with or hinders a fire fighting force in the lawful performance of its duty, shall be punished by a fine of not more than five hundred dollars or by imprisonment for not more than two years, or both. *Approved May 18, 1966.*

Chap. 290. AN ACT RELATIVE TO APPOINTMENTS TO FILL TEMPORARY VACANCIES.

Be it enacted, etc., as follows:

Section 15 of chapter 31 of the General Laws is hereby amended by striking out the tenth paragraph, as appearing in section 1 of chapter 720 of the acts of 1964, and inserting in place thereof the following paragraph: —

A person may be certified from a civil service list to fill, for the duration of the vacancy, a temporary vacancy. *Approved May 18, 1966.*

Chap. 291. AN ACT PROVIDING A MANDATORY SENTENCE IN STATE PRISON FOR ANY PERSON CONVICTED OF A SECOND OR SUBSEQUENT OFFENSE OF STATUTORY RAPE.

Be it enacted, etc., as follows:

Chapter 265 of the General Laws is hereby amended by striking out section 23, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: —

Section 23. Whoever unlawfully and carnally knows and abuses a female child under sixteen years of age shall, for the first offense, be punished by imprisonment in the state prison for life or for any term of years, or, except as otherwise provided, for any term in any other penal institution in the commonwealth, and for the second or subsequent offense by imprisonment in the state prison for life or for any term of years, but not less than five years. *Approved May 18, 1966.*

Chap. 292. AN ACT PERMITTING SUSPENSION OF EXECUTION OF SENTENCE IN CERTAIN CRIMINAL PROCEEDINGS INVOLVING PERSONS PREVIOUSLY CONVICTED OF A FELONY.

Be it enacted, etc., as follows:

Section 1 of chapter 279 of the General Laws is hereby amended by striking out the second paragraph, as most recently amended by section 5 of chapter 299 of the acts of 1939, and inserting in place thereof the following paragraph: —

The provisions of this section shall not permit the suspension of the execution of the sentence of a person convicted of a crime punishable by death or imprisonment for life or of a crime an element of which is being armed with a dangerous weapon, or of a person convicted of a violation of any provision of section twenty-six or twenty-eight of chapter fifty-six. *Approved May 18, 1966.*

Chap. 293. AN ACT PROVIDING FOR THE ELECTION OF ONE MEMBER OF THE PERSONNEL POLICY BOARD IN THE CITY OF SPRINGFIELD BY THE MUNICIPAL EMPLOYEES THEREOF.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any contrary provision of law, one member of the personnel policy board of the city of Springfield shall be elected by the municipal employees of said city.

SECTION 2. This act shall take effect upon its acceptance by the city of Springfield. *Approved May 18, 1966.*

Chap. 294. AN ACT FURTHER REGULATING THE TAX EXEMPTION OF PROPERTY OF CERTAIN ELDERLY PERSONS.

Be it enacted, etc., as follows:

SECTION 1. Section 5 of chapter 59 of the General Laws is hereby amended by striking out clause Forty-first, as amended by section 1 of chapter 681 of the acts of 1964, and inserting in place thereof the following clause: —

Forty-first, Real property, to the amount of four thousand dollars, of a person seventy years of age or over and occupied by him as his domicile, or of a person who owns the same jointly with his spouse, either of whom is seventy years of age or over, and occupied by them as their domicile or of a person seventy years of age or over who owns the same jointly or as a tenant in common with a person not his spouse and occupied by him as his domicile; provided (A) that such person (1) has been domiciled in the commonwealth for the preceding ten years, (2) has owned such real property either individually, jointly, or as a tenant in common, for the preceding five years, or, if such person has not so owned such real property for the preceding five years consecutively, has so owned and occupied as his domicile such real property and other real property in the commonwealth for the preceding five years consecutively, and (3) had, in the preceding year, a net income from all sources both taxable and nontaxable of less than four thousand dollars or, if married, a combined net income from all sources both taxable and nontaxable with his spouse of less than five thousand

dollars, (B) that the total assessed value of all real property owned by such person or his spouse, or by them jointly, does not exceed fourteen thousand dollars and (C) that, in the case of real estate owned by a person jointly or as a tenant in common with a person not his spouse, the amount of his exemption under this clause shall be that proportion of four thousand dollars which the amount of his interest in such property bears to the whole value thereof, provided no exemption shall be granted to any joint tenant or tenant in common unless the combined net income from all sources both taxable and nontaxable of such joint tenants or tenants in common and their respective spouse is less than five thousand dollars.

SECTION 2. This act shall apply to taxes assessed for the year nineteen hundred and sixty-six and subsequent years.

Approved May 18, 1966.

Chap. 295. AN ACT RELATIVE TO INVESTMENT BY SAVINGS BANKS IN SHORT TERM OBLIGATIONS OF THE FEDERAL NATIONAL MORTGAGE ASSOCIATION.

Be it enacted, etc., as follows:

SECTION 1. Section 42 of chapter 168 of the General Laws is hereby amended by adding after paragraph 5 the following paragraph: —

6. *Federal Agency Obligations.* — (*a*) Obligations of the Federal National Mortgage Association established under the National Housing Act, as amended;

(*b*) debentures, bonds or other obligations issued by any federal home loan bank or consolidated federal home loan bank debentures or bonds issued by the federal home loan bank board under the Federal Home Loan Bank Act, as amended;

(*c*) debentures issued by the central bank for co-operatives or consolidated debentures issued by said central bank and the twelve regional banks for co-operatives under the Farm Credit Act of 1933, as amended;

(*d*) collateral trust debentures or other similar obligations issued by any federal intermediate credit bank or consolidated debentures or other similar obligations issued by the twelve federal intermediate credit banks under the Federal Farm Loan Act, as amended;

(*e*) farm loan bonds issued by any federal land bank under the Federal Farm Loan Act, as amended.

SECTION 2. Section 49 of chapter 168 of the General Laws is hereby amended by striking out paragraphs 3 and 4.

Approved May 18, 1966.

Chap. 296. AN ACT RELATIVE TO EXAMINATION OF BANKS BY THE COMMISSIONER OF BANKS.

Be it enacted, etc., as follows:

The first paragraph of section 2 of chapter 167 of the General Laws, as most recently amended by section 1 of chapter 654 of the acts of 1958, is hereby further amended by striking out the first sentence and inserting in place thereof the following sentence: — The commissioner, either personally or by his examiners, or such others of his assistants

as he may designate, shall, at least once in each year, make a thorough examination of the books, securities, cash, assets and liabilities and ascertain the condition of all banks under his supervision, the ability of each bank to fulfill its obligations, and also whether it has complied with the law; and he may also, whenever he considers it expedient, make, or cause to be made, at the expense of the bank, such further examinations or audits as he deems advisable, by his examiners, or by certified public accountants or public accountants not connected with such bank approved by him and subject to his direction. *Approved May 18, 1966.*

Chap. 297. AN ACT AUTHORIZING THE TOWN OF BRAINTREE TO USE CERTAIN PARK LAND IN SAID TOWN AS A SITE FOR A BRANCH LIBRARY.

Be it enacted, etc., as follows:

SECTION 1. The town of Braintree is hereby authorized to use a portion of Watson park in said town as a site for a branch library, said land being described as follows: — A roughly rectangular section in Watson Park, having an area of 28,750 square feet, more or less, abutting the east side of Quincy Avenue, East Braintree, for a distance of 250 feet south from Gordon Road to a line perpendicular to Quincy Avenue, and abutting the south side of Gordon Road from Quincy Avenue to a line which parallels Quincy Avenue 115 feet therefrom.

SECTION 2. Any action taken by the town of Braintree at its annual town meeting in the current year pursuant to the authority contained in section one is hereby confirmed and validated to the same extent as though this act had been in effect at the time of the posting of the warrant for said annual town meeting.

SECTION 3. This act shall take effect upon its passage.

Approved May 23, 1966.

Chap. 298. AN ACT AUTHORIZING THE TOWN OF BOXFORD TO VOTE AT A SPECIAL TOWN MEETING ON THE QUESTION OF GRANTING LICENSES FOR THE SALE IN SAID TOWN OF ALCOHOLIC BEVERAGES.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any limitations imposed by section eleven or eleven A of chapter one hundred and thirty-eight of the General Laws as to the time and manner of voting upon the questions therein set forth, the selectmen of the town of Boxford shall call a special election to be held within thirty days after the effective date of this act and cause to be submitted thereat the following subdivided question: —

A. Shall licenses be granted in this town for the sale therein of all alcoholic beverages (whiskey, rum, gin, malt beverages, wines and all other alcoholic beverages)?

YES.	
NO.	

B. Shall licenses be granted in this town for the sale therein of wines and malt beverages (wines and beer, ale and all other malt beverages)?

YES.	
NO.	

C. Shall licenses be granted in this town for the sale therein of all alcoholic beverages in packages, so called, not to be drunk on the premises?

YES.	
NO.	

SECTION 2. If a majority of the votes cast in said town in answer to subdivision A is in the affirmative, said town shall, irrespective of the result of the votes in answer to subdivisions B and C, be taken to have authorized, for the remainder of the calendar year, the retail sale in said town of all alcoholic beverages to be drunk on and off the premises where sold, in accordance with the provisions of chapter one hundred and thirty-eight of the General Laws.

If a majority of the votes cast in said town in answer to subdivisions A and C is not in the affirmative, but a majority thereof in answer to subdivision B is in the affirmative, said town shall be taken to have authorized, for the remainder of the calendar year, the retail sale therein of wines and malt beverages only to be drunk on and off the premises where sold, in accordance with the provisions of said chapter one hundred and thirty-eight.

If a majority of the votes cast in said town in answer to subdivision A and to subdivision B is not in the affirmative, but a majority thereof in answer to subdivision C is in the affirmative, said town shall be taken to have authorized, for the remainder of the calendar year, the retail sale therein of all alcoholic beverages but only in packages, so called, not to be drunk on the premises where sold, in accordance with the provisions of said chapter one hundred and thirty-eight.

If a majority of the votes cast in said town in answer to subdivision A is not in the affirmative, but a majority thereof in answer to subdivisions B and C is in the affirmative, said town shall be taken to have authorized, for the remainder of the calendar year, the retail sale therein of wines and malt beverages to be drunk on and off the premises where sold, and also the sale of all other alcoholic beverages but only in packages, so called, not to be drunk on the premises where sold, in accordance with the provisions of said chapter one hundred and thirty-eight.

SECTION 3. This act shall take effect upon its passage.

Approved May 23, 1966.

Chap. 299. AN ACT RELATIVE TO THE QUALIFICATIONS OF APPLICANTS FOR REGISTRATION AND EXAMINATION BY THE BOARD OF REGISTRATION IN MEDICINE.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to provide immediately for a change in the regulations established by the board of registration in medicine for the examination and registration of physicians, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

Section 2 of chapter 112 of the General Laws is hereby amended by striking out the first six sentences and inserting in place thereof the following four sentences: — Applications for registration as qualified physicians, signed and sworn to by the applicants, shall be made upon blanks furnished by the board of registration in medicine, herein and in sections three to nine A, inclusive, called the board. Each applicant who shall furnish the board with satisfactory proof that he is twenty-

one or over and of good moral character, that he has completed two years of premedical collegiate work, including physics, chemistry, and biology, in a college or university approved by a body constituted as provided in this section and herein referred to as the approving authority, that he has attended courses of instruction for four years of not less than thirty-two school weeks in each year, or courses which in the opinion of the board are equivalent thereto, in one or more legally chartered medical schools, and that he has received the degree of doctor of medicine, or its equivalent, from a legally chartered medical school having the power to confer degrees in medicine and approved by the approving authority, shall, upon payment of seventy-five dollars, be examined, and, if found qualified by the board, be registered as a qualified physician and entitled to a certificate in testimony thereof, signed by the chairman and secretary. An applicant who has received from a medical school, legally chartered in a sovereign state other than the United States or Canada, a degree of doctor of medicine or its equivalent shall be required to furnish to the board such documentary evidence as the board may require that his education is substantially the equivalent of that of graduates of medical schools in the United States and such other evidence as the board may require as to his qualifications to practice medicine, and shall, except as hereinafter provided, be required to present a Standard Certificate granted after examination by the Educational Council for Foreign Medical Graduates; provided, however, that if he is a diplomate of a specialty board recognized by the American Medical Association he shall be admitted to examination for licensure without being required to present such a certificate. If the board shall be satisfied as to his education and his qualifications, the board shall, upon payment of seventy-five dollars by the applicant, admit him to the examination for licensure.

Approved May 23, 1966.

Chap. 300. AN ACT PROVIDING THAT THE WEEKLY SITTING OF THE DUKES COUNTY PROBATE COURT BE CHANGED FROM TUESDAY TO MONDAY.

Be it enacted, etc., as follows:

Section 62 of chapter 215 of the General Laws is hereby amended by striking out the paragraph amended by chapter 159 of the acts of 1956 and inserting in place thereof the following paragraph: —

Dukes County, at Edgartown, each Monday.

Approved May 23, 1966.

Chap. 301. AN ACT FURTHER REGULATING THE GRANTING OF NEW TRIALS IN CRIMINAL CASES.

Be it enacted, etc., as follows:

Chapter 278 of the General Laws is hereby amended by striking out section 29, as most recently amended by chapter 82 of the acts of 1964, and inserting in place thereof the following section: —

Section 29. If it appears to the court that justice may not have been done, a justice of the superior court may at any time, upon motion in writing of the defendant, grant a new trial.

Approved May 23, 1966.

Chap. 302. AN ACT PROVIDING THAT THE BOARD OF SELECTMEN OF THE TOWN OF WELLESLEY APPOINT THE TOWN TREASURER AND TAX COLLECTOR OF SAID TOWN.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of section one of chapter forty-one of the General Laws, the board of selectmen of the town of Wellesley shall appoint a suitably qualified person to the office of town treasurer and tax collector of said town, and upon the appointment and qualification of the person initially so appointed the term of the incumbent of said office shall terminate. The town treasurer and tax collector so appointed shall have all the powers, perform the duties and be subject to the liabilities and penalties now or hereafter conferred or imposed by law on town treasurers and tax collectors. The term of the person initially appointed shall expire April thirtieth, nineteen hundred and seventy, and thereafter the town treasurer and tax collector shall be appointed for a term of three years and shall serve until his successor is appointed and qualified. Said board shall fill any vacancy in such office by appointing a qualified successor for the remainder of any unexpired term.

SECTION 2. This act shall take effect on March sixth, nineteen hundred and sixty-seven. *Approved May 23, 1966.*

Chap. 303. AN ACT FURTHER EXTENDING THE EXISTENCE OF THE MASHPEE ADVISORY COMMISSION.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 223 of the acts of 1932 is hereby amended by striking out the first sentence, as most recently amended by chapter 319 of the acts of 1963, and inserting in place thereof the following sentence: — There is hereby established an unpaid commission, under the title of the Mashpee Advisory Commission, hereinafter called the commission, to consist of three members, each of whom shall be the head of a state department or the head of a division or bureau thereof, designated by the governor, with the advice and consent of the council, and shall serve for a period terminating April fifteenth, nineteen hundred and sixty-nine.

SECTION 2. This act shall take effect as of April fifteenth, nineteen hundred and sixty-six, and any action taken by the Mashpee Advisory Commission between the fifteenth day of April, nineteen hundred and sixty-six and the effective date of this act shall be as valid and effective as though this act had been in full force and effect on April fifteenth, nineteen hundred and sixty-six. *Approved May 23, 1966.*

Chap. 304. AN ACT AUTHORIZING NATICK POLICE RELIEF ASSOCIATION, INC. TO PAY CERTAIN SUMS TO MEMBERS UPON THE DEATH OF THEIR WIVES.

Be it enacted, etc., as follows:

Natick Police Relief Association, Inc., a corporation duly established under the laws of the commonwealth, is hereby authorized to pay to a

member in good standing of said corporation, upon the death of his wife, the sum of five hundred dollars. Any amount so paid shall reduce the death benefit otherwise payable upon the death of any such member.

Approved May 23, 1966.

Chap. 305. AN ACT DESIGNATING A CERTAIN METROPOLITAN DISTRICT COMMISSION SKATING RINK IN THE CITY OF BOSTON AS THE SERGEANT PETER JOSEPH KELLY SKATING RINK.

Be it enacted, etc., as follows:

The metropolitan district commission skating rink at the corner of Willow Pond parkway and the Jamaicaway in the Jamaica Plain district of the city of Boston shall be designated and known as the Sergeant Peter Joseph Kelly skating rink, in memory of Peter Joseph Kelly, who was killed in action while a member of the armed forces of the United States in World War II. A suitable marker bearing said designation shall be erected and maintained thereat by said commission.

Approved May 23, 1966.

Chap. 306. AN ACT PROVIDING LIFE TENURE FOR PAUL J. DESLAURIERS, INCUMBENT OF THE POSITION OF PATROLMAN IN THE POLICE DEPARTMENT OF THE TOWN OF TYNGSBOROUGH.

Be it enacted, etc., as follows:

SECTION 1. The tenure of office of Paul J. DesLauriers, incumbent of the position of patrolman in the police department of the town of Tyngsborough shall, upon the effective date of this act, be unlimited, but he may be removed therefrom for cause after hearing in the manner provided by section forty-three of chapter thirty-one of the General Laws.

SECTION 2. This act shall be submitted for acceptance to the voters of the town of Tyngsborough at the annual town meeting to be held in the year nineteen hundred and sixty-seven in the form of the following question, which shall be placed upon the official ballot to be used for the election of town officers at said meeting: — "Shall an act passed by the General Court in the year nineteen hundred and sixty-six, entitled 'An Act providing life tenure for Paul J. DesLauriers, incumbent of the position of patrolman in the police department of the town of Tyngsborough', be accepted?" If a majority of the votes in answer to said question is in the affirmative, this act shall thereupon take full effect, but not otherwise. *Approved May 23, 1966.*

Chap. 307. AN ACT PROVIDING LIFE TENURE FOR KENNETH C. FULLER, INCUMBENT OF THE POSITION OF TOWN HALL CUSTODIAN OF THE TOWN OF TYNGSBOROUGH.

Be it enacted, etc., as follows:

SECTION 1. The tenure of office of Kenneth C. Fuller, incumbent of the position of the town hall custodian of the town of Tyngsborough shall be unlimited, but he may be removed therefrom for cause after

hearing in the manner provided by section forty-three of chapter thirty-one of the General Laws.

SECTION 2. This act shall be submitted for acceptance to the voters of the town of Tyngsborough at the annual town meeting to be held in the year nineteen hundred and sixty-seven in the form of the following question, which shall be placed upon the official ballot to be used for the election of town officers at said meeting: — "Shall an act passed by the General Court in the year nineteen hundred and sixty-six, entitled 'An Act providing life tenure for Kenneth C. Fuller, incumbent of the position of town hall custodian of the town of Tyngsborough', be accepted?" If a majority of the votes in answer to said question is in the affirmative, this act shall thereupon take full effect, but not otherwise.

Approved May 23, 1966.

Chap. 308. AN ACT RELATIVE TO THE REGISTRATION AS VOTERS OF PERSONS IN HOSPITALS, SANATORIUMS, REST HOMES OR CONVALESCENT OR NURSING HOMES.

Be it enacted, etc., as follows:

Section 38 of chapter 51 of the General Laws is hereby amended by inserting after the first sentence the following sentence: — When informed that a person whose name has been omitted from the voting lists of a city or town is in a hospital, a sanatorium, a rest home or convalescent or nursing home in another city or town, they shall make due investigation and, upon proof thereof, they shall restore the name of such person to the list of voters at his address of last registration, provided that he has not acquired the qualifications for registration as a voter in the town where he then resides. *Approved May 23, 1966.*

Chap. 309. AN ACT PROVIDING THAT CERTAIN LICENSES GRANTED OR TO BE GRANTED BY THE DEPARTMENT OF PUBLIC WORKS TO PLACE AND MAINTAIN FILL IN CERTAIN TIDEWATERS IN THE TOWN OF WINTHROP BE IRREVOCABLE.

Be it enacted, etc., as follows:

SECTION 1. The licenses granted by the department of public works, being licenses numbered 3235 and 3753, dated May 16, 1950 and June 6, 1955, respectively, to fill or maintain existing fill in certain tidewaters in the town of Winthrop, shall, notwithstanding any provision of general or special law to the contrary, be irrevocable; provided, however, that if the commonwealth or any of its political subdivisions shall take, within ten years after the effective date of this act, any land which has the benefit of said licenses, the damages recoverable by reason of such taking shall not exceed the cost of acquisition of such land by the owner from whom the taking is made together with the cost to such owner of any buildings or improvements thereon, with interest at four per cent annually from the date any such cost was incurred.

SECTION 2. Said department may grant licenses pursuant to chapter ninety-one of the General Laws to fill solid the remaining area described in said license numbered 3753, such filling not to extend beyond the limits authorized in said license, which shall, notwithstanding any pro-

vision of section fifteen of said chapter ninety-one to the contrary, be irrevocable, subject, however, to the conditions, which shall be expressed in any such license, that applicable provisions of said chapter ninety-one are complied with, that the payment of compensation for the assessment of tidewater displacement includes any legal, engineering or other expense incurred by the commonwealth in connection therewith, and that if the commonwealth or any of its political subdivisions shall take, within ten years after such license is granted, any land which has the benefit of such license, the damages recoverable by reason of such taking shall not exceed the cost of acquisition of such land by the owner from whom the taking is made together with the cost to such owner of any buildings or improvements thereon, with interest at four per cent annually from the date any such cost was incurred.

Approved May 25, 1966.

Chap. 310. AN ACT PERTAINING TO THE ISSUANCE OF A CERTIFIED COPY OF A BIRTH RECORD.

Be it enacted, etc., as follows:

The fifth paragraph of section 13 of chapter 46 of the General Laws is hereby amended by striking out the fourth sentence, as appearing in chapter 342 of the acts of 1956, and inserting in place thereof the following sentence: — If the corrected, amended, or supplemented record is that of a person who has acquired the status of a legitimate child, or whose record has been amended through an adoption decree, the clerk shall not indicate on such copy that the record has been corrected, amended, or supplemented. *Approved May 25, 1966.*

Chap. 311. AN ACT AUTHORIZING THE CITY OF CAMBRIDGE TO GRANT AN ANNUITY TO GERTRUDE CAREY, A FORMER EMPLOYEE OF SAID CITY.

Be it enacted, etc., as follows:

Notwithstanding any contrary provision of section ninety-five of chapter thirty-two of the General Laws, the city of Cambridge may grant to Gertrude Carey, who was employed by the city of Cambridge for fourteen years, eleven months and twelve days, an annuity of twelve hundred dollars, said annuity to be paid in equal monthly payments.

Approved May 25, 1966.

Chap. 312. AN ACT INCREASING THE PENALTY FOR INJURING OR DEFACING TOMBS AND STRUCTURES DESIGNED AS MEMORIALS TO THE DEAD.

Be it enacted, etc., as follows:

Chapter 272 of the General Laws is hereby amended by striking out section 73, as amended by chapter 352 of the acts of 1958, and inserting in place thereof the following section: —

Section 73. Whoever wilfully destroys, mutilates, defaces, injures or removes a tomb, monument, gravestone or other structure or thing

which is placed or designed for a memorial of the dead, or a fence, railing, curb or other thing which is intended for the protection or ornament of a structure or thing before mentioned or of an enclosure for the burial of the dead, or wilfully destroys, mutilates, removes, cuts, breaks or injures a tree, shrub or plant placed or being within such enclosure, or wantonly or maliciously disturbs the contents of a tomb or a grave, shall be punished by imprisonment in the state prison for not more than five years or by imprisonment in the jail or house of correction for not more than two and one half years and by a fine of not more than three thousand dollars. *Approved May 31, 1966.*

Chap. 313. AN ACT INCREASING THE AMOUNT OF REAL AND PERSONAL PROPERTY THAT BABSON INSTITUTE MAY HOLD.

Be it enacted, etc., as follows:

Chapter 222 of the acts of 1956 is hereby amended by striking out, in line 4, the word "ten" and inserting in place thereof the word: — thirty. *Approved May 31, 1966.*

Chap. 314. AN ACT AUTHORIZING PINE MANOR JUNIOR COLLEGE TO HOLD ADDITIONAL REAL AND PERSONAL ESTATE.

Be it enacted, etc., as follows:

Pine Manor Junior College, a corporation organized under General Law for educational purposes, is hereby authorized to hold real and personal estate to an amount not exceeding twenty million dollars, to be used for the purposes of said corporation as set forth in its charter or certificate of incorporation or in any amendment thereof.

Approved May 31, 1966.

Chap. 315. AN ACT AUTHORIZING THE WEST BARNSTABLE FIRE DISTRICT TO SUPPLY ITSELF AND ITS INHABITANTS WITH WATER.

Be it enacted, etc., as follows:

SECTION 1. The West Barnstable Fire District, hereinafter called the district, may supply itself and its inhabitants with water for the extinguishment of fires and for domestic and other purposes, with power to establish fountains and hydrants and to relocate and discontinue the same, to regulate the use of such water and to fix and collect rates to be paid for the use of the same.

SECTION 2. For the purposes aforesaid, the district, acting by and through its board of water commissioners hereinafter provided for, may contract with any municipality, acting through its water department, or with any water company, or with any water district, for whatever water may be required, authority to furnish the same being hereby granted, and may take by eminent domain under chapter seventy-nine or chapter eighty A of the General Laws, or acquire by lease, purchase or otherwise, and hold, the waters, or any portion thereof, of any pond, spring or stream, or of any ground sources of supply by means of driven, ar-

tesian or other wells or filter galleries, within the limits of the district, and also outside of the limits of the district but within the towns of Barnstable and Sandwich, not already appropriated for the purposes of a public supply and the water and flowage rights connected with any such water sources; and for said purposes may take as aforesaid, or acquire by purchase or otherwise, and hold, all lands, rights of way and other easements necessary for collecting, storing, holding, purifying and preserving the purity of the water and for conveying the same to any part of the district; provided, that no source of water supply or lands necessary for preserving the quality of the water shall be so taken or used without first obtaining the advice and approval of the state department of public health, and that the location and arrangement of all dams, reservoirs, springs, wells, filter galleries, pumping, purification and filtration plants and such other works as may be necessary in carrying out the provisions of this act shall be subject to the approval of said department. The district may construct and maintain on the lands acquired and held under this act proper dams, wells, springs, reservoirs, standpipes, tanks, pumping plants, buildings, fixtures and other structures including also the establishment and maintenance of filter beds and purification works or systems, which shall be subject to the approval of said department, and may make excavations, procure and operate machinery and provide such other means and appliances, and do such other things as may be necessary for the establishment and maintenance of complete and effective water works; and for that purpose may construct pipe lines, wells and reservoirs and establish pumping works, and may construct, lay, acquire and maintain aqueducts, conduits, pipes and other works under or over any land, water courses, railroad, railways and public or other ways, and along such ways, in the district, in such manner as not unnecessarily to obstruct the same; and for the purpose of constructing, laying, maintaining, operating and repairing such aqueducts, conduits, pipes and other works, and for all proper purposes of this act, the district may dig up or raise and embank any such lands, highways or other ways in such manner as to cause the least hindrance to public travel on such ways; provided, that the manner in which all things are done upon any such way shall be subject to the direction of the selectmen of the town of Barnstable. The district shall not enter upon, or construct or lay any conduit, pipe or other works within, the location of any railroad corporation except at such time and in such manner as it may agree upon with such corporation, or, in case of failure so to agree, as may be approved by the department of public utilities. The district may enter upon any lands for the purpose of making surveys, test wells or pits and borings, and may take or otherwise acquire the right to occupy temporarily any lands necessary for the construction of any work or for any other purpose authorized by this act.

SECTION 3. Any person sustaining damages in his property by any taking under this act or any other thing done under authority thereof may recover such damages from the district under said chapter seventy-nine or said chapter eighty A; but the right to damages for the taking of any water, water right or water source, or for any injury thereto, shall not vest until water is actually withdrawn or diverted under authority of this act.

SECTION 4. For the purpose of paying the necessary expenses and liabilities incurred under this act, other than expenses of maintenance

and operation, the district may borrow from time to time such sums as may be necessary, not exceeding, in the aggregate, three hundred thousand dollars, and may issue bonds or notes therefor, which shall bear on their face the words, West Barnstable Fire District Water Loan, Act of 1966. Each authorized issue shall constitute a separate loan, and such loans shall be payable in not more than thirty years from their dates. Indebtedness incurred under this act shall be subject to the provisions of chapter forty-four of the General Laws pertaining to such districts.

SECTION 5. The district shall, at the time of authorizing said loan or loans, provide for the payment thereof in accordance with the provisions of section four; and when a vote to that effect has been passed a sum which, with the income derived from the water rates, will be sufficient to pay the annual expense of operating its water works or the purchasing of water, as the case may be, and the maintenance of its pipe lines, and the interest as it accrues on the bonds or notes issued as aforesaid, and to make such payments on the principal as may be required under this act, shall without further vote be assessed upon the district by the assessors of the town of Barnstable annually thereafter in the same manner as other taxes, until the debt incurred by the said loan or loans is extinguished.

SECTION 6. The land, water rights and other property taken or acquired under this act, and all works, buildings and other structures erected or constructed thereunder, shall be managed, improved and controlled by the board of water commissioners hereinafter provided for, in such manner as they shall deem for the best interest of the district.

SECTION 7. The district shall, after its acceptance of this act, either at the same meeting at which it is accepted or at a meeting thereafter called for the purpose, elect by ballot three persons, inhabitants of and voters in said district, to hold office, one until the expiration of three years, one until the expiration of two years, and one until the expiration of one year, from the date of the next succeeding annual district meeting, to constitute a board of water commissioners, and at every annual district meeting subsequent to such next succeeding annual district meeting one such commissioner shall be elected by ballot for the term of three years. All the authority granted to the district by this act, except sections four and five, and not otherwise specifically provided for, shall be vested in said board of water commissioners, who shall be subject, however, to such instructions, rules and regulations as the district may impose by its vote. A majority of said water commissioners shall constitute a quorum for the transaction of business. Any vacancy occurring in said board from any cause may be filled for the remainder of the unexpired term by the district at any annual or special meeting called for the purpose. Any such vacancy may be filled temporarily in the manner provided by section eleven of chapter forty-one of the General Laws, and the person so appointed shall perform the duties of the office until the next annual meeting of said district or until another person is qualified.

SECTION 8. Said commissioners shall fix just and equitable prices and rates for the use of water, and shall prescribe the time and manner of payment. The income of the water works shall be appropriated to defray all operating expenses, interest, charges and payments on the principal as they shall accrue upon any bonds or notes issued under authority

of this act. If there should be a net surplus remaining after providing for the aforesaid charges it may be appropriated for such new construction as said water commissioners, with the approval of the district, may determine upon, and in case a surplus should remain after payment for such new construction, the water rates shall be reduced proportionately. All authority vested in said commissioners by the foregoing provisions of this section shall be subject to the provisions of section seven. Said commissioners shall annually, and as often as said district may require, render a report upon the condition of the works under their charge and an account of their doings, including an account of receipts and expenditures.

SECTION 9. Whoever wilfully or wantonly corrupts, pollutes or diverts any water obtained or supplied under this act, or wilfully or wantonly injures any dam, well, reservoir, pumping or filtration plant, building, standpipe, tank, fixture or other structure, or other property owned, held or used by the district under authority and for the purposes of this act, shall forfeit and pay to the district three times the amount of damages assessed therefor, to be recovered in an action of tort, and upon conviction of any one of the above wilful or wanton acts shall be punished by a fine of not more than three hundred dollars or by imprisonment for not more than one year.

SECTION 10. No money shall be drawn from the treasury of the district to pay any expense of, or to discharge any liability incurred on account of, its system of water supply, unless and until such payment is approved in writing by a majority of the board of water commissioners and by a majority of the prudential committee of the district.

SECTION 11. This act shall take effect upon its acceptance by a majority vote of the voters of the West Barnstable Fire District present and voting thereon at a district meeting called for the purpose within four years after its passage; but the number of meetings so called in any one year shall not exceed three. *Approved May 31, 1966.*

Chap. 316. AN ACT INCREASING THE PENALTIES FOR UNAUTHORIZED USE OF MOTOR VEHICLES.

Be it enacted, etc., as follows:

Paragraph (*a*) of subdivision (2) of section 24 of chapter 90 of the General Laws is hereby amended by striking out the first sentence, as amended by section 3 of chapter 200 of the acts of 1964, and inserting in place thereof the following sentence: — Whoever upon any way or in any place to which the public has a right of access, or any place to which members of the public have access as invitees or licensees, operates a motor vehicle recklessly, or operates such a vehicle negligently so that the lives or safety of the public might be endangered, or upon a bet or wager or in a race, or whoever operates a motor vehicle for the purpose of making a record and thereby violates any provision of section seventeen or any regulation under section eighteen, or whoever without stopping and making known his name, residence and the register number of his motor vehicle goes away after knowingly colliding with or otherwise causing injury to any other vehicle or property, or whoever loans or knowingly permits his license to operate motor vehicles to be used by any person, or whoever makes false statements in an application for such a license or falsely impersonates the person named in such an

application or procures such false impersonation whether of himself or of another, or whoever in an application for registration of a motor vehicle or trailer gives as his name or address or the place where such vehicle is principally garaged a false name, address or place, shall be punished by a fine of not less than twenty dollars nor more than two hundred dollars or by imprisonment for not less than two weeks nor more than two years, or both; and whoever uses a motor vehicle without authority knowing that such use is unauthorized shall be punished by a fine of not less than fifty dollars nor more than five hundred dollars or by imprisonment for not less than thirty days nor more than two years, or both; and whoever operates a motor vehicle upon any way or in any place to which the public has a right of access, or upon any way or in any place to which members of the public have access as invitees or licensees, and, without stopping and making known his name, residence and the register number of his motor vehicle, goes away after knowingly colliding with or otherwise causing injury to any person shall be punished by imprisonment for not less than two months nor more than two years.

Approved May 31, 1966.

Chap. 317. AN ACT PROHIBITING THE TRANSPORTATION OF ALCOHOLIC BEVERAGES BY MINORS.

Be it enacted, etc., as follows:

SECTION 1. Section twenty-four C of chapter ninety of the General Laws, as amended by chapter one hundred and twenty-two of the acts of nineteen hundred and sixty-six, is hereby repealed.

SECTION 2. Chapter 138 of the General Laws is hereby amended by inserting after section 34B the following section: —

Section 34C. Whoever, being a minor and unaccompanied by his parent or legal guardian, knowingly transports or carries on his person any alcoholic beverage shall be punished by a fine of not more than fifty dollars. A conviction of a violation of this section shall be reported forthwith to the registrar of motor vehicles by the court if, at the time of the violation, the defendant was operating a motor vehicle upon a public way or a way to which the public had a right of access as invitees or licensees, and said registrar may suspend for not more than three months the license of such person to operate a motor vehicle.

Approved May 31, 1966.

Chap. 318. AN ACT REGULATING THE SALE, POSSESSION AND USE OF SUBSTANCES HAVING THE PROPERTY OF RELEASING TOXIC VAPORS.

Be it enacted, etc., as follows:

Chapter 270 of the General Laws is hereby amended by adding after section 17 the following section: —

Section 18. No person shall intentionally smell or inhale the fumes of any substance having the property of releasing toxic vapors, for the purpose of causing a condition of intoxication, euphoria, excitement, exhilaration, stupefaction, or dulled senses or nervous system, nor pos-

sess, buy or sell any such substance for the purpose of violating or aiding another to violate this section.

This section shall not apply to the inhalation of anesthesia for medical or dental purposes.

Whoever violates the provisions of this section shall be punished by a fine of not more than two hundred dollars or by imprisonment for not more than six months, or both.

Any person who is discovered by a police officer or special police officer in the act of violating this section may be arrested without a warrant by such police officer or special police officer, and held in custody, in jail, or otherwise, until a complaint is made against him for such offense which complaint shall be made as soon as practicable and in any case within twenty-four hours, Sundays and legal holidays excepted.

Approved May 31, 1966.

Chap. 319. AN ACT CLARIFYING THE WORD "WAGES" AS USED IN THE WEEKLY PAYMENT OF WAGES LAW.

Be it enacted, etc., as follows:

The first paragraph of section 148 of chapter 149 of the General Laws, as amended by chapter 416 of the acts of 1960, is hereby amended by adding the following sentence: — The word "wages" shall include any holiday or vacation payments due an employee under an oral or written agreement.

Approved May 31, 1966.

Chap. 320. AN ACT AUTHORIZING THE COMMONWEALTH TO GRANT TO NEW BEDFORD GAS AND EDISON LIGHT COMPANY EASEMENTS ON, OVER, UNDER, AND ACROSS CERTAIN LAND, FOR THE TRANSMISSION OF ELECTRIC POWER.

Be it enacted, etc., as follows:

Subject to the approval of the governor, the director of the division of fisheries and game, in the name and on behalf of the commonwealth, in consideration of the sum of not less than one thousand dollars, or in consideration of the conveyance of lands to the commonwealth as hereinafter provided, may grant to New Bedford Gas and Edison Light Company, an electric company organized and existing under the laws of the commonwealth, its successors and assigns, perpetual easements for the construction, maintenance and operation of towers, poles, wires and related apparatus, for the transmission of electricity on, over, under and across certain portions of land of the commonwealth in the towns of Sandwich and Bourne, which lands are under the control and custody of said division of fisheries and game. Said easements shall be in such form and at such locations as the said director may approve and deem proper. The consideration for said easements, if said company and said director agree, may be the conveyance by said company to the commonwealth of lands deemed by said director to be equal in value to the easements.

Approved May 31, 1966.

Chap. 321. AN ACT AUTHORIZING FIRE DISTRICT NUMBER TWO IN THE TOWN OF SOUTH HADLEY TO SELL WATER TO CERTAIN OWNERS OF LAND IN THE TOWN OF GRANBY.

Be it enacted, etc., as follows:

SECTION 1. Fire District Number Two in the town of South Hadley may, at the discretion of its board of water commissioners, sell water through a standard house service connection pipeline and water meter to eight building lots situated in the town of Granby which abut the Granby-South Hadley town line and that front on a public way in the town of South Hadley, known as Virginia Drive, said lots being designated as lots 39 through 46, inclusive, as shown on a plan entitled "Plan of Lots for Mount Holyoke Village, Granby Section, South Hadley-Granby Land Company", dated November 9, 1964, drawn by Norwotuck Engineering Company, Inc. and recorded with Hampshire County Registry of Deeds in Plan Book 66, pages 104 through 112, inclusive.

SECTION 2. Said board of water commissioners are authorized to bill and collect for water provided to the aforesaid eight properties in accordance with the rules and practices of said district. In addition, said commissioners may assess an additional minimum charge for water, over and above the basic minimum charge for water in said district, to provide a fair and just additional charge to compensate said district for income that would have been derived from the said properties on said district's tax assessment applicable to its water department expenditures had said properties been located within the town of South Hadley.

Approved May 31, 1966.

Chap. 322. AN ACT AUTHORIZING THE ESTABLISHMENT OF AN INDEMNIFICATION PANEL FOR FIRE FIGHTERS IN TOWNS.

Be it enacted, etc., as follows:

Section 100 of chapter 41 of the General Laws is hereby amended by adding the following paragraph: —

In any town which by by-law shall so provide, the powers vested, and duties imposed, by this section upon the board or officer authorized to appoint fire fighters in such town shall be exercised and performed by a majority of the members of a panel consisting of (*a*) such officer or the chairman of such board, (*b*) the town counsel or other officer having similar duties or a person designated in writing by such counsel or officer to act for him, and (*c*) such physician as the board of selectmen shall in writing appoint. *Approved May 31, 1966.*

Chap. 323. AN ACT AUTHORIZING THE COMMONWEALTH TO REIMBURSE BARTHOLOMEW J. FORGETTA FOR DAMAGES FOR A CERTAIN LAND TAKING.

Be it enacted, etc., as follows:

For the purpose of discharging a moral obligation of the commonwealth, there shall be allowed and paid out of the state treasury, subject to appropriation, to Bartholomew J. Forgetta, the sum of one hundred and ninety-one dollars and eighty-nine cents, as damages by

reason of the taking by the commonwealth by eminent domain for the widening of Osgood street in the town of North Andover of a parcel of land owned by said Bartholomew J. Forgetta, the said sum being the amount heretofore agreed upon with him by the department of public works, the time having expired within which the petition for the assessment of damages could legally be brought while the papers for settlement were being processed. *Approved May 31, 1966.*

Chap. 324. AN ACT FURTHER EXTENDING CERTAIN PROVISIONAL APPOINTMENTS AND TEMPORARY TRANSFERS FOR A LIMITED PERIOD.

Be it enacted, etc., as follows:

Chapter 743 of the acts of 1962 is hereby amended by striking out section 7, as amended by chapter 510 of the acts of 1965, and inserting in place thereof the following section: —

Section 7. Sections four, five and six of this act shall cease to be effective on June thirtieth, nineteen hundred and sixty-seven, provided that in any office or position in the commonwealth or any agency or political subdivision thereof where compliance with the federal standards for a merit system of personnel administration is a condition for the granting of federal funds, the examination shall be held within a year from the date of the approval of any provisional authorization or temporary transfer. *Approved May 31, 1966.*

Chap. 325. AN ACT PROVIDING FOR THE INFORMAL ADMINISTRATION OF CERTAIN ESTATES NOT EXCEEDING ONE THOUSAND DOLLARS IN VALUE.

Be it enacted, etc., as follows:

Section 16 of chapter 195 of the General Laws is hereby amended by striking out the first paragraph, as most recently amended by section 1 of chapter 163 of the acts of 1958, and inserting in place thereof the following paragraph: —

If an inhabitant of the commonwealth dies leaving an estate consisting entirely of personal property the total value of which does not exceed one thousand dollars, his surviving spouse, child, parent, brother or sister if of full age and legal capacity and an inhabitant of the commonwealth, or, in the case of a person who at his decease was receiving relief or support under chapter one hundred and seventeen or assistance under chapter one hundred and eighteen, one hundred and eighteen A or one hundred and eighteen D, any person designated to act as a voluntary administrator of the estate of such person by the board of public welfare of the town from which such person at his decease was receiving such relief, support or assistance, may, after the expiration of thirty days from the death of the decedent, provided no petition for letters testamentary or letters of administration has been filed with the probate court of the county in which the decedent resided, file with said probate court upon a form prescribed by the court a statement verified by oath or affirmation containing: (*a*) the name and residential address of the affiant, (*b*) the name, residence and date of death of the deceased,

(*c*) the relationship of the affiant to the deceased, (*d*) a schedule showing every asset of the estate known to the affiant and the estimated value of each such asset, (*e*) a statement that the affiant has undertaken to act as voluntary administrator of the estate of the deceased and will administer the same according to law and apply the proceeds thereof in conformity with this section and (*f*) the names and addresses of surviving joint owners of property with the deceased, known to the affiant. The oath required by this section shall not be governed by section one A of chapter two hundred and sixty-eight. *Approved May 31, 1966.*

Chap. 326. AN ACT PROVIDING THAT THE QUESTION OF THE ACCEPTANCE BY THE TOWN OF WESTFORD OF THE PROVISIONS OF LAW ESTABLISHING MINIMUM ANNUAL COMPENSATION FOR REGULAR POLICE OFFICERS SHALL BE PLACED ON THE BALLOT AT THE ANNUAL TOWN ELECTION IN THE YEAR NINETEEN HUNDRED AND SIXTY-SEVEN.

Be it enacted, etc., as follows:

Notwithstanding any contrary provision of law, the following question shall be placed upon the official ballot to be used for the election of town officers at the next annual town meeting to be held in the town of Westford: — "Shall the town vote to accept the provisions of section one hundred and eight G of chapter forty-one of the General Laws whereby, if accepted, the minimum annual compensation of each regular police officer in the police department of the town of Westford shall be not less than five thousand five hundred dollars for the first year of service, six thousand dollars for the second year of service, and six thousand three hundred dollars for the third and each succeeding year of service?" If a majority of the votes in answer to said question is in the affirmative, the provisions of said section one hundred and eight G shall thereupon become effective in said town. *Approved May 31, 1966.*

Chap. 327. AN ACT AUTHORIZING THE CITY OF FALL RIVER TO PAY WILFRED PINEAU, AN EMPLOYEE OF THE FALL RIVER WATER DEPARTMENT A SUM FOR CERTAIN SICK LEAVE.

Be it enacted, etc., as follows:

For the purpose of discharging a moral obligation, the city of Fall River is authorized to pay Wilfred Pineau, an employee of the Fall River water department, the sum of one hundred and thirteen dollars and twelve cents for a total of fifty-six hours of sick leave taken on September first, second and third and October fifteenth, sixteenth, seventeenth and eighteenth in the year nineteen hundred and sixty-four.

Approved May 31, 1966.

Chap. 328. AN ACT AUTHORIZING THE CITY OF NORTH ADAMS TO SELL, LEASE OR GRANT AN EASEMENT IN CERTAIN CEMETERY LAND IN SAID CITY.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any law to the contrary, the city of North Adams, through its cemetery commissioner or its mayor acting

as such cemetery commissioner, may sell and convey or lease a certain parcel of cemetery land or any part thereof, or grant an easement therein to the Northern Berkshire Development Corporation, a corporation duly organized under the laws of this commonwealth, for the sole purpose of allowing or permitting the construction of a railroad siding or rail access line therein or thereon from the main track between said city and the town of Adams to an industrial site owned by said corporation, for its benefit and the benefit of any lessee or grantee of said industrial site, upon such terms and conditions as the mayor and city council shall prescribe, said land being located within the Southview Cemetery, a cemetery in said city, and bounded and described as follows: —

PARCEL A

A parcel of land situated Westerly of Church Street and Southerly of the present Southview Cemetery owned by the City of North Adams, bounded and described as follows: —

Bounded on the West by the Pittsfield and North Adams Railroad Corporation, eight hundred and ten (810) feet, more or less; bounded on the North by the City of North Adams, four hundred and seventy (470) feet, more or less; bounded on the East by the City of North Adams, four hundred and seventy (470) feet, more or less; bounded on the South by the Northern Berkshire Development Corporation, four hundred and seventy (470) feet, more or less.

The above described parcel of land contains about 5¾ acres and is a portion of that land taken by eminent domain on December 4, 1951. The taking order is recorded in Book 487, Page 368, November 13, 1951 in the Northern Berkshire Registry of Deeds.

SECTION 2. This act shall take effect upon its acceptance by the city of North Adams. *Approved May 31, 1966.*

Chap. 329. AN ACT AUTHORIZING THE TOWN OF DRACUT TO ESTABLISH A WATER SUPPLY OR WATER DISTRIBUTING SYSTEM IN A CERTAIN PART OF SAID TOWN.

Be it enacted, etc., as follows:

The town of Dracut may establish a water supply or water distributing system and may maintain and operate the same in the following described part of said town in accordance with the provisions of sections thirty-nine A to thirty-nine G, inclusive, of chapter forty of the General Laws, except that so much of said section thirty-nine A as provides that no such system shall be established to supply water in any town while the inhabitants of any part thereof are being served directly by a water company or a water supply district, water district, or fire district supplying water to its inhabitants, shall not apply. Said part is bounded and described as follows: — Beginning at a point at the intersection of Richardson Road and the Pelham, New Hampshire state line; thence along the course of Richardson Road to its intersection of Jones Avenue; thence turning and running in a general Southeasterly direction to a point which is 300 feet from the Easterly line of Broadway Road, thence turning and running in a general Southerly direction to a point on the Westerly side of Arlington Street which point is distant 2,200 feet Southeasterly from the intersection of the Southerly line of Cheever Avenue

with the Westerly side of Arlington Street; thence turning and running in a Westerly direction to a point on Eighteenth Street where the present Dracut Water District line now ends; thence turning and following in a general Southeasterly course along the Lowell-Dracut town line to a point at the Merrimack River; thence turning and following along the course of the Merrimack River in a general Easterly direction to the Dracut-Methuen town line; thence turning and running Northerly along the Dracut-Methuen town line to a point at the Dracut-Methuen-Pelham town line; thence turning and running in a general Westerly and Southwesterly course along the Pelham-Dracut town line to the point of beginning.

Approved May 31, 1966.

Chap. 330. AN ACT PROHIBITING THE PLACING ON PROBATION OR THE SUSPENSION OF THE SENTENCE OF A PERSON CONVICTED OF BREAKING AND ENTERING A DWELLING HOUSE IN THE NIGHT TIME WHILE ARMED AND CERTAIN RELATED CRIMES.

Be it enacted, etc., as follows:

Section 14 of chapter 266 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by adding the following sentence: — The sentence imposed upon a person who, after being convicted of any offence mentioned in this section, commits the like offence, or any other of the offences therein mentioned, shall not be suspended, nor shall he be placed on probation.

Approved May 31, 1966.

Chap. 331. AN ACT REQUIRING NOTICE TO CITIES AND TOWNS OF THE TAKING BY EMINENT DOMAIN OF THE RIGHT TO DRAW WATER IN CASES OF EMERGENCY.

Be it enacted, etc., as follows:

The first sentence of section 40 of chapter 40 of the General Laws, as appearing in chapter 606 of the acts of 1945, is hereby amended by inserting after the word "department", in line 31, the words: — and unless and until notice of such taking, including a copy of plans and specifications, has been given to the city council or to the board of selectmen, as the case may be, by certified mail at least ten days prior thereto.

Approved May 31, 1966.

Chap. 332. AN ACT REVIVING THE GLADES ASSOCIATION.

Be it enacted, etc., as follows:

The Glades Association, a corporation duly established under the provisions of chapter fifty-eight of the acts of eighteen hundred and seventy-six and whose charter expired on March twenty-second, nineteen hundred and sixty-six, is hereby revived with the same powers, duties and obligations as if said charter had not so expired, and shall be and remain a body corporate for a period of ten years after said expiration date; and all acts and proceedings of the stockholders, directors and officers acting as such which would have been legal and valid but for the expiration of said charter are hereby ratified and confirmed.

Approved May 31, 1966.

Chap. 333. AN ACT EXEMPTING THE OFFICE OF SUPERINTENDENT OF HILLSIDE MANOR OF THE TOWN OF METHUEN FROM THE CIVIL SERVICE LAW AND PLACING THE POSITION OF SUPERVISOR OF NURSES, HILLSIDE MANOR, UNDER SAID LAW.

Be it enacted, etc., as follows:

SECTION 1. Upon the effective date of this act the office of superintendent of Hillside Manor, a public medical institution of the town of Methuen, shall not be subject to the provisions of chapter thirty-one of the General Laws.

SECTION 2. The position of supervisor of nurses, Hillside Manor, shall be subject to the civil service law and rules and the tenure of office of Catherine Atwood, the incumbent thereof, shall be unlimited, provided that she passes a qualifying examination to which she shall be subjected by the division of civil service and if she passes said examination, shall be certified for said office and deemed to be permanently appointed thereto without being required to serve a probationary period. If she fails to pass said examination, she may continue to serve in said office but shall not be subject to said civil service law and rules.

SECTION 3. This act shall take effect upon its passage.

Approved June 1, 1966.

Chap. 334. AN ACT EXTENDING THE TIME WITHIN WHICH THE CITY OF BROCKTON MAY BORROW MONEY FOR CERTAIN SEWERAGE PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 453 of the acts of 1961 is hereby amended by striking out, in line 4, the word "five" and inserting in place thereof the word: — ten.

SECTION 2. This act shall take effect upon its passage.

Approved June 1, 1966.

Chap. 335. AN ACT DECREASING THE NUMBER OF SIGNATURES REQUIRED ON PRIMARY NOMINATION PAPERS FOR COUNTY OFFICES IN BARNSTABLE, BERKSHIRE, FRANKLIN AND HAMPSHIRE COUNTIES.

Be it enacted, etc., as follows:

SECTION 1. The third sentence of section 44 of chapter 53 of the General Laws, as appearing in chapter 260 of the acts of 1964, is hereby amended by inserting after the word "voters", the first time it appears in line 6, the following: —, except that in Barnstable, Berkshire, Franklin, and Hampshire counties such papers for nomination to the office of clerk of courts, register of probate and insolvency, register of deeds, county commissioner, sheriff and county treasurer shall be signed by five hundred voters.

SECTION 2. This act shall take effect upon its passage.

Approved June 1, 1966.

Chap. 336. AN ACT MAKING APPROPRIATIONS FOR THE FISCAL YEAR ENDING JUNE THIRTIETH, NINETEEN HUNDRED AND SIXTY-SIX, SUPPLEMENTING CERTAIN EXISTING APPROPRIATIONS FOR THE DEPARTMENT OF LABOR AND INDUSTRIES AND THE DEPARTMENT OF PUBLIC WELFARE.

Be it enacted, etc., as follows:

SECTION 1. To provide for supplementing certain appropriations previously made, the sums set forth in section two are hereby appropriated from the fund designated in said section, subject to the provisions of law regulating the disbursement of public funds and the conditions pertaining to appropriations in chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five, the sums so appropriated to be in addition to any amounts at present available for the purpose.

SECTION 2.

GENERAL FUND.

STATE PURPOSES APPROPRIATIONS.

Department of Labor and Industries.

Division of Industrial Accidents.

Item		
1651-06	Item 1651-06 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in lines five and six, the words "four hundred and sixty-two thousand seven hundred" and inserting in place thereof the words: — five hundred and nine thousand nine hundred and fifty .	**$135,000**

Department of Public Welfare.

1906-04	For the care and maintenance of children under the jurisdiction of the division of child guardianship, prior appropriation continued.	**$385,000**

SECTION 3. This act shall take effect upon its passage.

Approved June 1, 1966.

Chap. 337. AN ACT PERMITTING DOMESTIC LIFE INSURANCE COMPANIES TO PROVIDE FOR THE PAYMENT OF NONCONTRIBUTORY PENSIONS TO THEIR EMPLOYEES UNDER A GROUP CONTRACT.

Be it enacted, etc., as follows:

The third paragraph of section 36 of chapter 175 of the General Laws, as amended by chapter 75 of the acts of 1954, is hereby further amended by striking out the second sentence. *Approved June 1, 1966.*

Chap. 338. AN ACT DESIGNATING A CERTAIN PEDESTRIAN OVERPASS IN THE EAST BOSTON DISTRICT OF THE CITY OF BOSTON AS THE HENRY A. SELVITELLA OVERPASS.

Be it enacted, etc., as follows:

The pedestrian overpass under construction in the vicinity of the Lieutenant William F. Callahan, Jr. Tunnel in the East Boston district of the city of Boston shall, upon completion, be designated and known

as the Henry A. Selvitella Overpass, in memory of Henry A. Selvitella, a former national commander of the Italian American War Veterans of the United States and former employee of the department of labor and industries. A suitable marker bearing said designation shall be attached thereto by the department of public works. *Approved June 1, 1966.*

Chap. 339. AN ACT PROHIBITING THE PURCHASE WITHOUT A PRESCRIPTION OF CERTAIN EXEMPT NARCOTIC DRUGS BY MINORS.

Be it enacted, etc., as follows:

Chapter 94 of the General Laws is hereby amended by inserting after section 199F the following section: —

Section 199G. A person under twenty-one years of age shall not without a prescription purchase, nor shall he falsely represent his age for the purpose of purchasing, an exempt narcotic drug, as set forth in section one hundred and ninety-nine E. Whoever violates any provision of this section shall be punished by a fine of not less than one hundred dollars nor more than one thousand dollars or by imprisonment in a jail or house of correction for not more than one year, or both.

Approved June 1, 1966.

Chap. 340. AN ACT PROHIBITING GAS OR ELECTRIC COMPANIES FROM GUARANTEEING THE INDEBTEDNESS OF OTHER COMPANIES EXCEPT IN ACCORDANCE WITH CERTAIN RULES AND REGULATIONS OF THE DEPARTMENT OF PUBLIC UTILITIES.

Be it enacted, etc., as follows:

Chapter 164 of the General Laws is hereby amended by striking out section 17A, as amended by section 1 of chapter 95 of the acts of 1954, and inserting in place thereof the following section: —

Section 17A. No gas or electric company shall, except in accordance with such rules and regulations as the department shall from time to time prescribe, loan its funds to, guarantee or endorse the indebtedness of, or invest its funds in the stock, bonds, certificates of participation or other securities of, any corporation, association or trust unless the said loan, guaranty or endorsement, or investment is approved in writing by the department. A director, treasurer or other officer or agent of a gas or electric company who makes such loan, guaranty or endorsement or purchases such securities or votes to authorize such loan, guaranty or endorsement or such purchase in violation of this section shall be punished by a fine of not more than one thousand dollars or by imprisonment for not more than one year, or both. Any company supplying electricity in bulk which is authorized by special act to engage in manufacture or to construct mills or factory buildings, or to otherwise construct or develop real estate for industrial purposes, shall be exempt from the provisions of this section. *Approved June 1, 1966.*

Chap. 341. AN ACT AUTHORIZING THE COMMISSIONER OF BANKS TO APPROVE THE ESTABLISHMENT OF ADDITIONAL BRANCH OFFICES OF SAVINGS BANKS IN CERTAIN TOWNS.

Be it enacted, etc., as follows:

SECTION 1. Section 5 of chapter 168 of the General Laws is hereby amended by striking out the first paragraph, as amended by section 1 of chapter 1 of the acts of 1957, and inserting in place thereof the following paragraph: —

After such notice and hearing as the commissioner may require and with his written permission and under such conditions as he may approve, such corporation may establish and maintain one or more branch offices or depots (*a*) in the town wherein its main office is located, or (*b*) in other towns within the same county having no main office or branch office of a savings bank or in which, in the opinion of the commissioner, the public convenience and advantage would be served by the establishment of additional savings bank facilities.

SECTION 2. Notwithstanding the provisions of section five of chapter one hundred and sixty-eight of the General Laws, as amended by section one, the commissioner of banks shall not, prior to June first, nineteen hundred and sixty-seven, permit the establishment of a branch office or depot of a savings bank in any city or town in which the main office of any other savings bank is located. *Approved June 1, 1966.*

Chap. 342. AN ACT PROVIDING THAT PROBATE COURTS REQUEST REPORTS FROM THE COMMISSIONER OF PROBATION ON ALL PETITIONS FOR A CHANGE OF NAME, AND THAT REGISTRARS OF PROBATE REPORT ALL CHANGES OF NAME TO THE COMMISSIONER OF PROBATION.

Be it enacted, etc., as follows:

SECTION 1. Section 13 of chapter 210 of the General Laws is hereby amended by striking out the first paragraph, as amended by chapter 247 of the acts of 1948, and inserting in place thereof the following paragraph: —

The court shall, before decreeing a change of name, request a report from the commissioner of probation on the person filing the petition and, except for good cause shown, require public notice of the petition to be given and any person may be heard thereon, and, upon entry of a decree, the name as established thereby shall be the legal name of the petitioner, and the register may issue a certificate, under the seal of the court, of the name as so established.

SECTION 2. Said chapter 210 is hereby further amended by striking out section 14, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: —

Section 14. Each register of probate shall annually, in December, make a return to the state secretary and the commissioner of probation of all changes of name made in his court. *Approved June 1, 1966.*

Chap. 343. AN ACT PROHIBITING CERTAIN BLIND PERSONS FROM SOLICITING ALMS.

Be it enacted, etc., as follows:

Section 63 of chapter 272 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence: — Whoever, not being under seventeen, or a person asking charity within his own town, roves about from place to place begging, or living without labor or visible means of support, shall be deemed a tramp.

Approved June 1, 1966.

Chap. 344. AN ACT PROVIDING FOR THE AWARDING OF CERTAIN FOOD CONCESSIONS BY SCHOOL COMMITTEES TO THE HIGHEST RESPONSIBLE BIDDER.

Be it enacted, etc., as follows:

Section 71 of chapter 71 of the General Laws is hereby amended by inserting after the third sentence the following sentence: — A school committee shall award concessions for food at any field under its control only to the highest responsible bidder. *Approved June 1, 1966.*

Chap. 345. AN ACT PROVIDING TENURE OF OFFICE FOR PRIMO J. SILVA, INCUMBENT OF THE OFFICE OF DIRECTOR OF PUBLIC WORKS OF THE TOWN OF FRAMINGHAM.

Be it enacted, etc., as follows:

SECTION 1. The tenure of office of Primo J. Silva, incumbent of the office of director of public works of the town of Framingham, shall be unlimited, but he may be removed therefrom for cause after hearing in the manner provided by section forty-three of chapter thirty-one of the General Laws.

SECTION 2. This act shall be submitted for acceptance to the voters of the town of Framingham at the annual town meeting to be held in the year nineteen hundred and sixty-seven in the form of the following question, which shall be placed upon the official ballot to be used for the election of town officers at said meeting: — "Shall an act passed by the General Court in the year nineteen hundred and sixty-six, entitled 'An Act providing tenure of office for Primo J. Silva, incumbent of the office of director of public works of the town of Framingham', be accepted?" If a majority of the votes in answer to said question is in the affirmative, this act shall thereupon take full effect, but not otherwise.

Approved June 1, 1966.

Chap. 346. AN ACT PROVIDING FOR SUBMITTING, AT THE BIENNIAL STATE ELECTION IN THE CURRENT YEAR, TO THE VOTERS OF THE CITY OF QUINCY THE QUESTION OF APPROVING OR DISAPPROVING AN ORDER PASSED BY THE CITY COUNCIL AUTHORIZING A CERTAIN ISSUE OF BONDS.

Be it enacted, etc., as follows:

The following question shall, notwithstanding the provisions of section eight A of chapter forty-four of the General Laws requiring the

submission of such questions at regular or special city elections, be placed upon the official ballot to be used at the biennial state election in the city of Quincy in the current year: — "Shall an order passed by the city council of the city of Quincy entitled 'City Council Order #460 of 1965' providing for the acquisition of land for municipally owned and operated off-street parking areas in the vicinity of School street and Hancock court in the city of Quincy and authorizing the borrowing of the sum of four hundred thousand dollars for such purpose and the issuance of bonds or notes of said city therefor, be approved?"

If a majority of the votes in answer to said question is in the affirmative such order shall become effective forthwith.

If a majority of the votes in answer to said question is in the negative such order shall become null and void and have no effect.

Approved June 1, 1966.

Chap. 347. AN ACT MAKING CERTAIN CHANGES IN THE BUSINESS CORPORATION LAW.

Be it enacted, etc., as follows:

SECTION 1. Section 107 of chapter 156B of the General Laws is hereby amended by striking out the last sentence, as appearing in section 1 of chapter 723 of the acts of 1964, and inserting in place thereof the following sentence: — The state secretary shall thereupon send notice of such dissolution, and the date thereof, to the corporation at its last address as appearing on the records of the state secretary.

SECTION 2. Subsection (*b*) of section 114 of said chapter 156B is hereby amended by striking out paragraph (5), as amended by section 53 of chapter 685 of the acts of 1965, and inserting in place thereof the following paragraph: —

(5) For filing any other articles of amendment, twenty-five dollars for each amendment contained in said articles. *Approved June 1, 1966.*

Chap. 348. AN ACT RELATIVE TO THE MAKING BY CERTAIN BANKING INSTITUTIONS OF STUDENT LOANS INSURED BY THE FEDERAL COMMISSIONER OF EDUCATION.

Be it enacted, etc., as follows:

Chapter 167 of the General Laws is hereby amended by adding after section 60, inserted by chapter 245 of the acts of 1966, the following section: —

Section 61. Subject to such regulations as the commissioner may deem necessary, a bank may make and acquire such loans and advances of credit to qualified students as are insured by the federal commissioner of education under Part B of Title IV of the Higher Education Act of 1965 (Public Law 89–329), as amended, and may obtain and may receive such insurance, commitments for such loans, lines of credit and certificates of individual or comprehensive insurance coverage for such loans as are provided by said act; may pay the premiums for such insurance fixed by the federal commissioner of education pursuant to said act and may receive payments of interest and principal on such loans pursuant to said act and regulations made thereunder.

Approved June 1, 1966.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, June 1, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience requires that the law being Chapter 348 of the Acts of 1966, entitled "An Act relative to the making by certain Banking Institutions of Student Loans Insured by the Federal Commissioner of Education.", and the enactment of which received my approval on June 1, 1966, should take effect forthwith.

I further declare that in my opinion said law is an emergency law and the facts constituting the emergency are as follows:

Delay in the postponement of the effective date would prevent its use by students enrolling in the coming school year.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, June 2, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at twelve o'clock and ten minutes, P.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter three hundred and forty-eight of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 349. AN ACT PROVIDING ELIGIBILITY IN COMPETITIVE PROMOTIONAL EXAMINATIONS.

Be it enacted, etc., as follows:

Section 15 of chapter 31 of the General Laws is hereby amended by striking out paragraph B, as most recently amended by chapter 237 of the acts of 1965, and inserting in place thereof the following paragraph:—

B. Except as authorized in paragraph A, and except as otherwise provided in section twenty, all promotions in the official service in a department shall be made after a competitive promotional examination open, until there are at least two employees in lower grades eligible to apply, to all permanent employees in grades equal to that of the position for which the examination is held and in the next lower grades, as determined by the director, who have been employed in the department in such grades, after certification and in a permanent status, for at least one year next preceding the date of examination. If an eligible list of

at least two available persons is not established from such promotional examination, or if the director determines that there are not two or more employees in lower grades eligible to apply, a competitive promotional examination may be held open to permanent employees in the service of the same or any other department, as the director shall determine, who have been employed therein, after certification and in a permanent status, for at least one year next preceding the date of examination, in such grades and classes as shall be determined by the director. If an eligible list of at least two available persons is not established after a competitive promotional examination held under this paragraph, or if there are not at least two applicants for such promotional examination, the position shall be filled after open competitive examination; provided, that if, as a result of a competitive promotional examination in which two or more persons were examined there is one person on such eligible list, the director shall certify such person.

Approved June 1, 1966.

Chap. 350. AN ACT IMPOSING A PENALTY UPON, AND REQUIRING RESTITUTION BY, ANY EMPLOYER WHO ACCEPTS OR RETAINS A GRATUITY LEFT BY A PATRON FOR AN EMPLOYEE.

Be it enacted, etc., as follows:

Section 152A of chapter 149 of the General Laws, inserted by chapter 490 of the acts of 1952, is hereby amended by adding the following sentence: — Whoever violates any provision of this section shall be punished by a fine of not more than one hundred dollars and the court may require such employer or other person to make restitution of any tips or gratuities accepted or retained by him in violation of this section.

Approved June 1, 1966.

Chap. 351. AN ACT FACILITATING THE DISCONNECTION OF GAS AND ELECTRIC SERVICES AT THE SCENE OF FIRE, EXPLOSION OR OTHER DISASTER.

Be it enacted, etc., as follows:

Chapter 164 of the General Laws is hereby amended by inserting after section 116 the following section: —

Section 116A. In the event of a fire, explosion or other disaster, fire fighters and police officers shall permit any officer or servant of a gas or electric company who is duly authorized and displays an identification badge, as provided in section one hundred and sixteen, to enter any area or building in order to shut off the gas or electricity, which is or may become a source of danger to the public. *Approved June 1, 1966.*

Chap. 352. AN ACT PERMITTING THE ATTORNEY GENERAL AND THE DISTRICT ATTORNEYS IN CERTAIN CIRCUMSTANCES TO DEMAND TELEPHONE COMPANY RECORDS.

Be it enacted, etc., as follows:

Chapter 271 of the General Laws is hereby amended by inserting after section 17A the following section: —

Section 17B. Whenever the attorney general or a district attorney has reasonable grounds for belief that the service of a common carrier, subject to the jurisdiction of the department of public utilities, as defined in paragraph (*d*) of section twelve of chapter one hundred and fifty-nine, furnished to a person or to a location, is being or may be used for an unlawful purpose he may, acting within his jurisdiction, demand all the records in the possession of such common carrier relating to any such service. Such common carrier shall forthwith deliver to the attorney general or district attorney all the records so demanded. No such common carrier or employee shall be civilly or criminally responsible for furnishing any records or information in compliance with said demand. *Approved June 1, 1966.*

Chap. 353. AN ACT ESTABLISHING THE HEALTH AND WELFARE COMMISSION.

Be it enacted, etc., as follows:

SECTION 1. Section 17 of chapter 6 of the General Laws is hereby amended by inserting after the words "the World War II memorial commission", added by section 1 of chapter 83 of the acts of 1965, the words: — , health and welfare commission.

SECTION 2. Said chapter 6 is hereby further amended by adding after section 124, inserted by section 2 of said chapter 83, under the caption HEALTH AND WELFARE COMMISSION, the following four sections: —

Section 125. There shall be a health and welfare commission, in this section and in sections one hundred and twenty-six to one hundred and twenty-nine, inclusive, called the commission, consisting of the commissioner of public health, the commissioner of mental health, the commissioner of public welfare, the commissioner of rehabilitation, and three members to be appointed by the governor, not more than two of whom shall be members of the same political party. Said commission shall plan, co-ordinate and develop comprehensive programs in health and welfare services and facilities. Upon the expiration of the term of office of an appointive member, his successor shall be appointed in like manner for a term of three years, and shall serve until the qualification of his successor. Each appointive member of the commission shall receive the sum of fifty dollars for each day or part thereof of service as a commissioner; provided, that no such member shall receive in any fiscal year a sum in excess of five thousand dollars for his services.

The chairman and vice chairman of the commission shall be elected biennially by the members; provided, however, that no member may serve as chairman for two consecutive terms. The vice chairman shall assist the chairman and serve as chairman in his absence. The commission shall meet monthly, and at other times at the call of the chairman or as the commission may determine.

The commission may appoint an executive secretary, research assistants, and legal, clerical, and other assistance as may be necessary to carry out its duties. The executive secretary shall not be subject to chapter thirty-one nor to section nine A of chapter thirty, and shall be paid such compensation as the commission shall from time to time fix.

Funds received by the commission from the federal government, or from any foundation, corporation or other person shall be deposited with the state treasurer and be accounted for and audited in the usual manner prescribed for all agencies of the commonwealth. The commission shall not interfere with the administrative or policy making decisions of the departments of mental health, public health, or public welfare or of the rehabilitation commission.

Section 126. The commission shall review, and make recommendations for all new programs that provide for co-ordinating the services of the departments of public health, mental health, and public welfare, and of the rehabilitation commission. The commission shall, wherever feasible, recommend combined staff services for said departments and said commission in such areas as central accounting and fiscal operation, personnel services, legal, training, information, educational and statistical services, research for long-range planning and development, and joint studies.

The commission may serve as the communicative mechanism for the development and submission of plans to the various agencies of the federal government by state and local health and welfare agencies, and may serve in an advisory capacity for the receipt and disbursement of funds to medical schools, hospitals, laboratories, and other agencies participating in the planning, operation, and development of regional medical programs, hospitals, health centers and other facilities under any federal law providing such funds.

The commission may recommend the conduct of pilot studies, research and demonstration programs in co-ordinated health and welfare programming, and may receive and disburse funds to these ends. The commission may contract with the Massachusetts Health Research Institute, Inc., The Medical Foundation, Inc., the Massachusetts Committee on Children and Youth, and other qualified organizations, associations, corporations, or individuals to carry on approved research studies and to submit reports recommending ways and means of co-ordinating, consolidating or in other ways improving health and welfare facilities in the commonwealth.

The commission shall maintain full co-operation with all departments, divisions, agencies and boards of the commonwealth, all of its political subdivisions, all hospitals, universities, and other agencies whose functions are encompassed by the objectives of the commission, and shall receive from them, and render to them, all possible assistance.

Section 127. The commission may establish an advisory committee of thirty unpaid members, to be appointed by the chairman for a term of four years, of whom one shall represent the medical schools, one the Massachusetts Medical Society, one The Massachusetts Public Health Association, one the Massachusetts Hospital Association, one the Massachusetts Hospital Service, Inc., one the department of corrections, one the youth service board, one the division of employment security, one the department of education, one the commission on aging, one the Massachusetts Mental Health Association, one representative of a community chest organization or community health and welfare council serving an area containing two hundred thousand or more residents, one the Massachusetts Heart Association, one the Massachusetts Cancer Society, one the consumers' council, one The Massachusetts Health Council, Inc., one the Massachusetts Medical Service, one the Massachu-

setts Chapter of the National Association of Social Workers, one the Massachusetts Chapter of the National Rehabilitation Association, one the Massachusetts Committee on Children and Youth, one the drug addiction rehabilitation board, one the Massachusetts State Labor Council, AFL–CIO, one the Associated Industries of Massachusetts, one The Massachusetts Selectman's Association, Inc., one The Massachusetts Mayors Association, Inc., one the Massachusetts League of Women Voters and one the Public Welfare Administrators Association of Massachusetts.

Said advisory committee shall meet at least once a year to receive an annual report from the commission. Other meetings of the advisory committee may be called at the discretion of the commission, for the purpose of discussing proposed plans and programs for co-ordinating health and welfare services of the commonwealth.

Section 128. The commission may establish regional offices equipped to offer the public complete information or services which are the responsibility of any of said three departments of mental health, public health, public welfare and the rehabilitation commission.

The commission shall give high priority to establishing service regions, and to offering comprehensive service to the citizens, thereby preventing unnecessary traveling from office to office seeking information, advice, or assistance from each of said departments and said commission.

The commission may also organize regional advisory committees of not more than thirty persons to be appointed by the chairman to aid in planning for, locating or operating the combined regional health and welfare service facility. Membership on the regional advisory committee shall be from the same categories of persons listed in section one hundred and twenty-seven.

The commission shall report annually to the general court.

SECTION 3. The original appointive members of the health and welfare commission established under section one hundred and twenty-five of chapter six of the General Laws, as appearing in section two of this act, shall be appointed by the governor for terms of one, two and three years, respectively, as he may designate. Upon the expiration of the term of any such member his successor shall be appointed in the manner and for the term provided in said section one hundred and twenty-five.

Approved June 7, 1966.

Chap. 354. AN ACT AUTHORIZING THE TOWN OF BROOKLINE TO ADOPT BY-LAWS PROVIDING FOR THE TOWING OF VEHICLES IN VIOLATION OF BY-LAWS REGULATING THE PARKING OF VEHICLES IN PRIVATE WAYS.

Be it enacted, etc., as follows:

SECTION 1. The town of Brookline may adopt by-laws authorizing a police officer to remove, or cause to be removed, to some convenient place, any vehicle found unattended within ten feet of a fire hydrant in a private way or any vehicle found in violation of a by-law of said town prohibiting or regulating the leaving of vehicles unattended within the limits of private ways furnishing means of access for fire apparatus to any building or other vehicles used for services required in behalf of

the public health or safety, and such by-laws may impose liability for the cost of such removal, and of storage charges, if any, resulting therefrom, upon the owner of the vehicle.

SECTION 2. Such by-laws may also provide that neither the removal nor storage of a vehicle shall be deemed to be services rendered or work performed by said town or the police department thereof, and that, in the event a contractor removes or stores such vehicle at the request of a police officer, the contractor shall be liable to the owner of such vehicle for any damage caused to it arising out of negligence in the course of such removal or storage.

SECTION 3. This act shall take effect upon its acceptance by the town of Brookline in the year nineteen hundred and sixty-six or the year nineteen hundred and sixty-seven. *Approved June 7, 1966.*

Chap. 355. AN ACT RELATIVE TO THE HAMPDEN COUNTY ARENA AUTHORITY.

Be it enacted, etc., as follows:

SECTION 1. The second paragraph of section 2 of chapter 693 of the acts of 1962 is hereby amended by striking out, in line 2, the word "four" and inserting in place thereof the word: — six.

SECTION 2. The third paragraph of said section 2 of said chapter 693 is hereby amended by striking out, in line 3, the word "four" and inserting in place thereof the word: — six.

SECTION 3. The fifth paragraph of said section 2 of said chapter 693 is hereby amended by striking out, in lines 4 and 5, the word "three" and inserting in place thereof, in each instance, the word: — five.

SECTION 4. The first paragraph of section 8 of said chapter 693 is hereby amended by striking out, in line 5, the word "one" and inserting in place thereof the word: — four.

SECTION 5. Said chapter 693 is hereby amended by adding the following section: —

Section 10. The commonwealth may advance to the authority for the purpose of providing for an engineering survey for site location and development survey and for plans and specifications, and architect's fees, such sums, not to exceed fifty thousand dollars, as may hereafter be appropriated from the state Recreation Areas Fund; provided, that such sums so paid shall be reimbursed by the authority to the commonwealth out of the proceeds of any revenue bonds which may be issued under the provisions of section eight.

SECTION 6. The governor shall appoint two additional members of the Hampden County Arena Authority as provided in section one of this act, whose terms shall expire May first, nineteen hundred and seventy and May first, nineteen hundred and seventy-one, respectively. *Approved June 7, 1966.*

Chap. 356. AN ACT AMENDING PERSONNEL PROCEDURES FOR THE DIVISION OF STATE COLLEGES.

Be it enacted, etc., as follows:

Chapter 572 of the acts of 1965 is hereby amended by striking out section 45 and inserting in place thereof the following section: —

Section 45. Nothing in this act shall be construed to impair the seniority, tenure, retirement or other rights of any permanent civil service employee, or veteran covered by section nine A of chapter thirty of the General Laws, or of any maintenance employees covered by section nine B of said chapter thirty, employed on the effective date of this act in the department of education, the division of state colleges and by the state colleges; provided, however, that to staff the said department, the division of state colleges and the state colleges as reorganized by this act, any such employee may be transferred to any position in his respective employing unit as so reorganized; provided further, however, (*a*) that the employee's salary shall not be reduced as the result of such a transfer; (*b*) that without the approval of the director of civil service and the director of personnel and standardization the employee shall not, as the result of such a transfer, be placed in a position of higher salary grade; and (*c*) that the applicable provisions of chapters thirty and thirty-one of the General Laws shall not apply to persons employed at the division of state colleges and the state colleges subsequent to the effective date of this act. *Approved June 7, 1966.*

Chap. 357. AN ACT AUTHORIZING THE CITY OF CAMBRIDGE TO GRANT AN ANNUITY TO CATHERINE MCINTOSH, THE WIDOW OF CLARENCE F. MCINTOSH, A FORMER POLICE OFFICER IN SAID CITY.

Be it enacted, etc., as follows:

For the purpose of promoting the public good and in consideration of the long and meritorious service of Clarence F. McIntosh, a former police officer of the city of Cambridge, who, after serving more than fourteen years, retired because he was incapacitated for active service, the city of Cambridge may grant an annuity in the amount of twelve hundred dollars to Catherine McIntosh, his widow, so long as she lives and remains unmarried, said annuity to be paid in equal monthly payments. *Approved June 7, 1966.*

Chap. 358. AN ACT FURTHER REGULATING THE ISSUANCE OF MOTOR VEHICLES OPERATORS' LICENSES TO PERSONS UNDER EIGHTEEN YEARS OF AGE, AND EXTENDING THE TERM FOR WHICH A LEARNER'S PERMIT SHALL BE VALID.

Be it enacted, etc., as follows:

SECTION 1. Section 8 of chapter 90 of the General Laws is hereby amended by striking out the second sentence, as amended by chapter 745 of the acts of 1963, and inserting in place thereof the following two sentences: — A junior operator's license may, under rules and regulations established by the registrar, be issued to a minor under eighteen years of age who has attained age seventeen and such a license may be issued to a person under seventeen years of age if he is at least sixteen and one half years of age and has successfully completed a driver education and training course approved by the registrar. Such license shall not entitle a licensee under eighteen years of age to operate a motor vehicle between the hours of one o'clock ante meridian and five o'clock ante meridian unless accompanied by a parent or legal guardian.

SECTION 2. The first paragraph of section 8B of said chapter 90, as appearing in section 2 of chapter 713 of the acts of 1963, is hereby amended by striking out, in lines 17 and 18, the words "six months", and inserting in place thereof the words: — one year.

SECTION 3. This act shall take effect on January first, nineteen hundred and sixty-seven. *Approved June 7, 1966.*

Chap. 359. AN ACT EXTENDING REAL ESTATE EXEMPTIONS TO CERTAIN VIETNAM VETERANS, THEIR WIVES, WIDOWS, MOTHERS AND FATHERS.

Be it enacted, etc., as follows:

SECTION 1. Clause Twenty-second of section 5 of chapter 59 of the General Laws, as most recently amended by section 1 of chapter 666 of the acts of 1962, is hereby further amended by striking out the first paragraph and inserting in place thereof the following paragraph: —

Real estate of the following classes of persons who are legal residents of the commonwealth and who are veterans, as defined in clause forty-three of section seven of chapter four, and whose last discharge or release from the armed forces was under other than dishonorable conditions, and who were domiciled in Massachusetts for at least six months prior to entering such service, or who have resided in the commonwealth for five consecutive years next prior to date of filing for exemption under this clause, hereinafter referred to in this clause as soldiers and sailors, provided such real estate is occupied in whole or in part as his domicile by such person, and provided, further, that if the spouse of the soldier or sailor is also a soldier or sailor each shall receive the amount of exemption provided in this clause to the same extent as if unmarried, to the amount of two thousand dollars. No real estate shall be so exempt which the assessors shall adjudge has been conveyed to a soldier or sailor or to his wife, widow, father or mother to evade taxation.

SECTION 2. Clause Twenty-second A of said section 5 of said chapter 59 is hereby amended by striking out the first paragraph, as most recently amended by chapter 398 of the acts of 1965, and inserting in place thereof the following paragraph: —

Real estate of soldiers and sailors and their spouses who are legal residents of the commonwealth and who are veterans, as defined in clause forty-three of section seven of chapter four, and whose last discharge or release from the armed forces was under other than dishonorable conditions, and who were domiciled in Massachusetts for at least six months prior to entering such service, or who have resided in the commonwealth for five consecutive years next prior to date of filing for exemption under this clause, who according to the records of the Veterans Administration or of any branch of the armed forces of the United States by reason of injury received or disease contracted while in such wartime service and in the line of duty, lost or have suffered permanent loss of use of one foot at or above the ankle or lost or have suffered permanent loss of use of one hand at or above the wrist, who according to the records of the Veterans Administration by reason of injury received or disease contracted while in such service, or is receiving a statutory award from the Veterans Administration for such loss or loss of sight of one eye, or who have been awarded the congressional medal of honor, the distinguished

service cross, the navy cross or the air force cross, to the amount of four thousand dollars in the case of each person, provided, that such real estate is occupied as his domicile by such person, and provided, further, that if said property be greater than a single family house, then only that value of so much of said house as is occupied by said person as his domicile shall be exempted.

SECTION 3. Clause Twenty-second B of said section 5 of said chapter 59, as amended by section 3 of chapter 666 of the acts of 1962, is hereby further amended by striking out the first paragraph and inserting in place thereof the following paragraph: —

Real estate of soldiers and sailors and their spouses who are legal residents of the commonwealth and who are veterans, as defined in clause forty-three of section seven of chapter four, and whose last discharge or release from the armed forces was under other than dishonorable conditions, and who were domiciled in Massachusetts for at least six months prior to entering such service, or who have resided in the commonwealth for five consecutive years next prior to date of filing for exemption under this clause, who according to the records of the Veterans Administration or of any branch of the armed forces by reason of such wartime service in the armed forces of the United States have suffered in the line of duty the loss or permanent loss of use of both feet at or above the ankle, or loss or permanent loss of use of both hands at or above the wrist, or loss or permanent loss of use of one foot at or above the ankle and one hand at or above the wrist or the loss of sight of both eyes as prescribed and certified by the Veterans Administration, to the amount of eight thousand dollars, provided, that such real estate is occupied as his domicile by such person, and provided, further, that if said property be greater than a single family house, then only that value of so much of said house as is occupied by said person as his domicile shall be exempted.

SECTION 4. Clause Twenty-second C of said section 5 of said chapter 59, inserted by section 4 of said chapter 666, is hereby amended by striking out the first paragraph and inserting in place thereof the following paragraph: —

Real estate of soldiers and sailors and their spouses who are legal residents of the commonwealth and who are veterans, as defined in clause forty-three of section seven of chapter four, and whose last discharge or release from the armed forces was under other than dishonorable conditions, and who were domiciled in Massachusetts for at least six months prior to entering such service, or who have resided in the commonwealth for five consecutive years next prior to date of filing for exemption under this clause, and who according to the records of the Veterans Administration by reason of such wartime service in the armed forces of the United States have suffered in the line of duty permanent and total disability, and who by reason of such disability have received assistance in acquiring "specially adapted housing" under laws administered by the Veterans Administration, to the amount of ten thousand dollars, provided, that such real estate is occupied as his domicile by such person, and provided, further, that if said property be greater than a single family house then only that value of so much of said house as is occupied by said person as his domicile shall be exempted.

SECTION 5. This act shall be applicable to taxes levied for the year nineteen hundred and sixty-six and subsequent years.

Approved June 7, 1966.

Chap. 360. AN ACT EXTENDING THE PERIOD OF OPERATION OF CERTAIN LAWS PROVIDING FOR TRIALS OF MISDEMEANORS BY JURIES OF SIX IN CERTAIN DISTRICT COURTS.

Be it enacted, etc., as follows:

SECTION 1. Section 2 of chapter 628 of the acts of 1964 is hereby amended by striking out, in line 3, the word "sixty-six" and inserting in place thereof the word: — sixty-eight.

SECTION 2. Section 2 of chapter 629 of the acts of 1964 is hereby amended by striking out, in line 3, the word "sixty-six" and inserting in place thereof the word: — sixty-eight.

SECTION 3. Section 2 of chapter 656 of the acts of 1964 is hereby amended by striking out, in line 3, the word "sixty-six" and inserting in place thereof the word: — sixty-eight.

SECTION 4. Section 2 of chapter 657 of the acts of 1964 is hereby amended by striking out, in line 3, the word "sixty-six" and inserting in place thereof the word: — sixty-eight.

SECTION 5. Section 2 of chapter 658 of the acts of 1964 is hereby amended by striking out, in line 3, the word "sixty-six" and inserting in place thereof the word: — sixty-eight.

SECTION 6. Section 2 of chapter 659 of the acts of 1964 is hereby amended by striking out, in line 3, the word "sixty-six" and inserting in place thereof the word: — sixty-eight.

SECTION 7. Section 2 of chapter 660 of the acts of 1964 is hereby amended by striking out, in line 3, the word "sixty-six" and inserting in place thereof the word: — sixty-eight.

SECTION 8. Section 2 of chapter 661 of the acts of 1964 is hereby amended by striking out, in line 3, the word "sixty-six" and inserting in place thereof the word: — sixty-eight. *Approved June 7, 1966.*

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, June 7, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience requires that the law being Chapter 360 of the Acts of 1966, entitled "An Act extending the Period of Operation of certain Laws providing for Trials of Misdemeanors by Juries of Six in certain District Courts.", and the enactment of which received my approval on June 7, 1966, should take effect forthwith.

I further declare that in my opinion said law is an emergency law and the facts constituting the emergency are as follows:

That without an emergency preamble, a gap would exist between the time, July 1, 1966, when the six man jury trials within the district courts would expire and the time when the bill would take effect. Such a gap would create problems which ought to be avoided both in the interest of defendants and the public.

Respectfully submitted,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, June 8, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at two o'clock and fifteen minutes, P.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter three hundred and sixty of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 361. AN ACT PROVIDING THAT THE KEEPING OF SUCH RECORDS OF RACE, COLOR OR NATIONAL ORIGIN AS THE MASSACHUSETTS COMMISSION AGAINST DISCRIMINATION MAY PRESCRIBE SHALL NOT BE DEEMED UNLAWFUL UNDER THE FAIR EMPLOYMENT PRACTICES LAW.

Be it enacted, etc., as follows:

Section 4 of chapter 151B of the General Laws is hereby amended by adding the following two paragraphs: —

Notwithstanding the foregoing provisions of this section, (*a*) every employer, every employment agency, including the division of employment security of the department of labor and industries, and every labor organization shall make and keep such records relating to race, color or national origin as the commission may prescribe from time to time by rule or regulation, after public hearing, as reasonably necessary for the purpose of showing compliance with the requirements of this chapter, and (*b*) every employer and labor organization may keep and maintain such records and make such reports as may from time to time be necessary to comply, or show compliance with, any executive order issued by the President of the United States or any rules or regulations issued thereunder prescribing fair employment practices for contractors and subcontractors under contract with the United States, or, if not subject to such order, in the manner prescribed therein and subject to the jurisdiction of the commission. Such requirements as the commission may, by rule or regulation, prescribe for the making and keeping of records under clause (*a*) shall impose no greater burden or requirement on the employer, employment agency or labor organization subject thereto, than the comparable requirements which could be prescribed by Federal rule or regulation so long as no such requirements have in fact been prescribed, or which have in fact been prescribed for an employer, employment agency or labor organization under the authority of the Civil Rights Act of 1964, from time to time amended. This paragraph shall apply only to employers who on each working day in each of twenty or more calendar weeks in the annual period ending with each date set forth below, employed more employees than the number set forth beside such date, and to labor organizations which have more members on each such working day during such period.

Period Ending.	*Minimum Employees or Members.*
June 30, 1965	100
June 30, 1966	75
June 30, 1967	50
June 30, 1968 and thereafter	25

Nothing contained in this chapter or in any rule or regulation issued by the commission shall be interpreted as requiring any employer, employment agency or labor organization to grant preferential treatment to any individual or to any group because of the race, color, religious creed, national origin, sex, age or ancestry of such individual or group because of imbalance which may exist between the total number or percentage of persons employed by any employer, referred or classified for employment by any employment agency or labor organization, admitted to membership or classified by any labor organization or admitted to or employed in, any apprenticeship or other training program, and the total number or percentage of persons of such race, color, religious creed, national origin, sex, age or ancestry in the commonwealth or in any community, section or other area therein, or in the available work force in the commonwealth or in any of its political subdivisions.

Approved June 9, 1966.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, July 12, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience requires that the law being Chapter 361 of the Acts of 1966, entitled "An Act providing that the Keeping of such Records of Race, Color or National Origin as the Massachusetts Commission Against Discrimination may prescribe shall not be deemed Unlawful under the Fair Employment Practices Law." and the enactment of which received my approval on June 9, 1966, should take effect forthwith.

I further declare that in my opinion said law is an emergency law and the facts constituting the emergency are as follows:

Postponement of the operation of this act for 90 days would defeat its purpose which is the important need to hold the hearings provided for under the act.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, July 13, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at eleven o'clock, A.M., on the above date, and in accordance with Article Forty-

eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter three hundred and sixty-one of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 362. AN ACT PROVIDING THAT EMPLOYER CONTRIBUTIONS MADE TO THE UNEMPLOYMENT COMPENSATION FUND DURING OCTOBER BE INCLUDED IN DETERMINING THE AMOUNT OF SAID FUND AVAILABLE FOR BENEFITS AS OF THE COMPUTATION DATE.

Be it enacted, etc., as follows:

Subsection (*h*) of section 14 of chapter 151A of the General Laws is hereby amended by adding the following paragraph: —

(3) For the purpose of determining the contribution rate schedule provided for in subsection (*i*) of this section, the unemployment compensation fund available for benefits as of any computation date shall include any contributions paid during the month of October immediately following such computation date. *Approved June 9, 1966.*

Chap. 363. AN ACT AUTHORIZING THE TOWN OF WEYMOUTH TO BORROW MONEY FOR ENLARGING, ALTERING AND IMPROVING ITS WATER FILTRATION PLANT, PUMPING STATION, AND INTAKE AT GREAT POND, AND FOR RELATED FACILITIES.

Be it enacted, etc., as follows:

SECTION 1. For the purposes of enlarging, altering and improving its water filtration plant, pumping station and intake at Great Pond, and related facilities, the town of Weymouth may borrow from time to time such sums of money as may be necessary, not exceeding, in the aggregate, seven hundred fifty thousand dollars and may issue bonds or notes therefor, which shall bear on their face the words, Town of Weymouth Great Pond Loan, Act of 1966. Each authorized issue shall constitute a separate loan and such loans shall be payable in not more than twenty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limits provided by sections eight and ten of chapter forty-four of the General Laws and shall, except as provided herein, be subject to the provisions of said chapter forty-four.

SECTION 2. Any action taken in the current year by any town meeting in the town of Weymouth to authorize borrowing for the purposes mentioned in section one is hereby confirmed and validated to the same extent as though this act had been in effect at the time of the posting of the warrant for such meeting.

SECTION 3. This act shall take effect upon its passage.

Approved June 13, 1966.

Chap. 364. AN ACT AUTHORIZING THE TOWN OF BILLERICA TO BORROW MONEY FOR ENLARGING AND IMPROVING ITS WATER SYSTEM.

Be it enacted, etc., as follows:

SECTION 1. For the purposes of enlarging and improving its water collection, treatment, storage, and distribution facilities, the town of Billerica may borrow from time to time such sums as may be necessary,

not exceeding, in the aggregate, two million one hundred thousand dollars, and may issue bonds or notes therefor which shall bear on their face the words, Town of Billerica Water Loan, Act of 1966. Each authorized issue shall constitute a separate loan and such loans shall be payable in not more than thirty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limits provided by sections eight and ten of chapter forty-four of the General Laws and shall, except as provided herein, be subject to the provisions of said chapter forty-four.

SECTION 2. The board of selectmen of the town of Billerica, acting as water commissioners, may, on behalf of the town, acquire by purchase, eminent domain, or otherwise, land or interests in land necessary to carry out the projects to be financed under this act.

SECTION 3. This act shall take effect upon its passage.

Approved June 13, 1966.

Chap. 365. AN ACT AUTHORIZING THE TOWN OF BRAINTREE TO BORROW MONEY FOR THE CONSTRUCTION AND ORIGINAL EQUIPMENT OF AN ADDITION TO ITS MUNICIPAL GOLF COURSE.

Be it enacted, etc., as follows:

SECTION 1. The town of Braintree is hereby authorized to construct an addition to the Braintree municipal golf course and to equip, operate and maintain the same together with and as part of said golf course. Said town may install or construct on the lands so used such equipment and buildings for shelters, the sale of refreshments and other purposes conducive to its beneficial use as a public golf course as may be necessary, and may charge fees for admission to and use of said course.

SECTION 2. For the purpose of paying the cost of the construction and original equipment of the addition to the Braintree municipal golf course provided for in section one, the town of Braintree may, from time to time, within a period of five years from the passage of this act, borrow such sums as may be necessary, not exceeding, in the aggregate, two hundred thousand dollars, and may issue bonds and notes therefor which shall bear on their face the words, Town of Braintree Golf Course Loan, Act of 1966. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than thirty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit but shall, except as herein provided, be subject to chapter forty-four of the General Laws.

SECTION 3. This act shall take effect upon its passage.

Approved June 13, 1966.

Chap. 366. AN ACT PROVIDING FOR THE NONCRIMINAL DISPOSITION OF VIOLATIONS OF CERTAIN ORDINANCES OF THE CITY OF BOSTON.

Be it enacted, etc., as follows:

If a police officer takes cognizance of a violation of any provision of sections forty-one, forty-two, forty-three, forty-four, forty-five, forty-six, forty-nine A, or forty-nine B of chapter twenty-nine of the Revised Ordinances of 1961 of the city of Boston, as amended, he shall forthwith give to the offender a written notice to appear before the clerk of the district court having jurisdiction, at any time during office hours, not later than twenty-one days after the time of such violation. Such

notice shall be made in triplicate and shall contain the name and address of the offender, the time, place and nature of the violation, and the name of the police officer. Upon the completion of his tour of duty such police officer shall give his commanding officer two copies of such notice. Said commanding officer shall retain one such copy in his files and, not later than the next court day, deliver the other copy to the clerk of the court before whom the offender has been notified to appear. Said notice to appear shall be printed in such form as the chief justice of the municipal court of the city of Boston and the chief justice of the district courts may prescribe for such courts.

A police officer taking cognizance of any such violation may request the offender to state his name and address. Whoever, upon such request, refuses to state his name and address, or states a false name and address or a name and address which is not his name and address in ordinary use, shall be punished by a fine of not less than twenty nor more than fifty dollars. Any such offender who refuses upon such request to state his name and address may be arrested without a warrant.

Any person notified to appear before the clerk of a district court as hereinbefore provided may appear before such clerk and confess the offense charged, either personally or through an agent duly authorized in writing or by mailing to such clerk, with the notice, the sum provided herein, such payment to be made only by postal note, money order or check. If it is the first, second or third offense subject to this section committed by such person within the jurisdiction of the court in the calendar year, payment to such clerk of the sum of one dollar shall operate as a final disposition of the case; if it is the fourth or subsequent such offense so committed in such calendar year, payment to such clerk of the sum of two dollars shall operate as a final disposition of the case. Proceedings under this paragraph shall not be deemed criminal; and no person notified to appear before the clerk of a district court as provided herein shall be required to report to any probation officer, and no record of the case shall be entered in the probation records.

Should any person notified to appear before the clerk of the district court fail to appear or, having appeared, desire not to avail himself of the procedure hereinbefore provided for the noncriminal disposition of the case, the clerk shall, as soon as may be, notify the officer concerned, who shall forthwith make a complaint and follow the procedure established for criminal cases. If any person fails to appear in accordance with the summons issued upon such complaint the clerk shall send such person by registered mail, return receipt requested, a notice that the complaint is pending and that if the person fails to appear within twenty-one days from the sending of such notice a warrant for his arrest will be issued. If any person fails to appear within twenty-one days from the sending of such notice, the court shall issue a warrant for his arrest.

Approved June 13, 1966.

Chap. 367. AN ACT RELATIVE TO APPLICATIONS TO QUALIFY FOR VOTING FOR ELECTORS OF PRESIDENT AND VICE-PRESIDENT AND FURNISHING PARTIAL BALLOTS.

Be it enacted, etc., as follows:

SECTION 1. Chapter 51 of the General Laws is hereby amended by striking out section 1A, as most recently amended by chapter 536 of the acts of 1965, and inserting in place thereof the following section: —

Section 1A. A person who has resided in the commonwealth less than one year, but who will have resided therein and in the city or town where he claims the right to vote not less than thirty-one days next preceding an election at which electors of president and vice-president are to be chosen, or a person not in active military service who lives on land within the commonwealth purchased by or ceded to the United States government and who will have resided thereon not less than thirty-one days next preceding such election, may be qualified for voting only for such electors at such election; provided, he makes application therefor as hereinafter required and otherwise complies with the requirements of this chapter.

Applications to qualify for voting under this section, in substantially the following form, shall be prepared and furnished by the state secretary, in such quantities as he may determine necessary, to the registrars of voters of each city and town in the commonwealth: —

I, ..., hereby make application to qualify for voting for electors of president and vice-president only, as authorized by section one A of chapter fifty-one of the General Laws, at the election to be held in the city or town of ..... on November ....., 19.....

I do solemnly swear that I now reside at ..... in the city or town of ..... in the Commonwealth of Massachusetts; that I have resided in the Commonwealth of Massachusetts since .....; and that, immediately previous to coming to the Commonwealth of Massachusetts to reside, I resided at ..... in the city or town of ..... in the state of ....., where I was a qualified voter or where I would have been eligible to qualify as a voter had I remained at such residence.

(If applicant is a person not in active military service and is living on land within the Commonwealth of Massachusetts purchased by or ceded to the United States government, the following statement is to be made in lieu of the foregoing: —

I do solemnly swear that I am not in active military service and that I am now living on land located within the limits of the city or town of ..... which has been purchased by or ceded to the United States government, and that I have lived thereon since .....)

The date of my birth was ..... The place of my birth was .....

I have not voted, and if this application for qualification is approved I will not vote, for electors of president and vice-president, either in person or by absent voting ballot, in any place other than the city or town where I have made this application to qualify for voting for such electors.

(The following when pertinent, is to be entered by the registrars of voters):

Record of naturalization, court issuing naturalization certificate and date of naturalization.

.....

.....

Sworn to and subscribed before me this ..... day of ....., 19.....

.....

Registrar of Voters

We, the undersigned, a majority of the registrars of voters of the city or town of ..... hereby determine that the applicant above named has (does not have) the qualifications for voting for electors of president and vice-president at the election to be held in said city or town of ....., on November ....., 19.....

Except in the case of persons living on land purchased by or ceded to the United States government, every application under this section shall be made in duplicate and there shall be printed on the form to be used for the duplicate copy the following: —

To the Registrar of voters (or equivalent official) of .....

This copy of an application to qualify for voting for electors of president and vice-president in the city or town of ..... in the Commonwealth of Massachusetts is being sent to you in order that you may be duly notified thereof and may take such action as, in your opinion, would be warranted.

After receipt thereof and examination of the applicant as required by this chapter, the registrars shall forthwith make and certify on the application a statement of their determination as to whether or not the applicant has the qualifications for voting for electors of president and vice-president prescribed by this section. In case the registrars determine that an applicant is not so qualified, they shall give him written notice thereof and an opportunity to be heard.

Except in the case of a person living on land purchased by or ceded to the United States government, the registrars shall forthwith, after determining that an applicant has the qualifications for voting for electors of president and vice-president as herein provided, send the duplicate copy of his application to the registrars of voters or equivalent official of the state where he resided immediately previous to coming to the commonwealth to reside.

SECTION 2. Section one B of said chapter fifty-one is hereby repealed. *Approved June 13, 1966.*

Chap. 368. AN ACT FURTHER REGULATING ABSENT VOTING.

Be it enacted, etc., as follows:

SECTION 1. Section 87 of chapter 54 of the General Laws is hereby amended by striking out subsections (*b*) and (*c*) and inserting in place thereof the following two subsections: —

(*b*) Blank forms of application for such ballots, worded as follows:

I, ..., hereby apply for an absent voting ballot. I am a legal resident of the city or town of ..... and a duly registered voter at ....., and, as I believe, entitled to vote at the next state election at ward ....., precinct ....., in the city or town of .....

(Street and Number) (City or Town)

....
(Signature) (Date)

CHECK ONE:

☐ Mail official absent voting ballot to .....
(Street and Number)

.....
(City or Town) (State or Country)

☐ I will call for the ballot at the office of the town or city clerk.

(If in the service of the United States, the applicant will fill out the following:)

I am in the military, naval, civil service of the United States, and my rank or official position is .....

....
(Signature) (Date)

(If unable by reason of physical disability to cast his vote in person at the polling place, the applicant will sign the following:)

I hereby certify that I will be unable by reason of physical disability to cast my vote in person at the polling place on the date of the election.

....
(Signature) (Date)

CERTIFICATE OF PHYSICIAN, HOSPITAL SUPERINTENDENT, ATTENDING REGISTERED NURSE OR LICENSED PRACTICAL NURSE, ORDAINED MINISTER, PRIEST OR RABBI, OR CHRISTIAN SCIENCE PRACTITIONER

I, ..., certify that the applicant ....., personally known to me, will by reason of physical disability be unable to cast his vote at the polling place on the date of the election.

Name .....
Residence .....
Designation .....

We, the undersigned, a majority of the registrars of voters of the ..... of ....., hereby certify that the above signature, to the best of our knowledge and belief, appears to be genuine, and that we believe said ..... is a duly registered voter in said ward ....., precinct ....., city or town of .....
Registrars of the ..... of .....

Any form of written communication evidencing a desire that an absent voting ballot be sent to him for use for voting at any election where absent voting is permitted shall be given the same effect as an application for an absent voting ballot made in the form prescribed by law.

(*c*) Envelopes of sufficient size to contain the ballots specified in clause (*a*), bearing on their reverse one or the other of the following affidavits, as the case may be:

(1) for ballots forwarded by mail:

State of .....,
County of ....., ss.
I, ..., do solemnly swear that I am a registered voter in the city or town of ....., Massachusetts; that I have carefully read the instructions forwarded to me with the ballot herein enclosed; that I have marked, enclosed and sealed the within ballot as stated hereon by the person taking my oath; and that I have marked said ballot in, and that I will mail it at a post office situated in, the city or town of ..... in the state or country or .....
(Signature) .....

Subscribed and sworn to before me by the above affiant, personally known to me, or identified to my satisfaction, this ..... day of ....., 19...., in the city or town of ....., state or country of ....., and I hereby certify that when I was alone with the affiant, he showed me the ballot herein enclosed, unmarked, and then in my presence marked the same without my seeing how he marked it, after which he sealed said ballot in this envelope. I had no communication with the affiant as to how he was to vote.

Name .....
Residence .....
Official title or military or naval rank .....
(Date of expiration of commission of notary public or justice of peace.)

(2) for ballots delivered in person at the office of the clerk:

COMMONWEALTH OF MASSACHUSETTS

....., ss.
I, ..., do solemnly swear that I am a registered voter in the city or town of ....., Massachusetts, in ward ....., precinct ....., that on the day of the biennial state election to be held in the current year I shall be absent from the city or town in which I am a voter but that I have no address outside said city or town from which said ballot may be seasonably returned, that I have carefully read the instructions delivered to me with the ballot herein enclosed, and that I have marked, enclosed and sealed the within ballot as stated hereon by the person taking my oath.
Signature .....

Subscribed and sworn to before me by the above affiant, personally known to me or identified to my satisfaction, this ..... day of ....., 19...., in the city (or town) of ....., and I hereby certify that when I was alone with the affiant he showed me the ballot herein enclosed, unmarked, and then in my presence marked the same without my seeing how he marked it, after which he sealed said ballot in this envelope. I had no communication with the affiant as to how he was to vote.

Name .....
Clerk (or assistant) of the city (or town) of .....

SECTION 2. The second sentence of section 89 of said chapter 54, as appearing in section 3 of chapter 404 of the acts of 1936, is hereby amended by striking out, in lines 4, 5 and 6, the words "apply for such ballots for the reason that on the day of the biennial state election they will be on the high seas in the prosecution of the business of fishing or as mariners" and inserting in place thereof the words: — so signify, — and by striking out the fifth sentence.

SECTION 3. Said chapter 54 is hereby further amended by striking out section 92 and inserting in place thereof the following section: —

Section 92. A voter who has received by mail an official absent voting ballot as provided in section eighty-nine may vote by mailing the same to the city or town clerk. The voter shall mark said ballot in the presence of an official authorized by law to administer oaths, and, except as provided in section ninety-eight, of no other person, in a municipality other than the city or town wherein the voter is registered, or, if he applied for said ballot because he would be unable by reason of physical disability to cast his vote in person at the polling place on election day, he may mark said ballot in any municipality. Before marking the ballot he shall exhibit it to said official, who shall satisfy himself that it is unmarked, but he shall not allow said official to see how he marks it. Except as provided in section ninety-eight, said official shall hold no communication with the voter, nor he with said official, as to how he is to vote. Thereafter the voter shall enclose and seal the same in the envelope provided for by clause (*c*) (1) of section eighty-seven. He shall then execute before said official the necessary affidavit on said envelope as set forth in said clause (*c*) (1) and shall enclose and seal the envelope provided for in clause (*d*) of said section, and mail the same within the time prescribed in section ninety-three, postage prepaid, at a post office in a municipality other than the city or town wherein the voter is registered, or in any municipality in case he applied for said ballot because he would be unable by reason of physical disability to cast his vote in person at the polling place on election day.

A voter whose ballot is delivered to him in person shall not remove it from the office of the clerk, but shall mark said ballot as prescribed in the preceding paragraph in the presence of said clerk or his assistant authorized by law to administer oaths. Thereafter the voter shall enclose and seal the same in the envelope provided for by clause (*c*) (2) of section eighty-seven. He shall then execute before said official the necessary affidavit on said envelope as set forth in said clause (*c*) (2) and shall enclose and seal the envelope with the ballot in the envelope provided for in clause (*d*) of said section, endorse thereon his name, address and voting place and hand the same to said clerk.

Any ballot cast under the provisions of sections eighty-six to one hundred and three A, inclusive, shall be defective if the official, excepting a city or town clerk, in whose presence it was marked and before whom the affidavit required was executed is a candidate for any office.

Approved June 13, 1966.

Chap. 369. AN ACT INCREASING THE LENGTH OF SEMI-TRAILER UNITS WHICH MAY USE THE HIGHWAYS OF THE COMMONWEALTH WITHOUT A SPECIAL PERMIT.

Be it enacted, etc., as follows:

The first sentence of section 19 of chapter 90 of the General Laws, as amended by chapter 378 of the acts of 1959, is hereby further amended by striking out, in line 13, the word "fifty" and inserting in place thereof the word: — fifty-five. *Approved June 13, 1966.*

Chap. 370. AN ACT ENABLING A MINOR TO PETITION, OR JOIN IN THE PETITION OF HIS SPOUSE, FOR THE ADOPTION OF A NATURAL CHILD OF HIS SPOUSE.

Be it enacted, etc., as follows:

Section 1 of chapter 210 of the General Laws is hereby amended by striking out the second sentence, inserted by chapter 44 of the acts of 1941, and inserting in place thereof the following sentence: — A minor may likewise petition, or join in the petition of his or her wife or husband, for the adoption of a natural child of one of the parties.

Approved June 13, 1966.

Chap. 371. AN ACT RELATIVE TO THE EXEMPTION OF CERTAIN PERSONS FROM TAXATION OF CERTAIN REAL ESTATE.

Be it enacted, etc., as follows:

Section 5 of chapter 59 of the General Laws is hereby amended by striking out Clause Seventeenth, as most recently amended by section 1 of chapter 620 of the acts of 1965, and inserting in place thereof the following clause: —

Seventeenth, Real estate, to the value of two thousand dollars, of a widow, or of any minor whose father is deceased, occupied by such widow, or minor as her or his domicile, or a person or persons over the age of seventy who has owned and occupied it as a domicile for not less than ten years; provided, that the whole estate, real and personal, of such widow, person or minor does not exceed in value the sum of fourteen thousand dollars, exclusive of property otherwise exempt under the twelfth, twentieth and twenty-first clauses of this section and exclusive of the value of the mortgage interest held by persons other than the person or persons to be exempted in such mortgaged real estate as may be included in such whole estate. No real estate shall be so exempt which the assessors shall adjudge has been conveyed to such widow, person or minor to evade taxation. A widow, person or minor aggrieved by any such judgment may appeal to the county commissioners or to the appellate tax board within the time and in the manner allowed by section sixty-four or sixty-five, as the case may be. Where the whole estate, real and personal, of such widow, person or minor exceeds in value the sum of eight thousand dollars, exclusive of property otherwise exempt as aforesaid and exclusive of the value of the mortgage interest as aforesaid, this exemption shall be borne by the commonwealth, and the state treasurer shall annually reimburse the city or town for the amount of the tax which otherwise would have been collected.

Approved June 13, 1966.

Chap. 372. AN ACT REQUIRING A THIRTY DAY NOTICE OF ANY HEARING BY THE DEPARTMENT OF PUBLIC UTILITIES ON A PROPOSED DISCONTINUANCE OF SERVICE BY CERTAIN COMMON CARRIERS OF PASSENGERS.

Be it enacted, etc., as follows:

Chapter 25 of the General Laws is hereby amended by striking out section 4A, as amended by chapter 327 of the acts of 1953, and inserting in place thereof the following section: —

Section 4A. Upon request of the mayor of a city or the selectman of a town, or of a member of the general court or of twenty customers of the company affected, a public hearing ordered by the department, to be held in connection with any change in rates or reduction in or discontinuance of service, shall be held in the city or town or area wherein the company affected does business or in which any decision of the commission would apply. No public hearing on a discontinuance of service by a common carrier of passengers by motor vehicle shall take place until the expiration of thirty days from notice thereof to the public in the city, town or area affected thereby, and such notice shall be given in the manner provided by section three of chapter thirty A.

Approved June 13, 1966.

Chap. 373. AN ACT DESIGNATING THE UNION STREET PLAYGROUND IN THE BRIGHTON DISTRICT OF THE CITY OF BOSTON AS THE WILLIAM F. JOYCE PLAYGROUND.

Be it enacted, etc., as follows:

The recreational area located in the Brighton district of the city of Boston, and now known and referred to as the Union street playground, shall hereafter be designated by the park department of the city of Boston as the William F. Joyce playground, in memory of William F. Joyce, who served as a member of the house of representatives, and a suitable marker bearing said designation be erected and maintained at said area by said department; provided, however, that such designation shall be subject to the assent of the parks and recreation commission of said city expressed by a vote at a regular or special meeting.

Approved June 13, 1966.

Chap. 374. AN ACT AUTHORIZING COURTS TO ISSUE WARRANTS FOR CERTAIN CHILDREN FROM TWELVE TO FOURTEEN YEARS OF AGE.

Be it enacted, etc., as follows:

Section 54 of chapter 119 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by striking out, in line 6, the word "fourteen" and inserting in place thereof the word: — twelve.

Approved June 13, 1966.

Chap. 375. AN ACT AUTHORIZING THE CITY OF NEW BEDFORD TO SELL CERTAIN PARK LAND TO THE NEW BEDFORD REDEVELOPMENT AUTHORITY FOR URBAN RENEWAL PURPOSES.

Be it enacted, etc., as follows:

The city council of the city of New Bedford, with the approval of its mayor, and the board of park commissioners, may sell and convey to

the New Bedford redevelopment authority for urban renewal purposes a certain parcel of park land in said city bounded and described as follows: —

Beginning at the northeast corner of Second Street and Middle Street; thence northerly in the east line of Second Street, one hundred ninety-nine and seventy-five one-hundredths feet to the south line of High Street (formerly Ark Lane); thence easterly in the said south line of High Street, three hundred nineteen and three one-hundredths feet to the west line of Water Street; thence southerly in the west line of Water Street, two hundred five and twenty-one one-hundredths feet to the north line of Middle Street; thence westerly in the North line of Middle Street, three hundred twenty-three and forty-five one-hundredths feet, to the point of beginning. *Approved June 13, 1966.*

Chap. 376. AN ACT AUTHORIZING THE TOWN OF PEMBROKE TO PAY A SUM OF MONEY TO G. JEAN GASSETT.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of discharging a moral obligation, the town of Pembroke is hereby authorized to appropriate and pay to G. Jean Gassett, a retired employee of said town, the sum of two hundred and twenty-eight dollars and fifty-two cents to reimburse her for the amount of extra Blue Cross-Blue Shield premiums which she paid from the year nineteen hundred and sixty-one to the year nineteen hundred and sixty-five as a result of an error made by an official of said town.

SECTION 2. Any action taken by the town of Pembroke at its nineteen hundred and sixty-six annual town meeting, pursuant to the authority contained in section one of this act, shall be valid and effective to the same extent as though this act were in effect at the time of the posting of the warrant for said meeting. *Approved June 13, 1966.*

Chap. 377. AN ACT AUTHORIZING THE CITY OF REVERE TO APPROPRIATE DURING THE CURRENT YEAR THE PROCEEDS OF SALES OF LANDS ACQUIRED THROUGH TAX LIEN FORECLOSURE DURING SAID YEAR FOR THE ACQUISITION OF LAND FOR SCHOOL PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any contrary provision of section twenty-three of chapter fifty-nine of the General Laws, the city of Revere is hereby authorized to appropriate during the year nineteen hundred and sixty-six the proceeds from the sale during said year of tax title possessions for the purpose of acquiring, by purchase or otherwise, land for the construction of school buildings.

SECTION 2. This act shall take effect upon its acceptance by the city of Revere. *Approved June 13, 1966.*

Chap. 378. AN ACT RELATIVE TO THE FILLING OF VACANCIES IN THE BOARD OF ALDERMEN OF THE CITY OF CHELSEA.

Be it enacted, etc., as follows:

Part II of chapter 680 of the acts of 1911 is hereby amended by striking out section 29 and inserting in place thereof the following section: —

Section 29. If at any time a vacancy occurs in the board of aldermen from any cause, the city clerk shall forthwith notify the board of aldermen thereof, and within fifteen days after such notification, the remaining aldermen shall choose, as alderman for the unexpired term, whichever of the defeated candidates for the office of such alderman at the regular municipal election at which aldermen were elected for the term in which the vacancy occurs, who are eligible and willing to serve, received the highest number of votes at such election, or, if there is no such defeated candidate eligible and willing to serve, a registered voter of the city duly qualified to vote for a candidate for the office of alderman which is then vacant. If at a regular municipal election there is a failure to elect an alderman or if a person elected alderman at such an election resigns or dies before taking office, the city clerk shall, as soon as conveniently may be after the remaining aldermen elect take office, notify the board of aldermen of such failure to elect, resignation or death, and within fifteen days after such notification, the members thereof shall choose, as alderman for the unexpired term, whichever of the defeated candidates for the office of alderman at such election, who are eligible and willing to serve, received the highest number of votes at such election, or, if there is no such defeated candidate eligible and willing to serve, a registered voter of the city duly qualified to vote for a candidate for the office of such alderman. *Approved June 13, 1966.*

Chap. 379. AN ACT AUTHORIZING THE CITY OF SPRINGFIELD TO SELL CERTAIN PARK LAND IN SAID CITY TO THE SPRINGFIELD GIRLS CLUB.

Be it enacted, etc., as follows:

SECTION 1. The city of Springfield, with the approval of its park commission, is hereby authorized to sell and convey to Springfield Girls Club, a corporation duly established under the laws of the commonwealth, for the purpose of enabling said corporation to establish a clubhouse, and upon such terms and conditions as may be agreed upon by said city and said corporation, a certain parcel of park land in said city, bounded and described as follows: —

Beginning at a stone bound, at an angle point, on the northerly side of Acorn Street; said bound being N 57° 09′ 15″ E and one hundred and seven feet (107.00) from the easterly line of Edgewood Street as measured along the northerly line of Acorn Street; thence, along lands of Fred C. & Ceola R. Tipton, Charles F. & Melissa B. Mason, Dessalines P. and Mary A. Testman, Denis O. & Mattie Rollins, and Mary Schubach, N 25° 58′ 39″ W, two hundred and nine and seventy-seven hundredths (209.77) feet to a point; thence, along City of Springfield Park Department property, N 59° 12′ 09″ E, four hundred and seventy-two and nineteen hundredths (472.19) feet to a point; thence, along City of Springfield Park Department property, S 22° 22′ 45″ E, two hundred and seventy-eight and forty-nine hundredths (278.49) feet to a point on the northerly side of Acorn Street; thence, along the northerly side of Acorn Street, S 67° 37′ 15″ W, four hundred (400.00) feet to a stone bound; thence, continuing in a straight line along the northerly side of Acorn Street, as the last mentioned course, S 67° 37′ 15″ W, fifty-three and ninety-three hundredths (53.93) feet to a stone bound at the point of beginning.

Said parcel containing 2.584 acres.

SECTION 2. The deed conveying said land shall provide that said land shall revert to the city of Springfield if the land is not used for the purposes set forth in section one within three years after the effective date of this act, or if said property ceases to be used for said purposes.

SECTION 3. This act shall take effect upon its acceptance by the city of Springfield. *Approved June 13, 1966.*

Chap. 380. AN ACT RELATIVE TO RECORDING CERTAIN PLANS OF TRACTS OF LAND IN A REGISTRY OF DEEDS.

Be it enacted, etc., as follows:

Section 81X of chapter 41 of the General Laws, as most recently amended by chapter 313 of the acts of 1962, is hereby further amended by adding the following paragraph: —

Notwithstanding the foregoing provisions of this section, the register of deeds shall accept for recording and the land court shall accept with a petition for registration or confirmation of title any plan bearing a certificate by a registered land surveyor that the property lines shown are the lines dividing existing ownerships, and the lines of streets and ways shown are those of public or private streets or ways already established, and that no new lines for division of existing ownership or for new ways are shown. The recording of any such plan shall not relieve any owner from compliance with the provisions of the subdivision control law or of any other applicable provision of law. *Approved June 13, 1966.*

Chap. 381. AN ACT AUTHORIZING CITIES AND TOWNS TO CONTRACT FOR A SUPPLY OF OXYGEN FOR PERIODS NOT TO EXCEED THREE YEARS.

Be it enacted, etc., as follows:

Section 4 of chapter 40 of the General Laws is hereby amended by inserting after the paragraph added by chapter 50 of the acts of 1965 the following paragraph: —

For a supply of oxygen for municipal hospitals and infirmaries for periods not exceeding three years. *Approved June 13, 1966.*

Chap. 382. AN ACT PROVIDING THAT UNEMPLOYMENT DUE TO WORK STOPPAGE BECAUSE OF LABOR DISPUTES SHALL NOT DEPRIVE CERTAIN INDIVIDUALS OF EMPLOYMENT SECURITY BENEFITS.

Be it enacted, etc., as follows:

Subsection (*b*) of section 25 of chapter 151A of the General Laws is hereby amended by striking out clause (2), as appearing in chapter 554 of the acts of 1959, and inserting in place thereof the following clause: —

(2) He does not belong to a grade or class of workers of which, immediately before the commencement of the stoppage, there were members employed at the premises at which the stoppage occurs, any of whom are participating in or financing or directly interested in the dispute, except that an individual for whom no work is available and who is not a member of or eligible to membership in the group or or-

ganization which caused the stoppage, shall not be considered as belonging to the same grade or class of workers as those who are responsible for the stoppage of work; provided, further, that if, in any case, separate branches of work which are commonly conducted as separate businesses in separate premises are conducted in separate departments of the same premises, each such department may, for the purposes of this subsection, be deemed a separate factory, establishment or other premises.

Approved June 13, 1966.

Chap. 383. AN ACT VALIDATING CERTAIN PROCEEDINGS TAKEN BY THE TOWN OF FALMOUTH AT ITS ANNUAL TOWN MEETING HELD IN THE YEAR NINETEEN HUNDRED AND SIXTY-SIX.

Be it enacted, etc., as follows:

SECTION 1. So much of the proceedings taken by the town of Falmouth at its annual town meeting held in the year nineteen hundred and sixty-six as may be deemed to be invalid because of the failure to comply fully with the requirements of paragraph (*b*) of section one of chapter one hundred and one of the town by-laws relative to posting of the warrant for said meeting are hereby validated and confirmed.

SECTION 2. The vote taken by said town under article sixty-four of the warrant for said meeting appropriating the sum of two hundred and fifty thousand dollars to be raised by transfer from the excess and deficiency account, and by borrowing for constructing a municipal public works garage and storage building, is hereby validated and confirmed, and the town treasurer, with the approval of the selectmen, is authorized to issue bonds or notes of the town in the amount of one hundred and fifty thousand dollars pursuant to said vote and to chapter forty-four of the General Laws, notwithstanding the fact that said article did not refer to the specific means by which said appropriation was to be raised.

SECTION 3. This act shall take effect upon its passage.

Approved June 15, 1966.

Chap. 384. AN ACT RELATIVE TO THE ALL-ALCOHOLIC BEVERAGES CLUB LICENSE OF THE COLONY CLUB IN THE CITY OF SPRINGFIELD.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of any general or special law to the contrary, the Colony Club, a corporation organized under the provisions of chapter one hundred and eighty of the General Laws, shall not be deprived of its all-alcoholic beverages club license by reason of the destruction on February twentieth, nineteen hundred and sixty-six of its building at 50 Maple street in the city of Springfield and the cessation of business at said premises. Said licensee may apply to the licensing board of the city of Springfield for a transfer of said license to another location, but in the event that a suitable location is not available, approved by said board, said license shall be reserved for the licensee until such time as a suitable location is approved, but in no event shall said license be reserved for a period of longer than four years from the passage of this act.

If within four years from the passage of this act the said Colony Club erects a new building, or restores the old building, on the premises at 50 Maple street in said city said licensing board is hereby authorized, notwithstanding any provision of section sixteen C of chapter one hundred and thirty-eight of the General Laws to the contrary, but subject to all other provisions of said chapter one hundred and thirty-eight, to retransfer said club license to said premises or to renew said club license to be exercised on said premises.

SECTION 2. This act shall take effect upon its passage.

Approved June 15, 1966.

Chap. 385. AN ACT EXTENDING THE TIME WITHIN WHICH WIDOWS AND MINOR CHILDREN OF CERTAIN POLICE OFFICERS AND FIRE FIGHTERS MAY FILE APPLICATION FOR CERTAIN ABATEMENTS OR EXEMPTIONS OF TAXES LEVIED IN THE YEAR NINETEEN HUNDRED AND SIXTY-FIVE.

Be it enacted, etc., as follows:

Application for abatement or exemption, as provided in clauses Forty-second and Forty-third of section five of chapter fifty-nine of the General Laws, of taxes levied in the year nineteen hundred and sixty-five may be made not later than October first, nineteen hundred and sixty-six, notwithstanding any provision of law to the contrary.

Approved June 15, 1966.

Chap. 386. AN ACT RELATIVE TO INSURANCE POLICIES AND HEALTH AND WELFARE FUNDS PROVIDING BENEFITS FOR VISUAL SERVICES.

Be it enacted, etc., as follows:

SECTION 1. Subdivision 8 of section 108 of chapter 175 of the General Laws is hereby amended by adding the following paragraph: —

D. Notwithstanding any provision of any policy of insurance issued by a company, whenever such a policy provides for reimbursement for any visual services which are within the lawful scope of the practice of a duly registered optometrist, reimbursement thereunder shall be made to either the registered optometrist or the registered physician of the insured's selection. Visual services, as such term appears in the preceding sentence, shall mean the optometric services ordinarily provided by registered optometrists and physicians as set forth in chapter one hundred and twelve.

SECTION 2. Section 110 of said chapter 175 is hereby amended by adding the following subdivision: —

(F) Notwithstanding any provision of any policy of insurance issued by a company, whenever such a policy provides for reimbursement for any visual services which are within the lawful scope of the practice of a duly registered optometrist, reimbursement thereunder shall be made to either the registered optometrist or the registered physician of the insured's selection. Visual services, as such term appears in the preceding sentence, shall mean the optometric services ordinarily provided by registered optometrists and physicians as set forth in chapter one hundred and twelve.

SECTION 3. Chapter 151D of the General Laws is hereby amended by inserting after section 3 the following section: —

Section 3A. Notwithstanding any provision of any contract or agreement entered into by the trustee of any fund authorized under this chapter, whenever such contract or agreement provides for reimbursement for any visual services which are within the lawful scope of the practice of a duly registered optometrist, reimbursement thereunder shall be made to either the registered optometrist or the registered physician of the insured's selection. Visual services, as such term appears in the preceding sentence, shall mean the optometric services ordinarily provided by registered optometrists and physicians as set forth in chapter one hundred and twelve. *Approved June 15, 1966.*

Chap. 387. AN ACT DESIGNATING THE METROPOLITAN DISTRICT COMMISSION RECREATIONAL CENTER IN THE NONANTUM SECTION OF THE BRIGHTON DISTRICT OF THE CITY OF BOSTON AS THE MONSIGNOR WILLIAM J. DALY MEMORIAL RECREATIONAL CENTER.

Be it enacted, etc., as follows:

The metropolitan district commission recreational center in the Nonantum section of the Brighton district of the city of Boston shall be designated and known as the Monsignor William J. Daly Memorial Recreational Center, in memory of Monsignor William J. Daly. A suitable marker bearing said designation shall be placed thereat by said commission. *Approved June 15, 1966.*

Chap. 388. AN ACT AUTHORIZING THE COMMISSIONER OF MENTAL HEALTH TO SELL AND CONVEY CERTAIN LAND TO THE TOWN OF DANVERS.

Be it enacted, etc., as follows:

The commissioner of mental health, acting for and on behalf of the commonwealth, is hereby authorized to sell and convey to the town of Danvers, at a price to be determined by the commissioner of administration, by a deed approved as to form by the attorney general, all the right, title and interest of the commonwealth in and to a certain parcel of land in said town, bounded and described as follows: — Beginning at a point on the westerly line of Maple Street, said point being N 40–05–40 W, 100.73 feet from a State Highway bound stone located S 12–47–05 W, 36.21 feet from station 21 + 54.12 on auxiliary baseline "A" of said highway layout; thence running S 49–54–20 W, 52.00 feet; thence N 40–05–40 W, 58.00 feet; thence S 49–54–20 W, 68.00 feet; thence S 40–05–40 E, 58.00 feet; thence S 49–54–20 W, 78.00 feet; thence N 85–05–40 W, 31.11 feet; thence N 40–05–40 W, 208.00 feet; thence N 49–54–20 E, 220.00 feet to the westerly sideline of Maple Street; thence S 40–05–40 E by said sideline at Maple Street, 230.00 feet, to the point of beginning.

Said parcel is shown on a plan entitled "Land of the Commonwealth of Massachusetts, Department of Mental Health, Danvers, Massachusetts, March 1966, Clifton R. Grinnell, Town Engineer." and filed

with the office of the town engineer of the town of Danvers. Said land shall be used by the town of Danvers for the building of a fire station. Said conveyance shall be subject to such conditions and restrictions as the commissioner of mental health may deem advisable, including a provision that title to said land shall revert to the commonwealth if such conditions and restrictions are not complied with within a period of one year thereafter. *Approved June 15, 1966.*

Chap. 389. AN ACT INCREASING THE ANNUAL PENSION ALLOWANCES OF CERTAIN EMPLOYEES OF THE CITY OF HOLYOKE.

Be it enacted, etc., as follows:

SECTION 1. The annual amount of pension payable to any former employee of the city of Holyoke, who has been retired under the provisions of section forty-two, forty-four, seventy-seven or seventy-seven A of chapter thirty-two of the General Laws, shall be increased to an amount equal to seventy-two per cent of the annual rate of compensation payable to such employee on the date of his retirement.

SECTION 2. Notwithstanding the provisions of any law to the contrary, the annual amount of pension payable to any employee of the city of Holyoke, who is retired under the provisions of said section forty-four, seventy-seven or seventy-seven A shall be established at seventy-two per cent of the annual rate of compensation payable to such employee on the date of his retirement.

SECTION 3. This act shall take effect upon its acceptance by the city of Holyoke. *Approved June 15, 1966.*

Chap. 390. AN ACT REQUIRING THE BOARD OF FIRE PREVENTION REGULATIONS TO MAKE RULES AND REGULATIONS TO ELIMINATE CERTAIN FIRE HAZARDS INCIDENT TO THE KEEPING OF UNUSED OR UNREGISTERED MOTOR VEHICLES, AND OF GASOLINE TANKS DETACHED FROM MOTOR VEHICLES.

Be it enacted, etc., as follows:

Section 28 of chapter 148 of the General Laws is hereby amended by adding the following paragraph: —

O. Providing for the elimination of hazards, including fire and explosion, incident to the keeping of an unregistered or unused motor vehicle, or of any gasoline tank detached from a motor vehicle.

Approved June 15, 1966.

Chap. 391. AN ACT MAKING APPROPRIATIONS FOR THE FISCAL YEAR ENDING JUNE THIRTIETH, NINETEEN HUNDRED AND SIXTY-SIX, TO PROVIDE FOR SUPPLEMENTING CERTAIN EXISTING APPROPRIATIONS AND FOR CERTAIN NEW ACTIVITIES AND PROJECTS.

Be it enacted, etc., as follows:

SECTION 1. To provide for supplementing certain appropriations previously made and for certain new activities and projects, the sums set forth in this act are hereby made available from the funds designated,

to be in addition to any amounts otherwise available for the purpose, subject to the provisions of law regulating the disbursement of public funds and the approval thereof and the conditions pertaining to the appropriations in chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five.

SECTION 2.

GENERAL FUND.

STATE PURPOSES APPROPRIATIONS.

Legislature.

Senate.

Item		
0101-60	For traveling and such other expenses of the committees of the senate, as may be authorized by order of the senate, appropriation expires June thirtieth, nineteen hundred and sixty-seven	$12,500

House of Representatives.

0102-53	For expenses of the counsel to the house of representatives, prior appropriation continued	$500
0102-54	For expenses of the clerk's office, house of representatives	400
0102-60	For traveling and such other expenses of the committees of the house of representatives, as may be authorized by order of the house of representatives, appropriation expires June thirtieth, nineteen hundred and sixty-seven	1,800

Sergeant-at-Arms.

0103-04	For the salaries of assistant doorkeepers of the senate and house of representatives and of general court officers, with the approval of the sergeant-at-arms, including not more than fifty-four permanent positions	$1,800
0103-05	For compensation of the pages of the senate and house of representatives, with the approval of the sergeant-at-arms, including not more than thirty-six permanent positions	9,000
0103-06	For the salaries of clerks employed in the legislative document room, including not more than three permanent positions	50
0103-51	For contingent expenses of the senate and house of representatives and necessary expenses in and about the state house, with the approval of the sergeant-at-arms, prior appropriation continued	33,000

Other Expenses.

0110-02	For printing, binding and paper ordered by the senate and house of representatives, or by concurrent order of the two branches, with the approval of the clerks of the respective branches, prior appropriation continued	$125,000
0110-30	For traveling and such other expenses of joint committees of the general court, as may be authorized by joint order of the general court, appropriation expires June thirtieth, nineteen hundred and sixty-seven	14,000

Special Investigations.

0259-02	For the expenses of the Massachusetts civil war centennial commission, as authorized by chapter one hundred and thirty-seven of the resolves of nineteen hundred and fifty-eight	$5,000
0264-03	For an investigation and study relative to retarded children and the training facilities therefor, as authorized by chapter one hundred and three of the resolves of nineteen hundred and sixty-three	5,000
0267-01	For an investigation and study relative to certain civil service and public personnel administration matters, as authorized by chapter eighty of the resolves of nineteen hundred and sixty-five	7,500

Judiciary.

Administration of Probate and Insolvency Courts.

Item

0320-01 For the compensation of the special judge of probate when acting for other judges of probate, as authorized by section three of chapter two hundred and seventeen of the General Laws **$4,000**

Committee on Probation.

0370-01 For the office of the commissioner of probation, including not more than sixty-one permanent positions **$5,000**

Executive.

Governor.

0401-21 For the Robert Hutchings Goddard memorial plaque in the archives at the state house, subject to the approval of the art commission, appropriation expires June thirtieth, nineteen hundred and sixty-seven . **$1,000**

Extraordinary Expenses.

0405-01 For the cost, not to exceed fifteen thousand dollars, of entertainment of distinguished visitors to the commonwealth, provided that no expenditure shall be allowed for a party exceeding fifty visitors; for the payment of extraordinary expenses not otherwise provided for; and for transfers to appropriation accounts where the amounts otherwise available are insufficient, provided that requests for such transfers shall be referred to the commissioner of administration who, after investigation, shall submit for approval of the governor and council his written recommendation as to the amount of funds required with facts pertinent thereto **$35,000**

Civil Defense Agency.

0406-01 For the service of the civil defense agency, including not more than one hundred and nine permanent positions, as authorized by chapter six hundred and thirty-nine of the acts of nineteen hundred and fifty, as amended, and chapter five hundred and twenty-two of the acts of nineteen hundred and fifty-one, to be in addition to any federal funds available for the purpose of this item **$10,000**

0406-08 For the purchase of piping and pumps for emergency stockpile needs in preparation for drought conditions; provided, that each city or town utilizing said stockpile shall be assessed a reasonable charge for the use thereof, appropriation expires June thirtieth, nineteen hundred and sixty-seven **280,000**

Military Division.

Notwithstanding the provisions of chapter thirty of the General Laws, certain military personnel in the military division may be paid salaries according to military pay grades, so called.

Adjutant General.

0421-21 For the service of the air national guard, including not more than one permanent position **$666**

Executive Office for Administration and Finance.

0441-03 For telephone service for the commissioner's office and for the payment of certain unallocated telephone service charges in the state house, prior appropriation continued **$11,000**

Fiscal Affairs Division.

Item

0441-11 Item 0441-11 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by adding the following: — ; provided, that notwithstanding the limitations of said section fifty-five, compensation and expenses may be allowed each member for forty additional days $6,200

0441-13 For the bureau of hospital costs and finances, including not more than six permanent positions 668

Central Services Division.

0441-22 Item 0441-22 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by adding the following: — ; provided, that notwithstanding the provisions of any other law to the contrary, a certain bill for legal services in the amount of three hundred dollars may be paid from available funds $5,000

0441-32 For the acquisition and installation of furniture, furnishings, fixtures, partitions and equipment and for the cost of packing, unpacking and moving property now under the control of the various departments from present location to state office building, appropriation expires June thirtieth, nineteen hundred and sixty-seven 100,000

0441-34 For painting the exterior of the Bulfinch front of the state house, appropriation expires June thirtieth, nineteen hundred and sixty-seven 12,500

The Group Insurance Commission.

0448-01 For administration of the group insurance program, including not more than thirty permanent positions $2,000

0448-02 For the commonwealth's share of the group insurance premium; provided, that the group insurance commission shall charge the division of employment security and other departments, authorities and divisions which have federal or other funds allocated to them for this purpose for that portion of the cost of the program as it determines should be borne by such funds, and shall notify the comptroller of the amounts to be transferred, after similar determination, from the several state or other funds, and amounts received in payment of all such charges or such transfers shall be credited to the General Fund; prior appropriation continued 375,000

Other Boards and Commissions serving under Governor and Council.

Massachusetts Commission Against Discrimination.

0462-01 For the service of the commission, including not more than nineteen permanent positions $4,700

Commission on Aging.

0465-01 For expenses of the commission, to be in addition to any federal funds available for the purpose $1,400

Metropolitan Area Planning Council.

0474-01 For expenses of the council, as authorized by section one hundred and fourteen of chapter six of the General Laws $3,362

Commissioner of Veterans' Service.

0485-02 For the office of the commissioner, and for the administration of the veterans' bonus act, so called, including not more than eighty-seven permanent positions $2,000

Secretary of the Commonwealth.

Item

0501-02 For the office of the secretary, including not more than seventy-eight permanent positions $16,062

0501-03 For the processing of certain statistical data in the division of vital statistics 3,000

0502-03 For the expenses of the decennial census 18,500

Printing Laws, etc.

0503-01 For printing and distributing the pamphlet edition and for printing and binding the blue book edition of the acts and resolves of the year nineteen hundred and sixty-six, prior appropriation continued . $5,000

Treasurer and Receiver-General.

0601-02 Item 0601-02 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five, as amended, is hereby further amended by adding the following: — ; and, provided further, that there shall be charged against this appropriation certain shortages in the amount of six hundred and seventy dollars and thirty-nine cents determined by the auditor to be the shortages as of October eleventh, nineteen hundred and sixty-five, and there shall also be allowed and paid from this item the amount of five hundred and eighty-five dollars and ninety-eight cents to clear overpaid salary advances determined by the attorney general to be uncollectible; and, provided further, a certain shortage for the fiscal year nineteen hundred and sixty-four in the amount of seventy-eight dollars and seventy-five cents, and a certain shortage for the fiscal year nineteen hundred and sixty in the amount of seventy dollars shall be allowed and paid from this item . . $2,500

Commissioners on Firemen's Relief.

0602-01 For expenses of administration and for relief disbursed by the commissioners on firemen's relief $2,500

State Board of Retirement.

0604-01 Item 0604-01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by adding the following: — ; provided, that notwithstanding any other provision of law to the contrary, the amount of one thousand nine hundred and one dollars and eighty-five cents shall be allowed and paid for the salary of a certain employee, earned but not paid, for the period of September twenty-first, nineteen hundred and sixty-four, through April twenty-sixth, nineteen hundred and sixty-five; and the amount of one thousand four hundred and seventy-two dollars and forty cents shall be allowed and paid for the salary of a certain employee, earned but not paid, for the period of November eighth, nineteen hundred and sixty-four, to April twenty-sixth, nineteen hundred and sixty-five.

0604-04 Item 0604-04 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in lines thirteen and fourteen, the words "nine hundred and two thousand six hundred and sixty" and inserting in place thereof the following: — nine hundred and eighty-seven thousand three hundred and sixty $385,000

0604-08 For retirement allowances of certain veterans and police officers formerly in the service of the metropolitan district commission, as provided by law; provided, that the comptroller shall transfer to the General Fund from the Highway Fund sixty per cent and from the Metropolitan District Commission Funds thirty-nine per cent of the cost of payments made under this item; and, provided further, that the metropolitan district commission's share of this item shall be assessed, as provided in section fifty-five of chapter ninety-two of the General Laws 20,000

Item

0604–09 For retirement allowances of certain veterans formerly in the service of the metropolitan sewerage district as provided by law; provided, that the comptroller shall transfer to the General Fund from the Metropolitan Sewerage District Funds the cost of payments made under this item $3,000

0604–11 Item 0604–11 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in line five, the words "twenty thousand" and inserting in place thereof the following: — twenty-three thousand eight hundred 4,750

Department of the Attorney-General.

0801–02 For the office of the attorney general, including not more than forty-five permanent positions $2,840

Department of Natural Resources.

1001–02 For the office of the commissioner, including not more than thirty-five permanent positions; provided, that the position of "assistant to the commissioner (public access)" shall not be subject to the provisions of chapter thirty-one of the General Laws $5,000

Division of Forests and Parks.

1002–12 For the service of the state fire warden, including not more than nineteen permanent positions, and for expenses of the Northeastern Forest Fire Protection Commission, and for compensation of commissioners, as authorized by chapter four hundred and fifty-seven of the acts of nineteen hundred and forty-nine $30,000

1002–14 For the expenses of forest fire patrol, including not more than ten permanent positions, as authorized by section twenty-eight A of chapter forty-eight of the General Laws 750

1002–38 For the cost of an accelerated program of forest management on state forest lands, as authorized by chapter four hundred and eighty-six of the acts of nineteen hundred and sixty 2,287

Division of Water Resources.

1010–04 For expenses of the Merrimack River Valley Flood Control Commission, as authorized by chapter six hundred and eight of the acts of nineteen hundred and fifty-six $3,397

Department of Corporations and Taxation.

1202–02 For expenses of the income tax division; provided, that a sum equivalent to the payments under this item shall be transferred to the General Fund from the receipts of the income tax; and, provided further, that the comptroller shall transfer to the General Fund the sum of forty-four thousand nine hundred and seventeen dollars from the Local Aid Fund, sales tax receipts $10,241

Appellate Tax Board.

1204–01 For the service of the board, including not more than thirty permanent positions; provided, that the board is hereby authorized to prepare official transcripts of hearings at no net expense to the commonwealth and, in addition to the sums appropriated in this item, expend from the receipts therefor, without appropriation, income derived from the sale of such transcripts $3,800

Department of Education.

1301–02 For the office of the commissioner, including not more than ninety-four permanent positions $4,500

Item

1301-06 For printing school registers and other school blanks for cities and towns $2,000

1301-10 For the service of the state building on Newbury Street, Boston, including not more than five permanent positions. 500

1301-13 For the commonwealth's share of the expenses of the national council of state school officers 500

6981-01 The board of education, through its executive committee for educational television, is authorized to charge the educational television program fund the sum of eleven dollars and four cents to reinstate the amount lost through larceny by unknown persons on March seventeenth, nineteen hundred and sixty-five.

School Lunch and Commodity Distribution Program.

1305-05 Item 1305-05 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by inserting after the word "act", in line seven, the following: — ; and, provided further, that the foregoing restriction shall not apply to lunches served during the months of May and June, nineteen hundred and sixty-six.

Division of Immigration and Americanization.

1315-01 For the service of the division, including not more than seventeen permanent positions $145

Teachers' Retirement Board.

1319-02 For the payment of retirement assessments of teachers formerly in military or naval service, as authorized by section nine of chapter seven hundred and eight of the acts of nineteen hundred and forty-one, as amended $1,078

Board of Trustees of State Colleges.

For the administration, maintenance of and for certain improvements at state colleges and the boarding halls attached thereto and the Massachusetts maritime academy with the approval of the board of trustees:

1329-01 For administration, as authorized by section one of chapter seventy-three of the General Laws, including not more than fourteen permanent positions $1,700

1330-01 Item 1330-01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in lines one and two, the words "one hundred and ninety" and inserting in place thereof the following: — one hundred and ninety-seven 30,700

1331-01 Item 1331-01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in lines one and two, the words "one hundred and fifty-three" and inserting in place thereof the following: — one hundred and sixty-three 19,735

1331-21 State college at Fitchburg, boarding hall, including not more than nineteen permanent positions 2,065

1332-01 Item 1332-01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in lines one and two, the words "one hundred and twenty-five" and inserting in place thereof the following: — one hundred and thirty-one 11,500

1333-01 Item 1333-01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five, as amended by chapter one hundred and thirty-one of the acts of the current year, is hereby further amended by striking out the words "one hundred and nine" and inserting in place thereof the following: — one hundred and thirty 10,670

Item

1334-01 Item 1334-01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in line one, the word "sixty-one" and inserting in place thereof the word: — sixty-two $19,451

1335-01 Item 1335-01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in lines one and two, the words "one hundred and ninety-four" and inserting in place thereof the following: — two hundred and thirty-eight 21,800

1336-01 Item 1336-01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five, as amended by chapter one hundred and thirty-one of the acts of the current year, is hereby further amended by striking out the words "one hundred and three" and inserting in place thereof the following: — one hundred and thirty-two 8,000

1337-01 State college at Worcester, including not more than one hundred and forty-one permanent positions 2,400

1338-01 Item 1338-01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in lines one and two, the words "two hundred and fifty-nine" and inserting in place thereof the following: — two hundred and ninety-nine 5,100

Lowell Technological Institute of Massachusetts.

1345-01 Item 1345-01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in line two, the words "two hundred and sixty-two" and inserting in place thereof the following: — three hundred and two.

Southeastern Massachusetts Technological Institute.

1347-01 Item 1347-01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five, as amended, is hereby further amended by striking out, in line four, the words "two hundred and seven" and inserting in place thereof the following: — two hundred and seventeen $750

University of Massachusetts.

1350-01 Item 1350-01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in line two, the words "one thousand six hundred and forty-five" and inserting in place thereof the following: — one thousand eight hundred and twenty-three.

8066-36 Item 8066-36 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five is hereby amended by striking out the wording and inserting in place thereof the following: —

For the construction of an addition to Machmer hall to provide lecture halls and faculty offices, including the cost of furnishings and equipment, and including the cost of demolition and relocation of certain existing structures; to be in addition to the amount appropriated in item 8064-23 of section two of chapter six hundred and forty-eight of the acts of nineteen hundred and sixty-three; provided, that expenditures from this item shall be contingent upon prior approval of the project by the proper federal authorities and assurance by such authorities that the federal allocation for the cost of this project will not be less than four hundred seventy-eight thousand seven hundred dollars.

8066-69 Item 8066-69 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five is hereby amended by adding the following: — , and to be in addition to the amount appropriated in item 8065-34 of section two of chapter six hundred and forty of the acts of nineteen hundred and sixty-four.

Item

8066-91 Item 8066-91 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five is hereby amended by adding the following: — , including the necessary education planning.

1350-02 Item 1350-02 of section two of chapter one hundred and thirty-one of the acts of the current year is hereby amended by striking out, in line two, the word "eighty-nine" and inserting in place thereof the following: — one hundred and fifty-one.

Massachusetts Board of Regional Community Colleges.

1360-01 For administration of the program, as authorized by section twenty-seven of chapter fifteen of the General Laws, including not more than four permanent positions $880

1361-00 Massachusetts Bay community college, including not more than fifty-three permanent positions; provided, that prior year obligations under terms of the lease may be paid from this account 128,989

1362-00 Item 1362-00 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in line one, the word "forty-three" and inserting in place thereof the following: — fifty-three 3,000

1363-00 Item 1363-00 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in line one, the word "thirty-five" and inserting in place thereof the following: — thirty-eight 2,400

1364-00 Item 1364-00 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in line one, the word "forty-four" and inserting in place thereof the following: — forty-eight 16,470

1365-00 Quinsigamond community college, including not more than fifty-four permanent positions; provided, that a certain payment in the amount of eight thousand four hundred and eighty-nine dollars be made from funds reserved from the prior fiscal year 9,845

1366-00 Item 1366-00 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in line one, the word "twenty-eight" and inserting in place thereof the following: — thirty 2,000

1367-00 Item 1367-00 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in line one, the word "sixty" and inserting in place thereof the following: — sixty-nine 3,825

1368-00 Item 1368-00 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in lines one and two, the word "twenty-nine" and inserting in place thereof the following: — forty-three 8,000

1369-00 Item 1369-00 of section two of chapter three hundred and thirty-seven of the acts of nineteen hundred and sixty-four is hereby amended by striking out, in line one, the word "two" and inserting in place thereof the word: — thirty.

1370-00 Item 1370-00 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in lines one and two, the word "twenty-four" and inserting in place thereof the following: — fifty-eight 2,675

Division of Youth Service.

For the maintenance of and for certain improvements at the institutions within the division:

1384-01 Item 1384-01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in line one, the words "reception and detention facilities for boys" and inserting in place thereof the following: — the Judge John J. Connelly youth center $27,066

1389-01 For the operation of a detention center in Worcester county, including not more than twenty permanent positions 7,017

School Building Assistance Commission.

Item
1393–01 For the school building assistance commission . . . **$925**

Department of Civil Service and Registration.

Division of Civil Service.

1402–01 Item 1402–01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by adding the following: — ; provided, that notwithstanding the limitations of section two A of chapter thirteen of the General Laws establishing the maximum annual compensation for members of the commission, compensation for forty additional days may be allowed and paid from this item **$9,200**

Division of Registration.

1403–02 For the service of the division, including not more than sixty-five permanent positions **$3,480**

For the service of the following agencies in the division:

1407–01 Board of registration in pharmacy, including not more than nine permanent positions **$1,000**

1413–01 Board of registration of architects, including not more than five permanent positions **575**

1415–01 Board of public accountancy, including not more than nine permanent positions **8,000**

1417–01 State examiners of plumbers, including not more than three permanent positions **2,000**

1420–01 Board of registration of barbers, including not more than ten permanent positions **3,700**

1421–01 Board of registration of hairdressers, including not more than eighteen permanent positions **7,100**

Department of Labor and Industries.

1601–01 For general administration and for the division of employment of older workers, including not more than fourteen permanent positions **$1,600**

Division of Industrial Accidents.

1651–02 For the service of the board and for clerical and other assistance for the industrial accident rehabilitation board, including not more than one hundred and seventy-four permanent positions . . **$9,000**

1651–05 For expenses of impartial examinations, prior appropriation continued **9,000**

Industrial Accident Rehabilitation Board.

1652–01 For the service of the board, including not more than six permanent positions **$400**

Department of Mental Health.

1701–40 Item 1701–40 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in line one, the words "Danvers school for retarded children" and inserting in place thereof the words "Hathorne state school", and by striking out, in lines one and two, the word "ninety-two" and inserting in place thereof the word: — ninety-five.

For the maintenance of and for certain improvements at the following institutions under the control of the department of mental health:

Item

1710-00 Item 1710-00 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by adding the following: — ; provided, that notwithstanding any other provision of law to the contrary, the amount of twenty-two dollars shall be allowed and paid for the salary of a certain employee, earned but not paid, for the period of July twenty-ninth, nineteen hundred and sixty-two, to September twenty-second, nineteen hundred and sixty-two $31,000

1711-00 Boston state hospital, including not more than one thousand one hundred and fifteen permanent positions 11,000

1712-00 Item 1712-00 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by adding the following: — ; provided, that notwithstanding any provision of law to the contrary, the amount of five hundred and thirty-seven dollars and fifty-one cents shall be allowed from this item to clear an advance of the nineteen hundred and sixty-two fiscal year unaccounted for.

1714-00 Gardner state hospital, including not more than five hundred and eleven permanent positions 21,000

1715-00 Item 1715-00 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by adding the following: — ; provided, that notwithstanding any provision of law to the contrary, the amount of three hundred and eleven dollars and fifty cents shall be allowed from this item to clear an advance of the nineteen hundred and sixty-three fiscal year unaccounted for.

1716-00 Item 1716-00 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by adding the following: — ; provided, that notwithstanding any other provision of law to the contrary, the amount of sixty-eight dollars and ninety-three cents shall be allowed and paid from this item for the salary of a certain employee, earned but not paid, for the period of June twenty-ninth, nineteen hundred and sixty-five to September twenty-first, nineteen hundred and sixty-five.

1717-00 Item 1717-00 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by adding the following: — ; provided, that notwithstanding any other provision of law to the contrary, the amount of sixty-five dollars and forty-five cents shall be allowed and paid for the salary of a certain employee, earned but not paid, for the period of September twenty-seventh, nineteen hundred and sixty-five to November thirteenth, nineteen hundred and sixty-five, and the amount of one hundred and twenty-seven dollars and twenty cents for the salary of a certain employee, earned but not paid, for the period of July fourteenth, nineteen hundred and sixty-five to September seventh, nineteen hundred and sixty-five.

1721-00 Worcester state hospital, including not more than one thousand and fifty permanent positions 87,000

8365-09 Item 8365-09 of section two of chapter three hundred and ninety-eight of the acts of nineteen hundred and sixty-four is hereby amended by striking out the wording and inserting in place thereof the following: —

For certain improvements to the surface water drainage system and replacement and improvements to the sanitary drainage system, Worcester state hospital.

1722-21 For the payment of a certain claim, as authorized by chapter seven of the resolves of the current year 11,957

1723-00 Item 1723-00 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by adding the following: — ; provided, that notwithstanding any other provision of law to the contrary, the amount of forty-one dollars and fifty cents shall be allowed and paid for the salary of a certain employee, earned but not paid, for the period of January tenth, nineteen hundred and sixty-five to April fourth, nineteen hundred and sixty-five, and the amount of five hundred and forty-nine dollars and nine cents shall

Item be allowed and paid for the salary of a certain employee, earned but not paid, for the period of November twenty-third, nineteen hundred and sixty to October thirty-first, nineteen hundred and sixty-four.

8365-19 Item 8365–19 of section two of chapter three hundred and ninety-eight of the acts of nineteen hundred and sixty-four is hereby amended by striking out the wording and inserting in place thereof the following: —

For painting interior and exterior, North building, Walter E. Fernald state school.

Department of Correction.

1801–02 For administration, including not more than sixty-four permanent positions; provided, that the persons employed under the division of classification of prisoners shall not be subject to the civil service law and rules; and, provided further, that notwithstanding any provision of the law to the contrary, the director of civil service shall certify to the commissioner of correction, on receipt of permanent requisitions, names of correction officers to fill permanent vacancies, and the salary of these employees during the period of official training shall be paid from this item **$900**

For the maintenance of and for certain improvements at the following institutions under the control of the department of correction:

1810–01 Item 1810–01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five, as amended by chapter one hundred and thirty-one of the acts of the current year, is hereby further amended by adding the following: — ; provided, that notwithstanding any provisions of law to the contrary, there shall be included a payment of one thousand five hundred ninety-two dollars and twenty-nine cents for a certain prior year salary earned but not paid . . **$3,600**

1814–01 Correctional institution at Concord, including not more than two hundred and forty-nine permanent positions **38,000**

1816–01 Correctional institution at Framingham, including not more than one hundred and thirty-four permanent positions . . **18,000**

1818–01 Correctional institution at Norfolk, including not more than two hundred and fifty-six permanent positions **54,860**

1820–01 For the operation of correctional institution camps, including not more than thirty-six permanent positions **9,800**

Parole Board.

1830–01 Item 1830–01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in line one, the word "seventy-five" and inserting in place thereof the word: — ninety-three **$10,813**

Department of Public Welfare.

1901–04 For payments on account of permanent and total disability assistance made in accordance with section three of chapter one hundred and eighteen D of the General Laws **$3,700**

Department of Public Health.

Bureau of Administration.

2001–02 For the service of the bureau of administration, including not more than fifty-three permanent positions **$6,000**

2001–05 Item 2001–05 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by striking out the wording and inserting in place thereof the following: —

For a measles vaccine program; provided, that expenditures previously made for this purpose from items 2003–01 and 2007–01 shall be transferred and charged to this item **70,000**

Bureau of Environmental Sanitation.

Item
2002–04 For the service of the air pollution control district, as authorized by section one hundred and forty-two B of chapter one hundred and eleven of the General Laws, including not more than nine permanent positions; provided, that the commissioner of public health shall certify the amounts to be assessed by the state treasury upon the several cities and towns in the district in accordance with the provisions of said section one hundred and forty-two B **$220**

Department of Public Safety.

2103–01 For the fire prevention service, including not more than twenty-five permanent positions **$2,153**

Department of Public Utilities.

2301–02 Item 2301–02 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by adding the following: — ; provided, that notwithstanding any provisions of law to the contrary, a sum of seven hundred eighty-two dollars and sixteen cents may be expended from this item for certain prior year salary earned but not paid.

Miscellaneous.

2420–46 For the payment of a certain claim, as authorized by chapter thirteen of the resolves of the current year **$4,160**

LOCAL AID APPROPRIATIONS.

The following appropriations are for reimbursements and grants to local governments and for certain other purposes, and are to be in addition to any unexpended balance of appropriations heretofore made for the purpose:

Department of Education.

2613–07 For the reimbursement of certain towns for the transportation of pupils, as authorized by section eight A of chapter seventy-four of the General Laws; provided, that a sum equivalent to the payments under this item shall be transferred to the General Fund from the receipts of the income tax **$221,955**

School Lunch and Commodity Distribution Program.

2613–09 Item 2613–09 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by inserting after the word "act", in line eight, the following: —; and, provided further, that the foregoing restriction shall not apply to lunches served during the months of May and June, nineteen hundred and sixty-six **$100,000**

HIGHWAY FUND.

STATE PURPOSES APPROPRIATIONS.

Department of Public Works.

Highway Activities.

The salaries of all officers and employees of the department engaged in projects or activities relating to highways shall be charged for the nineteen hundred and sixty-six fiscal year in full to appropriations providing for personal services authorized under the heading of "Highway Activities" in this act.

Administrative and Engineering Expenses.

Item

2910–10 For certain administrative and engineering expenses of the commission, the office of the public works commissioner, and the divisions of administrative services, highway engineering, highway maintenance, highway construction and the district and other highway activity offices **$63,100**

Maintenance and Operation of State Highways and Bridges.

Appropriations under this heading may be expended for traffic safety and control on certain city or town ways:

2920–11 For the reimbursement to Essex county for certain expenses of operation of certain bridges, in accordance with the provisions of chapter six hundred and four of the acts of nineteen hundred and sixty-five; appropriation expires June thirtieth, nineteen hundred and sixty-seven **$25,190**

Personal Services.

2930–01 Item 2930–01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by adding the following: — ; provided, that notwithstanding any other provision of law to the contrary, the following amounts shall be allowed and paid for the salaries of certain employees, earned but not paid, for the periods stated: one hundred and eleven dollars and ninety-six cents from May twenty-fourth, nineteen hundred and sixty-four to July thirty-first, nineteen hundred and sixty-four; one hundred and twenty dollars and forty-six cents from September fourth, nineteen hundred and sixty-three to October fourteenth, nineteen hundred and sixty-three; and eighty-four dollars and sixty-three cents from August tenth, nineteen hundred and sixty-four to October twenty-fourth, nineteen hundred and sixty-four.

Construction, Reconstruction and Betterments of State Highways and Bridges.

2940–29 For landscaping and other improvements for which reimbursement will be made under the provisions of the federal highway beautification act of nineteen hundred and sixty-five; appropriation expires June thirtieth, nineteen hundred and sixty-seven **$1,293,035**

2940–33 For the payment of a judgment entered in the Hampshire superior court, docket number 11955 . . . . . **555**

Registry of Motor Vehicles.

2970–01 For the service of the registry, including not more than one thousand and seventy-nine permanent positions; provided, that the position of administrative assistant to the registrar of motor vehicles and legislative assistant, R.M.V., shall not be subject to the civil service law and rules; and, provided further, that notwithstanding any provision of law to the contrary, the registrar may enter into a lease agreement for a certain space rental for a period of four years to be effective as of July first, nineteen hundred and sixty-five **$60,000**

2970–21 For certain improvements to the air conditioning system, registry of motor vehicles, appropriation expires June thirtieth, nineteen hundred and sixty-seven **6,600**

Metropolitan District Commission.

The following items are to be paid with the approval of the Metropolitan District Commission:

2973–06 Item 2973–06 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by adding the following: — ; and, provided further, that notwithstanding any other provision of law to the contrary, there shall be allowed and paid the sum of twenty dollars for reimbursement of certain funds stolen from the Leo Martin club house during the fiscal year nineteen hundred and sixty-one **$175,000**

Item
2973-07 For the payment of certain prior year vouchers or claims, as provided in chapter one hundred and thirty-one of the resolves of nineteen hundred and sixty-two and certified by the state auditor . . . **$3,165**

LOCAL AID APPROPRIATION.

Department of Public Works.

Highway Activities.

2950-19 For the payment of a certain claim, as authorized by chapter one hundred and forty-five of the resolves of nineteen hundred and sixty-five **$75,000**

LOCAL AID FUND.

The following appropriations are for reimbursements and grants to local governments and for certain other purposes, and are to be in addition to any unexpended balance of appropriations heretofore made for the purpose:

Boards and Commissions serving under Governor and Council.

Service of the Commissioner of Veterans' Services.

3004-01 For reimbursing cities and towns for money paid for veterans' benefits, as provided in section six of chapter one hundred and fifteen of the General Laws **$48,500**

Department of Education.

Board of Education.

3013-06 For reimbursement of certain cities and towns for pensions to retired teachers **$149,874**

3013-07 For the payment of the commonwealth's share in financing the teachers' retirement system, as provided by chapter thirty-two of the General Laws **25,000**

3013-14 For the reimbursement of certain cities and towns for a part of the expenses of maintaining agricultural and industrial vocational schools, as provided by law **416,853**

Division of Youth Service.

3013-50 For reimbursement of cities and towns for tuition, including transportation to and from school, of children attending public schools **$7,500**

Department of Commerce and Development.

Service of the State Housing Board.

3015-04 For reimbursement of cities and towns for the commonwealth's share of the cost of urban, commercial and industrial renewal projects, as authorized by the provisions of section twenty-six HHH of chapter one hundred and twenty-one of the General Laws . . **$200,000**

Department of Public Welfare.

3019-06 For the reimbursement of cities and towns for total and permanent disability assistance, as provided by chapter one hundred and eighteen D of the General Laws **$270,000**

3019-10 For reimbursement to cities and towns for general relief, as provided by section nineteen A of chapter one hundred and seventeen of the General Laws **155,000**

INLAND FISHERIES AND GAME FUND.

STATE PURPOSES APPROPRIATIONS.

Department of Natural Resources.

Division of Fisheries and Game. (It is hereby provided that federal funds received as reimbursements under the following items are to be credited as income to the Inland Fisheries and Game Fund.)

Item

3304–01 Item 3304–01 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five, as amended, is hereby further amended by adding the following: — ; provided, that there may be charged to this item the amount of two hundred and twenty-one dollars and fifty cents deemed by the attorney general to be uncollectible.

3304–54 For expenses of plans and specifications for construction at the Quabbin fish hatchery, to be expended in connection with any federal funds available for the purpose, appropriation expires June thirtieth, nineteen hundred and sixty-seven **$60,000**

RECREATIONAL BOATING FUND.

STATE PURPOSES APPROPRIATION.

Registry of Motor Vehicles.

Division of Motorboats.

3401–01 For the service of the division, including not more than forty-eight permanent positions **$15,100**

MARINE FISHERIES FUND.

STATE PURPOSES APPROPRIATIONS.

Department of Natural Resources.

Division of Marine Fisheries.

3601–17 Item 3601–17 of section two of chapter one hundred and thirty-one of the acts of the current year is hereby amended by adding the following: — , appropriation expires June thirtieth, nineteen hundred and sixty-seven.

3601–19 Item 3601–19 of section two of chapter one hundred and thirty-one of the acts of the current year is hereby amended by adding the following: — , appropriation expires June thirtieth, nineteen hundred and sixty-seven.

3601–22 For a study of the effect of the projected Cape Cod canal power plant; provided, that expenditures from this item shall be contingent upon the prior approval of the proper federal authorities for reimbursement of at least one hundred per cent of the amounts expended for the purposes of this item, appropriation expires June thirtieth, nineteen hundred and sixty-seven **$31,000**

STATE RECREATION AREAS FUND.

STATE PURPOSES APPROPRIATIONS.

Department of Natural Resources.

Division of Forests and Parks.

4010–01 For the service of the bureau of recreation, including not more than one hundred and one permanent positions **$32,000**

Department of Public Works.

The salaries of all officers and employees of the department engaged in projects or activities authorized by bond issue or otherwise shall be charged for the nineteen hundred and sixty-six fiscal year in full to appropriations authorized under the heading in this act:

Division of Waterways.

Item

4050-07 For the maintenance of Fort Phoenix beach, appropriation expires June thirtieth, nineteen hundred and sixty-seven . . . **$13,050**

METROPOLITAN DISTRICT COMMISSION FUNDS.

STATE PURPOSES APPROPRIATIONS.

The following appropriations are to be assessed upon the several districts in accordance with the methods fixed by law, unless otherwise provided, and to be expended under the direction of the Metropolitan District Commission:

Metropolitan Parks, General.

8260-81 Item 8260-81 of section two of chapter six hundred and four of the acts of nineteen hundred and fifty-nine, as most recently amended in section three of chapter five hundred and forty-four of the acts of nineteen hundred and sixty-one, is hereby further amended by adding the following: —, including land damage costs.

Metropolitan Sewerage District.

8701-33 Item 8701-33 of section two of chapter five hundred of the acts of nineteen hundred and sixty-three is hereby amended by adding the following: —, appropriation expires June thirtieth, nineteen hundred and sixty-seven **$26,500**

8702-36 The bonds authorized by chapter six hundred and eighty-two of the acts of nineteen hundred and fifty-five, as amended, are hereby reduced by the amount provided herein, which shall be available in lieu thereof for the purposes of said chapter, as amended, in account 9114-01; provided, however, that said amount shall be assessed upon the Metropolitan Sewerage District in accordance with the methods fixed by law **5,640**

Metropolitan Water System.

8902-73 The bonds authorized by chapter seven hundred and eleven of the acts of nineteen hundred and fifty-seven are hereby reduced by the amount provided herein, which shall be available in lieu thereof for the purposes of said chapter in account 9222-01, and said amount shall be included in the fiscal year charges of the Metropolitan Water District as provided in the General Laws, chapter ninety-two, section twenty-five A **$47,020**

DEFICIENCIES.

For deficiencies in certain appropriations of previous years, in certain funds, as follows:

2449-00	General Fund	**$94,115**
2949-00	Highway Fund	**56,801**
3349-00	Inland Fisheries and Game Fund	**306**
3649-00	Marine Fisheries Fund	**75**
4049-00	State Recreation Areas Fund	**5,203**
8749-00	Metropolitan District Commission Funds — Sewerage District	**2,363**
8949-00	Metropolitan District Commission Funds — Water District	**1,112**

SECTION 2A. For the purpose of making available for expenditure in the fiscal year nineteen hundred and sixty-seven certain balances of appropriations which otherwise would revert on June thirtieth, nineteen hundred and sixty-six, the unexpended balances of the items shown below are hereby reappropriated for the fiscal year nineteen hundred and sixty-seven:

0428–21	8260–44	8264–17	8603–04
1501–10	8260–50	8264–19	8701–33
2002–05	8260–53	8264–20	8701–34
2445–10	8260–66	8264–21	8701–39
2940–20	8260–68	8264–22	8701–51
2940–21	8260–78	8264–86	8701–52
2940–28	8260–79	8265–36	8703–25
2972–29	8261–06	8265–90	8902–34
2972–32	8261–09	8265–91	8902–36
2973–04	8261–20	8363–60	8902–38
8164–18	8261–21	8363–97	8902–40
8165–22	8261–27	8365–09	8902–68
8165–23	8261–32	8365–19	8902–71
8165–33	8261–45	8365–28	8902–72
8165–35	8262–01	8365–29	8902–81
8165–36	8262–05	8365–30	8902–92
8165–38	8262–07	8365–31	8902–94
8258–76	8262–13	8365–34	9017–01
8258–79	8262–19	8365–40	9020–01
8259–02	8262–20	8365–76	9022–01
8259–05	8262–21	8463–85	9026–01
8259–25	8262–27	8464–13	9027–01
8259–86	8262–29	8464–55	9027–03
8260–12	8262–30	8464–61	9027–05
8260–15	8262–31	8602–39	9105–01
8260–17	8263–20	8602–46	9106–02
8260–21	8264–14	8602–51	9112–01
8260–28	8264–16	8602–92	9123–01
8260–29			

SECTION 3. The joint committee on ways and means is hereby authorized to revise the subsidiary account schedules filed in accordance with the provisions of section twenty-seven of chapter twenty-nine of the General Laws relating to appropriations authorized in the following chapters:

Chapter 646 of the Acts of 1965
Chapter 691 of the Acts of 1965
Chapter 824 of the Acts of 1965
Chapter 1 of the Acts of 1966
Chapter 15 of the Acts of 1966
Chapter 131 of the Acts of 1966
Chapter 208 of the Acts of 1966
Chapter 336 of the Acts of 1966

provided, that any revision of said subsidiary accounts shall be filed with the comptroller and the budget director at the same time that schedules of subsidiary accounts are so filed for appropriations authorized by this act.

SECTION 4. The unexpended balances remaining as of January first, nineteen hundred and sixty-six, in certain items of appropriation made in the General Fund for reimbursements and grants to local governments and for certain other purposes under "Local Aid Appropriations" in section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five and certain additional appropriations made in section two of chapter one hundred and thirty-one of the acts of nineteen hundred and sixty-six are hereby transferred and made available for appropriation items hereby established for the same purposes in accordance with the following schedule and shall be paid from the Local Aid Fund established by chapter fourteen of the acts of nineteen hundred and sixty-six.

APPROPRIATION ACCOUNTS.

General Fund Accounts	*Local Aid Fund Accounts*	*Amount*
2603–01	3003–01	$36,301.39
2603–02	3003–02	108,734.63
2604–06	3004–01	4,545,423.77
2604–08	3004–02	8,305.12
2609–01	3009–01	10,340.34
2610–02	3010–01	3,735.50
2610–03	3010–02	475.68
2612–01	3012–01	27.06
2612–02	3012–02	187,786.27
2612–03	3012–03	77.04
2613–01	3013–12	5,000.33
2613–03	3013–13	17,777.25
2613–05	3013–14	7,159,766.10
2613–06	3013–15	24,065.18
2613–10	3013–05	40,938.52
2613–11	3013–06	3,919,064.33
2613–12	3013–50	319.57
2613–13	3013–51	60,103.34
2613–15	3013–52	453,149.92
2613–17	3013–07	10,584,299.70
2613–18	3013–08	217,321.33
2613–20	3013–09	1,246,641.41
2615–02	3015–01	904,535.44
2615–03	3015–02	1,901,703.44
2615–04	3015–03	1,792,535.82
2615–05	3015–04	34,931.76
2619–01	3019–01	8,897,431.68
2619–02	3019–02	8,096.38
2619–03	3019–03	85,743.59
2619–04	3019–04	.68
2619–06	3019–06	3,659,600.35
2619–07	3019–07	535,847.45
2619–08	3019–08	6,415,023.57
2619–10	3019–09	8,838,190.61
2619–11	3019–10	990,570.13
2620–02	3020–01	179,274.93
2620–03	3020–02	30,000.00

On June thirtieth, nineteen hundred and sixty-six, the unexpended balances in the following accounts shall be transferred to accounts established for the same purposes in the Local Aid Fund: 2613–04, 2613–07, 2613–08 and 2613–09.

SECTION 5. Classified personal services chargeable to the nineteen hundred and sixty-seven fiscal year shall commence on June twenty-sixth, nineteen hundred and sixty-six, and shall conform to the general salary schedule effective for the fiscal year nineteen hundred and sixty-seven.

SECTION 6. This act shall take effect upon its passage.

Approved June 21, 1966.

Chap. 392. AN ACT AUTHORIZING THE DISSOLUTION OF THE SUPERINTENDENCY UNION COMPRISING THE TOWNS OF WEST BRIDGEWATER AND RAYNHAM.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of section sixty-one of chapter seventy-one of the General Laws, if the school committees of the towns of West Bridgewater and Raynham, by majority vote, vote to dissolve the superintendency union comprising said towns, said union shall be dissolved.

SECTION 2. This act shall take effect upon its passage.

Approved June 21, 1966.

Chap. 393. AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF BRISTOL COUNTY TO CONSTRUCT A NEW BUILDING FOR THE COURTS AND VARIOUS DEPARTMENTS OF SAID COUNTY.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of providing new and adequate accommodations and facilities for the superior court, the probate court and various county departments, the county commissioners of Bristol county are hereby authorized to construct on a site to be selected by the county commissioners a building to be known as the Bristol county court house and office building, and shall furnish and equip the same. Said building shall contain court rooms and facilities for the superior court, the probate court and shall house the offices of the clerk of courts, the district attorney, the probation office, the maintenance department, the county treasurer and the county commissioners, and shall contain the law library. Said commissioners may take by eminent domain under chapter seventy-nine of the General Laws, or acquire by purchase or otherwise, any land that may be necessary for the purposes of this act, including a sufficient area for the parking of the motor vehicles of persons in attendance upon said court. Said commissioners may expend for the purposes of this act including the preparation of plans and specifications in connection therewith and for landscaping such sums as may be necessary not exceeding, in the aggregate, two million five hundred thousand dollars. Any sums received from the federal government for the purposes of this act shall be included in, and considered a part of, the total amount authorized to be expended hereunder.

SECTION 2. For the purposes set forth in section one, the treasurer of Bristol county, with the approval of the county commissioners, may borrow from time to time on the credit of the county such sums as may be necessary, not exceeding, in the aggregate, two million five hundred thousand dollars, and may issue bonds or notes of the county therefor which shall bear on their face the words, Bristol County Court House and Office Building Loan, Act of 1966. Each authorized issue shall constitute a separate loan, and such loans shall be payable not more than fifteen years from their dates. The bonds or notes shall be signed by the county treasurer and countersigned by a majority of the county commissioners. The county may sell the said securities at public or private sale, upon such terms and conditions as the county commissioners may deem proper, but not for less than their par value. Indebtedness incurred hereunder shall, except as herein provided, be subject to chapter thirty-five of the General Laws. The county treasurer, with the approval of the county commissioners, may issue temporary notes of the county, payable in not more than one year from their date, in anticipation of the issue of serial bonds or notes under this act, but the time within which such serial bonds or notes shall become due and payable shall not, by reason of such temporary notes, be extended beyond the time fixed by this act. Any notes issued in anticipation of the serial bonds or notes shall be paid from the proceeds thereof.

SECTION 3. Upon the completion of the building as provided for in section one, the county commissioners are hereby authorized to utilize for county business all facilities vacated as the result of the removal to said building of county offices as authorized by said section one; provided, however, in the event the county commissioners feel that the vacated facilities are not suitable for county business, they may sell said vacated premises at public or private sale or may demolish such facilities and make such use of the property, as in their opinion, is in the best interest of said county.

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

Approved June 22, 1966.

Chap. 394. AN ACT AUTHORIZING THE CITY OF BROCKTON TO CONVEY CERTAIN PARK LAND IN SAID CITY TO THE TRUSTEES OF THE FULLER MEMORIAL IN CONSIDERATION OF THE CONVEYANCE BY SAID TRUSTEES OF CERTAIN OTHER LAND TO SAID CITY.

Be it enacted, etc., as follows:

SECTION 1. In consideration of the conveyance to the city of Brockton, or its designee, by the Trustees of the Fuller Memorial of certain land off Oak street in said city as hereinafter provided, said city, subject to the approval of its park commission, is hereby authorized to convey to Kenneth E. Sampson, Edwin A. Nelson, Merton B. Tarlow, Charles A. Fuller and Isaac Kibrick, the Trustees of the Fuller Memorial, certain park land of said city off Oak street, bounded and described as follows:

Northerly by other land of the Park Department two hundred thirty-three (233) feet, more or less; Westerly by land of William C. Bearse Corp. five hundred ninety-one (591) feet, more or less; Northerly,

again, by land of said Bearse Corp. two hundred twenty-nine and 6/10 (229.6) feet, more or less; Westerly, again, by land of said Bearse Corp. and land of James Walsh et ux, two hundred seventy-two and 3/10 (272.3) feet, more or less; Southerly by land of Edward W. Bernat and Michael Campanelli, Trustees, four hundred seventy-two (472) feet, more or less; Easterly by land of Trustees of the Fuller Memorial, nine hundred ninety-two (992) feet, more or less.

The consideration for said conveyance to said Trustees shall be the conveyance to said city, or its designee, by said Trustees of a certain parcel of land off Oak street in said city, bounded and described as follows:

Northerly by land of the City of Brockton, Park Department, two hundred thirty-three (233) feet, more or less; Westerly by land of the said City of Brockton and the Easterly line of the parcel to be conveyed to the Trustees, seven hundred (700) feet; Southerly by land of the Trustees of the Fuller Memorial, two hundred thirty-three (233) feet, more or less; and Easterly by land of said City of Brockton, seven hundred (700) feet.

SECTION 2. This act shall take effect upon its acceptance by the city of Brockton. *Approved June 22, 1966.*

Chap. 395. AN ACT AUTHORIZING THE CITY OF LOWELL TO REFUND CERTAIN TAXES ERRONEOUSLY ASSESSED UPON AND COLLECTED FROM JAMES E. DAVIDSON.

Be it enacted, etc., as follows:

SECTION 1. The city of Lowell is hereby authorized to refund to James E. Davidson of said city the sum of five hundred and eighteen dollars and thirty-four cents, the same being the amount collected by said city from said Davidson as taxes in the years nineteen hundred and sixty-two through nineteen hundred and sixty-four, inclusive, upon certain personal property in said city, which amount was erroneously assumed by the assessors of said city to have been due from said Davidson. No payment shall be made hereunder until there has been filed with the city auditor of the city of Lowell an agreement signed by said James E. Davidson that the amount, if any, paid or to be paid for legal services rendered in connection with the passage of this act shall not exceed ten per cent of the amount paid or payable hereunder.

SECTION 2. This act shall take effect upon its acceptance by the city of Lowell. *Approved June 23, 1966.*

Chap. 396. AN ACT AUTHORIZING THE TOWN OF BRAINTREE TO USE A CERTAIN RESERVOIR IN THE TOWN OF RANDOLPH FOR ITS WATER SUPPLY.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any provision of law to the contrary, the town of Braintree may, subject to the approval of the state department of public health, maintain and use an excavated reservoir known as Richardi Reservoir in the town of Randolph as a source of water for

domestic purposes. Nothing in this act shall affect the right of said town to receive water from any other source, including the metropolitan district commission.

SECTION 2. This act shall take effect upon its passage.

Approved June 24, 1966.

Chap. 397. AN ACT REPEALING THE LAW PROVIDING FOR THE CHARGING OF FEES BY THE DIVISION OF LIVESTOCK DISEASE CONTROL FOR ADMINISTERING INOCULATIONS AGAINST HOG CHOLERA.

Be it enacted, etc., as follows:

Section eight A of chapter one hundred and twenty-nine of the General Laws is hereby repealed. *Approved June 24, 1966.*

Chap. 398. AN ACT REPEALING THE LAW PROVIDING COMPENSATION FOR THE KILLING OF CATTLE AFFECTED WITH TUBERCULOSIS.

Be it enacted, etc., as follows:

Section twelve A of chapter one hundred and twenty-nine of the General Laws is hereby repealed. *Approved June 24, 1966.*

Chap. 399. AN ACT REPEALING THE LAW PROVIDING COMPENSATION FOR KILLING ANIMALS AFFECTED WITH GLANDERS.

Be it enacted, etc., as follows:

Section thirteen of chapter one hundred and twenty-nine of the General Laws is hereby repealed. *Approved June 24, 1966.*

Chap. 400. AN ACT PROVIDING FOR THE ENFORCEMENT AND PROSECUTION OF CERTAIN VIOLATIONS OF THE LAW RELATIVE TO SEED POTATOES.

Be it enacted, etc., as follows:

Section 261E of chapter 94 of the General Laws, as appearing in section 2 of chapter 396 of the acts of 1959, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence: — The commissioner and his duly authorized assistants shall have authority to enforce sections two hundred and sixty-one A to two hundred and sixty-one L, inclusive, and to prosecute all violations thereof. *Approved June 24, 1966.*

Chap. 401. AN ACT AUTHORIZING CITIES AND TOWNS TO COVER CERTAIN ELECTED OR APPOINTED OFFICERS UNDER THE WORKMEN'S COMPENSATION ACT.

Be it enacted, etc., as follows:

The first paragraph of section 69 of chapter 152 of the General Laws, as appearing in chapter 555 of the acts of 1959, is hereby amended by

adding the following sentence: — The terms laborers, workmen and mechanics, as used in sections sixty-eight to seventy-five, inclusive, shall, if the city council or the town meeting so votes, also include such elected or appointed officers of the city or town, except the mayor, city councillors, selectmen or members of the police or fire force, as the mayor or board of selectmen may, from time to time, designate, as evidenced by a writing filed with the division.

Approved June 24, 1966.

Chap. 402. AN ACT DESIGNATING THE METROPOLITAN DISTRICT COMMISSION FISHING PIER AT CASTLE ISLAND IN THE CITY OF BOSTON AS THE FIRE LIEUTENANT JOHN J. McCORKLE FISHING PIER.

Be it enacted, etc., as follows:

The metropolitan district commission fishing pier at Castle Island in Boston harbor in the South Boston district of the city of Boston shall be known and designated as the Fire Lieutenant John J. McCorkle Fishing Pier, in memory of John J. McCorkle, who was killed in line of duty as a member of the fire department of the city of Boston on October first, nineteen hundred and sixty-four. A suitable marker bearing said designation shall be attached thereto by said commission.

Approved June 24, 1966.

Chap. 403. AN ACT AUTHORIZING THE SALE OF CERTAIN PLASTIC CAPS USED IN CONNECTION WITH CERTAIN TOYS.

Be it enacted, etc., as follows:

Section 39 of chapter 148 of the General Laws, as appearing in section 1 of chapter 291 of the acts of 1943, is hereby amended by inserting after the word "caps", in line 18 and line 22, the words: — or plastic caps.

Approved June 24, 1966.

Chap. 404. AN ACT EXEMPTING FROM TAXATION CERTAIN REAL AND PERSONAL PROPERTY OF THE LODGES OF BENEVOLENT AND PROTECTIVE ORDER OF ELKS, GRAND LODGE OF MASSACHUSETTS, INDEPENDENT ORDER SONS OF ITALY AND MASSACHUSETTS STATE GRANGE, PATRONS OF HUSBANDRY, INC. AND THE INCORPORATED INSTRUMENTALITIES AND FILIAL LODGES OF GRAND LODGE OF MASSACHUSETTS, ORDER OF SONS OF ITALY IN AMERICA.

Be it enacted, etc., as follows:

SECTION 1. The property of the lodges of the Benevolent and Protective Order of Elks and their subsidiary building trusts shall be exempt from taxation under the provisions of chapter fifty-nine of the General Laws, so long as such property is principally and usually devoted to educational or charitable purposes of said lodges.

SECTION 2. The property of any incorporated instrumentality of the Grand Lodge of Massachusetts, Independent Order Sons of Italy, an unincorporated association, whether such instrumentality is in-

corporated under the laws of the commonwealth or under the laws of any other state of the United States, shall be exempt from taxation under the provisions of chapter fifty-nine of the General Laws, so long as such property is principally and usually devoted to the educational or charitable purposes of said unincorporated association.

SECTION 3. The property of any incorporated instrumentality of the Massachusetts State Grange, Patrons of Husbandry, Inc., whether such instrumentality is incorporated under the laws of this commonwealth or under the laws of any other state of the United States, shall be exempt from taxation under the provisions of chapter fifty-nine of the General Laws, so long as such property is principally and usually devoted to the benevolent and charitable purposes of said corporation.

SECTION 3A. The property of any incorporated instrumentality of the Grand Lodge of Massachusetts, Order of Sons of Italy in America, an unincorporated association, or its filial lodges, whether such instrumentality is incorporated under the laws of the commonwealth or under the laws of any other state of the United States, shall be exempt from taxation under the provisions of chapter fifty-nine of the General Laws, so long as such property is principally and usually devoted to the educational or charitable purposes of said unincorporated association or lodges.

SECTION 4. This act shall take effect as of January first, nineteen hundred and sixty-six. *Approved June 24, 1966.*

Chap. 405. AN ACT EXTENDING THE PROTECTION OF THE LAWS PROHIBITING DISCRIMINATION BECAUSE OF AGE TO PERSONS FORTY YEARS OF AGE AND OVER.

Be it enacted, etc., as follows:

Subsection 8 of section 1 of chapter 151B of the General Laws, added by section 2 of chapter 697 of the acts of 1950, is hereby amended by striking out, in line 3, the word "forty-five" and inserting in place thereof the word: — forty. *Approved June 24, 1966.*

Chap. 406. AN ACT AUTHORIZING THE BOARD OF TRUSTEES OF THE ESSEX AGRICULTURAL AND TECHNICAL INSTITUTE TO CONSTRUCT AND ORIGINALLY EQUIP A BUILDING FOR INSTRUCTION IN PROCESSING, MARKETING AND DISTRIBUTING FOOD AND IN OTHER AREAS OF DISTRIBUTIVE OCCUPATIONAL EDUCATION.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of providing adequate educational facilities for instruction in the processing, marketing and distribution of those commodities which are associated with the food industry, and in such other areas of distributive occupational education as are deemed to be desirable, the board of trustees of the Essex Agricultural and Technical Institute is hereby authorized to construct and originally equip and furnish a combination classroom and laboratory building and to install and establish the roadways, walkways, landscaping, identifica-

tion, and the utility services necessary, for its full completion. Said board may expend for the purposes of this act including the preparation of plans and specifications in connection therewith such sums as may be necessary not exceeding, in the aggregate, six hundred and seventy-five thousand dollars. Any sums received from the federal government for the purposes of this act shall be included in, and considered a part of, the total amount authorized to be expended hereunder.

SECTION 2. For the purpose aforesaid, the treasurer of said county, with the approval of the county commissioners, may borrow upon the credit of the county such sums as may be necessary, not exceeding, in the aggregate, six hundred and seventy-five thousand dollars, and may issue bonds or notes of the county thereof, which shall bear on their face the words, Essex Agricultural and Technical Institute Building Loan, Act of 1966. Each authorized issue shall constitute a separate loan and such loans shall be payable not more than twenty years from their dates. The bonds or notes shall be signed by the county treasurer and countersigned by a majority of the county commissioners. The county may sell the said securities at public or private sale, upon such terms and conditions as the county commissioners may deem proper, but not for less than their par value. Indebtedness incurred hereunder shall, except as herein provided, be subject to chapter thirty-five of the General Laws.

SECTION 3. The county treasurer of said county, with the approval of the county commissioners, may issue temporary notes of the county, payable in not more than one year from their dates, in anticipation of the issue of serial bonds or notes under this act, but the time within which such serial bonds or notes shall become due and payable shall not, by reason of such temporary notes, be extended beyond the time fixed by this act. Any notes issued in anticipation of the serial bonds or notes shall be paid from the proceeds thereof.

SECTION 4. This act shall take full effect upon its acceptance, during the current year, by the county commissioners of the county of Essex, but not otherwise. *Approved June 28, 1966.*

Chap. 407. AN ACT RELATIVE TO PRESIDENTIAL PRIMARIES.

Be it enacted, etc., as follows:

SECTION 1. Section 2 of chapter 53 of the General Laws, as most recently amended by section 2 of chapter 406 of the acts of 1953, is hereby further amended by striking out the first sentence and inserting in place thereof the following sentence: — Except in the case of municipal nominations where a city charter or a law applying specially to a particular town otherwise provides, and except as provided in section fifty-four, candidates of political parties for all elective offices, except presidential elector, shall be nominated, and delegates and alternate delegates to national conventions and members of political committees, except as provided in sections one and four of chapter fifty-two and sections seventy J and seventy K of this chapter, shall be elected, in primaries or caucuses, and the nomination of any party other than a political party, in any district containing more than one ward or town, shall be made by a convention of delegates chosen by caucuses held under section one hundred and seventeen in the wards and towns of the district for which the nomination is to be made.

SECTION 2. Said chapter 53 is hereby further amended by striking out section 70B, as amended by section 12 of chapter 337 of the acts of 1941, and inserting in place thereof the following section: —

Section 70B. In any year in which candidates for presidential electors are to be elected, the election of delegates and alternate delegates to national conventions of political parties shall be by direct plurality vote in primaries, except as provided in section seventy J. The number of district delegates and alternate district delegates, not less than two from each congressional district, and the number of delegates and alternate delegates at large shall be fixed by the state committee, who shall give notice thereof to the state secretary on or before the third Wednesday in February. At such primaries, members of state, ward and town committees shall also be chosen, to the number fixed as provided in chapter fifty-two, except as provided in section seventy K.

SECTION 3. Section 70D of said chapter 53 is hereby amended by striking out the first sentence, as appearing in section 5 of chapter 280 of the acts of 1950, and inserting in place thereof the following two sentences: — Nominations of candidates for delegates at large and alternate delegates at large shall be by lists submitted by the state committees of political parties, as provided in section seventy J, or by nomination papers which shall be prepared and, on request, furnished by the state secretary. Nomination of candidates for district delegates and alternate district delegates and for state ward and town committees shall be by such nomination papers.

SECTION 4. Said chapter 53 is hereby further amended by striking out section 70E, as most recently amended by chapter 764 of the acts of 1951, and inserting in place thereof the following section: —

Section 70E. The state secretary shall cause to be placed on the official ballot for use at presidential primaries under separate headings, and in the following order, the names of those candidates for nomination for president whose names appear on written lists submitted on or before five o'clock in the afternoon of the last day for filing nomination papers, and signed by the chairmen of the state committees of the political parties, and the names of any other candidates for nomination for president whose names are proposed therefor by nomination papers prepared and furnished by the state secretary, signed in the aggregate by at least twenty-five hundred voters, not more than five hundred to be from any one county, arranged in alphabetical order in accordance with their surnames, a blank space in which the voter may, if he does not vote for any of the candidates for president whose names are printed on the ballot, insert the name of any person as a candidate for president, the names of candidates for delegates at large and alternate delegates at large, if any are to appear upon the ballot, district delegates and alternate district delegates to national conventions.

The names of candidates appearing in nomination papers containing nominations for all the places to be filled, or upon lists submitted by the state committee, shall be placed first on said ballot, arranged in groups and in the same order as in the nomination papers or in said lists. The order in which the groups shall appear shall be determined by lot in the manner provided in section thirty-four and each group of candidates for alternate delegates shall immediately follow the particular group of delegates with which it is affiliated. The names of candidates appearing in nomination papers containing nominations for less than all the places

to be filled shall follow, alphabetically arranged. The ballot shall also contain a statement of the preference, if any, of each candidate for delegate as to a candidate for nomination for president, provided that such statement appears in his nomination papers or upon the lists filed by the state committee; but no such statement of preference by any candidate for delegate shall appear upon the ballot unless such candidate for nomination for president files his written assent thereto with the state secretary on or before five o'clock in the afternoon of the last day for filing nomination papers. Such assent may be communicated by telegraph. The name of any person shall not be printed on the official ballot or filed with the state secretary as a candidate for the office of delegate to a national convention and as a candidate for the office of alternate delegate thereto, nor more than once as a candidate for either of said offices. Said secretary shall also place upon said ballot the names of candidates for state, ward and town committee, except as provided by section seventy K.

There shall also be printed on the ballot appropriate instructions to aid the voter with respect to expressing his preference for a candidate for nomination as president. Election officers in the presidential primaries, in counting and tabulating the votes showing the voters' preference for president, shall disregard the omission or inaccuracy of initials, the omission, inaccuracy or misspelling of Christian names, and the misspelling of surnames, if the intent of the voter to express a preference for any particular individual can be ascertained. Such statements of voters of presidential preference shall be counted, tabulated and entered in the records of election officers of votes cast.

SECTION 5. Said chapter 53 is hereby amended by striking out section 70F, as most recently amended by section 6 of chapter 280 of the acts of 1950, and inserting in place thereof the following section: —

Section 70F. Upon the receipt of the records of the votes cast at presidential primaries and within four days after said primary the city or town clerk shall forthwith canvass the same and make return of the votes for nomination for president, delegates at large and alternate delegates at large if said office appeared upon the ballot, district delegates and alternate district delegates and for election as members of the state committee to the state secretary, who shall forthwith canvass such returns, determine the results thereof, notify the successful candidates, and certify to the state committees the names of the persons seeking nomination for president and the results of the vote therefor, and the names of the persons elected as members of state committees. Said clerks shall determine the results of the votes for members of ward and town committees, where such office appeared upon the ballot, issue proper certificates thereof to the successful candidates and notify the chairmen of the city and town committees of the respective parties and the chairmen of the state committees of the respective parties.

SECTION 6. Section 70G of said chapter 53 is hereby amended by striking out the first sentence, as appearing in section 21 of chapter 473 of the acts of 1938, and inserting in place thereof the following sentences: — In case of the death, withdrawal or ineligibility of a candidate for delegate at large or alternate delegate at large to a national convention whose name was submitted on the list filed by the state committee, the vacancy may be filled by the chairman of the state committee. In case of the death, withdrawal or ineligibility of a candidate for delegate or alternate

delegate to a national convention whose name was submitted on nomination papers, the vacancy may be filled in any manner which is clearly provided for on the nomination paper placing such candidate in nomination, before the signature of any voter is entered thereon, otherwise the remaining candidate or candidates nominated by the same nomination paper may fill the vacancy.

SECTION 7. Said chapter 53 is hereby further amended by inserting after section 70H the following three sections: —

Section 70I. Delegates and alternate delegates to national conventions shall, if there is a roll call vote for president, vote on the first such roll call for the person receiving a majority or plurality of the votes for nomination for president under the provisions of section seventy F, unless released by said candidate, notwithstanding the statement of preference of any such delegate or alternate delegate.

Section 70J. No later than the eighth Tuesday prior to the date of the presidential primaries, the state committees of the political parties may submit to the state secretary lists containing the names of the full number, as determined under section seventy B, of delegates at large and alternate delegates at large to their respective national conventions, chosen by vote of their respective state committees at meetings duly called for the purpose at least seven days prior to said eighth Tuesday. If any such lists are so submitted, and if no nomination papers of any other candidates for said offices are filed with the state secretary, the candidates whose names appear on such list shall be the delegates at large and the alternate delegates at large, and there shall be no election for such offices.

If no such list is submitted, or if nominations of other candidates for said offices are made by nomination papers, the names of the candidates on any list submitted by the state committee, whether or not it contains the full number of names as aforesaid, and the names submitted upon nomination papers, shall appear on the ballot in accordance with the provisions of sections seventy B to seventy H, inclusive.

Section 70K. If at the expiration of the time for filing nomination papers for ward or town committee with the office of the state secretary no more names of candidates for a ward or town committee have been placed on file than there are persons to be elected to such committee, there shall be no election of a ward or town committee but the persons whose names were so filed shall be members of such committee. The state secretary shall notify the respective city or town clerks of the names of the persons who have become members of such committees as herein provided, and said clerks shall thereupon proceed as provided in section seventy F in the case of successful candidates for membership on such committees. *Approved June 28, 1966.*

Chap. 408. AN ACT PROHIBITING BREAKING AND ENTERING A VEHICLE WITH INTENT TO COMMIT A MISDEMEANOR.

Be it enacted, etc., as follows:

Chapter 266 of the General Laws is hereby amended by striking out section 16A, inserted by chapter 229 of the acts of 1945, and inserting in place thereof the following section: —

Section 16A. Whoever in the nighttime or daytime breaks and enters a building, ship, vessel or vehicle with intent to commit a misdemeanor shall be punished by a fine of not more than two hundred dollars or by imprisonment for not more than six months, or both.

Approved June 28, 1966.

Chap. 409. AN ACT ESTABLISHING THE BOARD OF REGISTRATION OF CHIROPRACTORS AND DEFINING ITS POWERS AND DUTIES.

Be it enacted, etc., as follows:

SECTION 1. Chapter 13 of the General Laws is hereby amended by inserting after section 63, under the caption BOARD OF REGISTRATION OF CHIROPRACTORS, the following three sections: —

Section 64. There shall be a board of registration of chiropractors, in this section and in sections sixty-five and sixty-six called the board, consisting of five members to be appointed by the governor, who shall be residents of the commonwealth, three of whom shall be registered chiropractors and two of whom shall be registered physicians. Upon the expiration of the term of any member of the board, his successor shall be appointed in like manner for a term of three years. No more than two members of the board shall be graduates of the same legally chartered chiropractic school or college. If one or both physicians so appointed to serve on said board refuses to serve, a chiropractor, qualified as hereinbefore provided, may be appointed in his stead.

Section 65. The board shall hold at least two regular meetings in each year for the purpose of examining applicants for registration and the transaction of other business. At its first regular meeting in each year the board shall choose from their own members a chairman and a secretary.

Section 66. All fees received by the secretary of the board and not returned to the applicant shall be paid monthly to the state treasurer. Each member of the board shall receive from the commonwealth fifteen dollars for each day or portion thereof spent in attending board meetings, and each member shall be paid the necessary traveling and other expenses actually incurred by him in attending said meetings; provided, that such compensation and expenses shall not in any year exceed the receipts from registration and licenses paid to the commonwealth by the board.

SECTION 2. Chapter 112 of the General Laws is hereby amended by adding after section 88, under the caption REGISTRATION OF CHIROPRACTORS, the following nine sections: —

Section 89. For the purposes of this section and sections ninety to ninety-seven, inclusive, the following words shall, unless the context requires otherwise, have the following meanings: —

"Board", the board of registration of chiropractors established by section sixty-four of chapter thirteen.

"Chiropractic", the science of locating, and removing interference with the transmission or expression of nerve force in the human body, by the correction of misalignments or subluxations of the bony articulations and adjacent structures, more especially those of the vertabral column and pelvis, for the purpose of restoring and maintaining health.

It shall exclude operative surgery, prescription or use of drugs or medicines, the practice of obstetrics, the treatment of infectious diseases, and internal examinations whether or not diagnostic instruments are used except that the X-ray and analytical instruments may be used solely for the purposes of chiropractic examinations.

"Chiropractor", a person who lawfully practices chiropractic.

Section 90. The board may make and publish necessary rules and regulations for the proper conduct of its duties, and shall keep a full record of its proceedings and keep a record of the names of all persons examined or registered by it, which shall be open to public inspection. The board shall make an annual report containing a full and complete account of all of its official acts during the preceding year and setting forth the condition of chiropractic in the commonwealth.

Section 91. Every person, before engaging in the practice of chiropractic in this commonwealth, shall make application to the board, on a form prescribed and furnished by it, for a certificate to practice chiropractic. Said application shall be filed with the secretary of the board, at least fifteen days before the date of examination, and shall be accompanied by an examination fee of twenty-five dollars. Each applicant must be at least twenty-one years of age and of good moral character, and shall furnish the board with satisfactory proof that he is a graduate of a chiropractic school or college approved by the board, and which is (1) authorized by its charter to confer the degree of doctor of chiropractic; (2) gives a course of four academic years, comprising a total of four thousand hours, to matriculants possessing the educational qualifications required for graduation from an accredited public high school; and (3) confers such degree only after personal attendance of the applicant therefor at such course, and upon completion thereof.

Section 92. Any person licensed by a chiropractic board of any other state having at the time when said person obtained his license a standard equal to that of this commonwealth and which extends similar privileges to persons licensed by the commonwealth may be registered at the discretion of the board upon the payment of a fee of one hundred dollars and the production to the board of his diploma, the license obtained in such other state by examination, and evidence satisfactory to the board that he is of good moral character and that he has practiced chiropractic under such license for at least three years.

Section 93. The board may refuse to grant a certificate to any person who has been convicted of a felony involving moral turpitude, who has been guilty of unprofessional conduct, or who is addicted to any vice to such a degree as to render him, in the opinion of the board, unfit to practice chiropractic, and may, for any of said causes, after due notice and hearing, revoke a certificate already issued.

Section 94. The board shall examine each applicant as to his qualifications for the practice of chiropractic. Such examination shall be in writing, and, except as otherwise provided by section ninety-two, shall include the subjects of anatomy, physiology, chemistry, pathology, diagnosis, hygiene, public health, the use and effects of X-ray and chiropractic principles and practice as taught in chiropractic schools and colleges, and its examination shall also include practical demonstrations of chiropractic technique. Except for the examinations in chiropractic principles and practice, the use and effects of X-ray, and the practical

demonstrations of chiropractic techniques, the examinations required by this section may be proposed by the board of higher education, and shall be under the direction and supervision of the board of registration of chiropractors. Every applicant whom the board finds qualified to practice chiropractic shall be registered as a chiropractor by the board, and a certificate of such registration signed by the chairman and secretary of the board shall be issued to such applicant. Said certificate shall entitle the person to whom it is issued to practice chiropractic in this commonwealth, shall designate him as a chiropractor and shall be publicly displayed at his principal office so long as he shall continue to practice chiropractic. The board shall furnish each person registered as a chiropractor a copy of section eighty-nine, which copy shall be the same size as the certificate of registration and shall be similarly displayed.

Section 95. Whoever, not being lawfully authorized to practice chiropractic in this commonwealth, practices or attempts to practice chiropractic, or holds himself out as a practitioner of, or as being able to practice, chiropractic, or uses the science or system of chiropractic, or uses any of the titles, words or letters, "chiropractic", "chiropractor", "chiropractic physician", "doctor of chiropractic", "D.C.", or any other titles or letters, either alone or with qualifying words or phrases, in such manner or under such circumstances as to indicate that he is engaged in the practice of chiropractic, or whoever practices chiropractic under a false or assumed name or under a name other than that by which he is registered, or whoever personates another practitioner of chiropractic, or whoever buys, sells or fraudulently obtains any diploma, license, or record or registration to practice chiropractic, or aids or abets in such selling or fraudulent obtaining, or whoever practices chiropractic under cover of any diploma, license, record or registration to practice chiropractic illegally obtained or signed or issued unlawfully or under fraudulent representations or whoever being licensed to practice chiropractic in this commonwealth uses any of the titles, words or letters "doctor of chiropractic", "D.C.", or any other titles or letters other than "registered chiropractor", shall be punished by a fine of not less than one hundred nor more than one thousand dollars, or by imprisonment for not less than thirty days nor more than one year, or both.

Section 96. Every registered chiropractor, upon commencing to practice, shall forthwith notify the board of his office address or addresses. Every registered chiropractor practicing as aforesaid shall annually, before April first, pay to the board a license fee, which license fee shall be set annually by the board and shall be adequate to meet the annual expenses of the board. Each registered chiropractor shall promptly notify the board of any change in his office address or addresses, and from time to time shall furnish such other information to the board as it may require. The board may suspend the authority of any registered chiropractor to practice chiropractic for failure to comply with any of the above requirements. The board shall publish annually complete lists of the names and office addresses of all chiropractors registered and practicing in the commonwealth, arranged alphabetically by name and also by the names of the towns where their various offices are situated.

Section 97. Registered chiropractors may render services under the terms and provisions of the workmen's compensation and rehabilitation laws.

No registered chiropractor or person practicing chiropractic shall include, or permit or cause to be included, in any advertising in any newspaper, or by radio, television, display sign, personal solicitation or other manner of advertising, any written or spoken words or statements of a character tending to deceive or mislead the public, or claiming professional superiority of professional services in a superior manner or tending to solicit patronage for his practice, services or advice, or advertising fixed prices for professional services, or making or setting forth any promise, guarantee, offer, inducement, representation, statement or reward of a character tending to influence, persuade or induce persons to seek, employ or patronize his practice, service or advice; provided, that, notwithstanding the foregoing, a person subject to this section may (1) use and distribute personal professional cards setting forth his name, title, address or addresses, telephone number or numbers and office hours; (2) use and distribute personal professional cards or other information announcing his change of place of practice, or his entrance into, absence from or return to practice; (3) issue personal appointment cards to his patients, stating thereon the time and place of appointment, and containing any statements hereinbefore authorized to be set forth in his personal professional cards; (4) display his name and any such authorized statements, by means of a sign or signs at his residence or place of practice, or both, or upon the window thereof or upon a doorplate or in a building directory, so called, thereat; and (5) insert his name and any such authorized statements in public print, in the form of advertisements not more than one column in width nor more than two inches in depth; and provided, that, notwithstanding the foregoing, chiropractors, groups of chiropractors, bona fide chiropractic professional or lay organizations shall be permitted to publish and disseminate information concerning the philosophy, science and art of chiropractic.

SECTION 3. Any person who has been a resident of this commonwealth, and maintained an office for at least five years prior to the effective date of this act, who is a graduate of a legally chartered chiropractic school or college, having the power to confer degrees, having attended a resident course thereat, and who was graduated therefrom prior to said effective date, may, within ninety days after such effective date, make application to the board of registration of chiropractors, to be examined by said chiropractic board of registration, and upon successfully passing examinations given by the board in the subjects of: principles and practice of chiropractic, the use and effects of X-ray, spinal anatomy, spinal neurology, clinical diagnosis, and demonstrated proficiency in manipulative techniques, and upon furnishing to the board evidence satisfactory to it of his good moral character, and upon payment of a fee of twenty-five dollars, be registered by the board, and said board shall issue to him a certificate of registration as a chiropractor.

Any person who has been a resident of this commonwealth, and maintained an office for at least three years, and not more than five years, and meets the educational qualifications of section three, shall successfully pass examinations given by the chiropractic board of registration in the subjects of: chiropractic principles and practice, the use and effects of X-ray, clinical diagnosis, spinal anatomy, spinal

neurology, spinal pathology, hygiene and public health, and demonstrated proficiency in manipulative techniques, and upon furnishing to the board evidence satisfactory to it of his good moral character, and upon payment of a fee of twenty-five dollars, be registered by the board, and said board shall issue to him a certificate of registration as a chiropractor.

In the case of a person serving in the armed forces of the United States on said effective date, such ninety day period shall not commence until after six months following his separation or discharge from such service.

SECTION 3A. In making the original appointments to the board of registration of chiropractors, established by section sixty-four of chapter thirteen of the General Laws, inserted by section one of this act, the governor shall appoint two members for terms of one year, two members for terms of two years and one member for a term of three years and any chiropractic so appointed, or any successor to such appointee if appointed within ninety days after the effective date of this act, need not be a registered chiropractor, but shall be a graduate of a legally chartered chiropractic school or college having the power to confer degrees.

SECTION 4. If any section, subsection, subdivision, paragraph, sentence or clause of this act is held to be invalid or unconstitutional, such decision shall not affect the remaining portions of this act.

SECTION 5. The third sentence of section 91 of chapter 112 of the General Laws, as appearing in section 2 of this act, is hereby amended by inserting after the word "proof" the words: — that he has completed two years in a curriculum leading to a bachelor's degree in liberal arts or science and.

SECTION 6. Section five of this act shall take effect on December first, nineteen hundred and sixty-nine. *Approved June 28, 1966.*

Chap. 410. AN ACT CLARIFYING THE POWER OF THE MASSACHUSETTS COMMISSION AGAINST DISCRIMINATION TO ISSUE ADVISORY RULINGS DEFINING THE TERM "BONA FIDE OCCUPATIONAL QUALIFICATION".

Be it enacted, etc., as follows:

Section 3 of chapter 151B of the General Laws, as appearing in section 4 of chapter 368 of the acts of 1946, is hereby amended by adding the following subsection: —

12. To give its opinion upon questions submitted to it by any employer, employment agency or labor organization concerning whether any existing or proposed requirement for employment or for membership in such organization is a bona fide occupational qualification. Such opinions shall be included in the annual report of the commission to the governor and the general court. An opinion, or a request therefor, given under this subsection shall not operate to interfere with any proceeding under section five. *Approved June 28, 1966.*

Chap. 411. AN ACT MAKING APPROPRIATIONS FOR THE FISCAL YEAR NINETEEN HUNDRED AND SIXTY-SEVEN, FOR THE MAINTENANCE OF THE DEPARTMENTS, BOARDS, COMMISSIONS, INSTITUTIONS AND CERTAIN ACTIVITIES OF THE COMMONWEALTH, FOR INTEREST, SINKING FUND AND SERIAL BOND REQUIREMENTS, AND FOR CERTAIN PERMANENT IMPROVEMENTS.

Be it enacted, etc., as follows:

SECTION 1. To provide for the maintenance of the several departments, boards, commissions and institutions, of sundry other services, and for certain permanent improvements, and to meet certain requirements of law, the sums set forth in section two, for the several purposes and subject to the conditions specified in said section two, are hereby appropriated from the funds designated in said section, subject to the provisions of law regulating the disbursement of public funds and the approval thereof, for the fiscal year ending June thirtieth, nineteen hundred and sixty-seven, in this act referred to as the year nineteen hundred and sixty-seven, or for such period as may be specified.

SECTION 2.

GENERAL FUND.

STATE PURPOSES APPROPRIATIONS.

Legislature.

Senate.

Item		
0101-01	For the compensation of senators, prior appropriation continued	$318,750
0101-02	For the salary of the clerk of the senate	18,000
0101-03	For the salary of the assistant clerk of the senate	14,400
0101-04	For clerical assistance to the clerk of the senate, including not more than three permanent positions	27,100
0101-05	For the salary of the chaplain of the senate	5,154
0101-06	For personal services of the counsel to the senate and assistants, including not more than four permanent positions	75,000
0101-07	For clerical and other assistance including expenses of the senate committee on rules, including not more than eight permanent positions, prior appropriation continued	217,350
0101-30	For expenses of senators, including travel, prior appropriation continued	61,000
0101-51	For stationery, supplies and other equipment for the senate, purchased by and with the approval of the clerk	800
0101-53	For expenses of the counsel to the senate	2,500
0101-54	For expenses of the senate clerk's office	500
0101-55	For expenses of the committee on rules on the part of the senate	350
0101-56	For expenses of the senate committee on ways and means, including not more than four permanent positions, prior appropriation continued	46,000
0101-60	For traveling and such other expenses of the committees of the senate, as may be authorized by order of the senate	2,000
	Total	$788,904

House of Representatives.

0102-01	For the compensation of representatives, prior appropriation continued	$1,822,500

Item		
0102–02	For the salary of the clerk of the house of representatives	$18,000
0102–03	For the salary of the assistant clerk of the house of representatives	14,400
0102–04	For clerical assistance to the clerk of the house of representatives, including not more than five permanent positions	49,800
0102–05	For the salary of the chaplain of the house of representatives	5,154
0102–06	For personal services of the counsel to the house of representatives and assistants, including not more than eight permanent positions	126,560
0102–07	For clerical and other assistance to the house committee on rules, including not more than fourteen permanent positions, prior appropriation continued	189,000
0102–08	For clerical and other assistance to the house committee on ways and means, including not more than nine permanent positions, prior appropriation continued	110,000
0102–09	For clerical and other office expenses for the members of the house of representatives, including not more than one permanent position, prior appropriation continued	100,000
0102–30	For expenses of representatives, including travel, prior appropriation continued	391,000
0102–51	For stationery, supplies and other equipment for the house of representatives, purchased by and with the approval of the clerk	1,000
0102–52	For expenses of the committee on rules on the part of the house of representatives, prior appropriation continued	20,600
0102–53	For expenses of the counsel to the house of representatives, prior appropriation continued	3,000
0102–54	For expenses of the clerk's office, house of representatives	1,000
0102–56	For expenses of the house committee on ways and means, prior appropriation continued	25,000
0102–60	For traveling and such other expenses of the committees of the house of representatives, as may be authorized by order of the house of representatives	3,000
	Total	$2,880,014

Sergeant-at-Arms.

0103–01	For the salary of the sergeant-at-arms	$13,014
0103–02	For clerical and other assistance employed by the sergeant-at-arms, including not more than ten permanent positions	74,725
0103–03	Fot the salaries of the doorkeepers of the senate and house of representatives, with the approval of the sergeant-at-arms, including not more than four permanent positions	37,326
0103–04	For the salaries of assistant doorkeepers of the senate and house of representatives and of general court officers, with the approval of the sergeant-at-arms, including not more than fifty-four permanent positions	564,326
0103–05	For compensation of the pages of the senate and house of representatives, with the approval of the sergeant-at-arms, including not more than thirty-six permanent positions	276,866
0103–06	For the salaries of clerks employed in the legislative document room, including not more than three permanent positions	69,346
0103–51	For contingent expenses of the senate and house of representatives and necessary expenses in and about the state house, with the approval of the sergeant-at-arms, prior appropriation continued	100,000
0103–52	For the payment of witness fees to persons summoned to appear before committees of the general court, and for expenses incidental to summoning them with the approval of the sergeant-at-arms	300
0103–53	For the rental and maintenance of an electric roll call system, as authorized by chapter five hundred and thirty-six of the acts of nineteen hundred and sixty-four, including incidental expenses in connection therewith, prior appropriation continued	12,500
0103–55	For certain improvements and renovations, including furnishings and equipment	115,000
	Total	$1,263,403

Legislative Research Council.

Item		
0104–01	For expenses of the legislative research council, prior appropriation continued	$9,000
0104–02	For personal services and other expenses of the legislative research bureau	175,000
	Total	$184,000

Recodification Counsel.

0105–01	For expenses of the recodification counsel, including not more than four permanent positions	$49,100

Other Expenses.

0110–02	For printing, binding and paper ordered by the senate and house of representatives, or by concurrent order of the two branches, with the approval of the clerks of the respective branches, prior appropriation continued	$460,000
0110–03	For printing the manual of the general court, with the approval of the clerks of the two branches	25,000
0110–04	For expenses in connection with the publication of the bulletin of committee hearings and of the daily list, with the approval of the joint committee on rules, including not more than two permanent positions	125,070
0110–05	For telephone and telegraph service, prior appropriation continued	135,000
0110–06	For biographical sketches of certain state and federal officials	7,000
0110–11	For the compilation, indexing, annotating, printing, and distribution of veterans laws subject to the joint committee on rules, as provided by a joint order	3,500
0110–12	For the emergency services of a physician, for medical supplies in the state house and for expenses including the purchase of equipment in connection therewith, subject to the approval of the joint committee on rules; provided, that section twenty-one of chapter thirty of the General Laws shall not apply to the payments made under this item	7,800
0110–21	For printing a descriptive pamphlet of the murals, house of representatives	1,500
0110–28	For the service of the joint committee on federal financial assistance	19,200
0110–29	For clerical and other assistance to the joint committees	28,400
0110–30	For traveling and such other expenses of joint committees of the general court, as may be authorized by joint order of the general court	8,000
0110–31	For the annual membership fee of the commonwealth in the National Conference of State Legislative Leaders	1,000
0263–03	For an investigation and study relative to the administration of the department of mental health, as authorized by a resolve of the current year including the administrative procedures established to determine the qualification of candidates for professional positions	14,700
	Total	$836,170
	Total, Legislative	$6,001,591

Judiciary.

Supreme Judicial Court.

0301–01	For the salaries of the chief justice and of the six associate justices	$190,000
0301–02	For traveling allowances and expenses	3,000
0301–03	For the salary of the clerk and the assistant clerk for the commonwealth	35,438
0301–04	For clerical assistance to the clerk	12,077
0301–05	For law clerks and clerical assistance for the justices	117,681
0301–06	For office supplies, services and equipment	13,600
0301–07	For the salaries of the officers and messengers	8,335

Item		
0301–08	For the commonwealth's part of the salaries of the clerk and assistant clerks for the county of Suffolk, as authorized by section ninety-four of chapter two hundred and twenty-one of the General Laws	$6,670
0301–10	For facilities provided by the Social Law Library	3,500
0301–12	For the service of the executive secretary	45,263
0301–14	For expenses of the Massachusetts defenders committee, as authorized by section thirty-four D of chapter two hundred and twenty-one of the General Laws, including not more than twenty-seven permanent positions, to be expended with any other public or private funds available for the purpose	357,335
0302–01	For the salary of the reporter of decisions	18,000
0302–02	For the service of the reporter of decisions, including not more than three permanent positions	21,735
	Total	$832,634

Superior Court.

0305–01	For the salaries of the chief justice and of the forty-one justices	$1,009,000
0305–02	For traveling allowances and expenses, prior appropriation continued	65,000
0305–03	For the salary of the assistant clerk of Suffolk County	2,500
0305–04	For expenses authorized by section twenty-eight of chapter two hundred and twelve of the General Laws	147,400
0305–11	For compensation of justices of district courts while sitting in the superior court, prior appropriation continued	30,000
0305–12	For expenses of justices of district courts while sitting in the superior court, prior appropriation continued	10,000
0305–14	For the compensation of probation officers, including not more than fifty-five permanent positions	493,800
0305–15	For personal services and expenses of the office of the supervisor of probation	8,794
	Total	$1,766,494

Judicial Council.

0308–01	For the service of the judicial council	$15,612

Administration of District Courts.

0311–01	For compensation and expenses in connection with the administration of district courts, as authorized by chapter two hundred and eighteen of the General Laws	$20,000

Administration of Probate and Insolvency Courts.

0320–01	For the compensation of the special judge of probate when acting for other judges of probate, as authorized by section three of chapter two hundred and seventeen of the General Laws	$5,000
0320–02	For expenses of the special judge of probate when acting for other judges of probate, as authorized by section three of chapter two hundred and seventeen of the General Laws	1,000
0320–03	For reimbursing officials for premiums paid for procuring sureties on their bonds, as provided by law	500
0320–04	For expenses of the administrative committee of probate courts	1,000
0320–05	For compensation of the chief judge and for other expenses, as authorized by chapter two hundred and seventeen of the General Laws	24,150
	Total	$31,650

Probate and Insolvency Courts.

For the salaries of judges of probate, registers of probate, assistant registers and clerical assistance to registers of the several counties:

Barnstable:

0321–01	Judge of probate	$17,000
0321–02	Register	12,750

Item		
0321-03	Assistant register	$9,563
0321-04	Clerical assistance to register, including not more than four permanent positions.	19,342
	Berkshire:	
0322-01	Judge of probate	17,000
0322-02	Register	12,750
0322-03	Assistant register	9,563
0322-04	Clerical assistance to register, including not more than five permanent positions.	23,308
	Bristol:	
0323-01	Two judges of probate	38,000
0323-02	Register	14,250
0323-03	Two assistant registers	20,663
0323-04	Clerical assistance to register, including not more than fourteen permanent positions	66,039
	Dukes:	
0324-01	Judge of probate	7,500
0324-02	Register	6,075
0324-04	Clerical assistance to register, including not more than one permanent position	3,328
	Essex:	
0325-01	Two judges of probate	40,000
0325-02	Register	15,000
0325-03	Three assistant registers	31,500
0325-04	Clerical assistance to register, including not more than seventeen permanent positions	74,731
	Franklin:	
0326-01	Judge of probate	17,000
0326-02	Register	12,750
0326-03	Assistant register	9,563
0326-04	Clerical assistance to register, including not more than two permanent positions	9,000
	Hampden:	
0327-01	Two judges of probate	38,000
0327-02	Register	14,250
0327-03	Three assistant registers	29,925
0327-04	Clerical assistance to register, including not more than sixteen permanent positions	72,374
	Hampshire:	
0328-01	Judge of probate	17,000
0328-02	Register	12,750
0328-03	Assistant register	9,563
0328-04	Clerical assistance to register, including not more than two permanent positions	8,511
	Middlesex:	
0329-01	Three judges of probate	63,000
0329-02	Register	15,750
0329-03	Five assistant registers	51,188
0329-04	Clerical assistance to register, including not more than forty-four permanent positions	237,345
	Nantucket:	
0330-01	Judge of probate	7,500
0330-02	Register	6,075
0330-04	Clerical assistance to register, including not more than one permanent position	3,971
	Norfolk:	
0331-01	Three judges of probate	63,000
0331-02	Register	15,750
0331-03	Four assistant registers	42,525
0331-04	Clerical assistance to register, including not more than seventeen permanent positions	89,922
	Plymouth:	
0332-01	Two judges of probate	34,000
0332-02	Register	12,750

Item		
0332–03	Two assistant registers	$18,488
0332–04	Clerical assistance to register, including not more than nine permanent positions	42,682
	Suffolk:	
0333–01	Three judges of probate	63,000
0333–02	Register	15,750
0333–03	Five assistant registers	51,188
0333–04	Clerical assistance to register, including not more than fifty permanent positions	281,000
	Worcester:	
0334–01	Two judges of probate	40,000
0334–02	Register	15,000
0334–03	Four assistant registers	40,500
0334–04	Clerical assistance to register, including not more than sixteen permanent positions	72,482
	Total	$1,971,914

Land Court.

0340–01	For the salaries of the judge, associate judges and the recorder, including not more than four permanent positions	$90,050
0340–02	For the service of the land court, including not more than fifty permanent positions; provided, that from the balance remaining in the Assurance Fund created under section ninety-four of chapter five hundred and sixty-two of the acts of eighteen hundred and ninety-eight, the sum of two hundred thousand dollars is hereby transferred to the General Fund; and, provided further, that whenever the balance remaining in the said Assurance Fund falls below two hundred thousand dollars, the amount of this deficit shall be transferred from the General Fund to the said Assurance Fund	470,951
	Total	$561,001

Pensions for Certain Retired Justices.

0345–01	For pensions of retired judges or their widows, as authorized by law	$178,000

District Attorneys.

0350–01	For the salaries of the district attorney and assistants for the Suffolk district, including not more than twenty-six permanent positions	$254,100
0351–01	For the salaries of the district attorney and assistants for the northern district, including not more than thirteen permanent positions	127,900
0352–01	For the salaries of the district attorney and assistants for the eastern district, including not more than seven permanent positions	63,000
0354–01	For the salaries of the district attorney and assistants for the southern district, including not more than seven permanent positions	63,000
0355–01	For the salaries of the district attorney and assistants for the middle district, including not more than seven permanent positions	63,000
0356–01	For the salaries of the district attorney and assistants for the western district, including not more than six permanent positions	49,000
0357–01	For the salaries of the district attorney and assistants for the northwestern district, including not more than three permanent positions	19,900
0358–01	For the salaries of the district attorney and assistants for the Norfolk district, including not more than five permanent positions	45,500
0359–01	For the salaries of the district attorney and assistants for the Plymouth district, including not more than four permanent positions	38,500
0365–01	For traveling expenses necessarily incurred by the district attorneys except in the Suffolk district, including expenses incurred in previous years	7,000
	Total	$730,900

Committee on Probation.

Item		
0370–01	For the office of the commissioner of probation, including not more than sixty-one permanent positions	$375,550
0370–02	For compensation and expenses of the members of the committee on probation, as authorized by section ninety-nine A of chapter two hundred and seventy-six of the General Laws	1,940
	Total	$377,490

Board of Bar Examiners.

0380–01	For the service of the board, including not more than six permanent positions	$47,744
	Total, Judiciary	$6,533,439

Executive.

Governor.

0401–01	For the salary of the governor	$35,000
0401–02	For the salaries of officers and employees in the governor's office	198,000
0401–03	For postage, printing, office and other contingent expenses, including travel of the governor	103,000
0401–04	For maintenance expenses of the governor's automobile	1,800
	Total	$337,800

Lieutenant-Governor.

0402–01	For the salary of the lieutenant-governor	$20,000
0402–02	For personal services for the lieutenant-governor's office	42,460
	Total	$62,460

Governor's Council.

0403–01	For the salaries of the eight councillors	$32,000
0403–02	For personal services for the council	47,858
0403–03	For postage, printing, stationery, traveling and contingent expenses of the governor and council	14,000
0403–05	For travel and expenses of the lieutenant-governor and council from and to their homes	4,000
	Total	$97,858

Extraordinary Expenses.

0405–01	For the cost, not to exceed fifteen thousand dollars, of entertainment of distinguished visitors to the commonwealth, provided that no expenditure shall be allowed for a party exceeding fifty visitors; for the payment of extraordinary expenses not otherwise provided for; and for transfers to appropriation accounts where the amounts otherwise available are insufficient, provided that requests for such transfers shall be referred to the commissioner of administration who, after investigation, shall submit for approval of the governor and council his written recommendation as to the amount of funds required with facts pertinent thereto	$100,000

Civil Defense Agency.

0406–01	For the service of the civil defense agency, including not more than one hundred and nine permanent positions, as authorized by chapter six hundred and thirty-nine of the acts of nineteen hundred and fifty, as amended, and chapter five hundred and twenty-two of the acts of nineteen hundred and fifty-one, to be in addition to any federal funds available for the purposes of this item	$425,094

Item		
0406–05	For training and training supplies; provided, that expenditures from this item shall be contingent upon the prior approval of the proper federal authorities for reimbursement of fifty per cent of the amounts expended for the purposes of this item	$32,600
0406–07	For the purchase and installation of certain equipment to be allocated to the state civil defense program; provided, that expenditures from this item shall be contingent upon the prior approval of the proper federal authorities and shall be expended with at least an equivalent amount of federal grants for the purposes of this item	17,225
	Total	$474,919
	Total, Executive	$1,073,037

Military Division.

Notwithstanding the provisions of chapter thirty of the General Laws, certain military personnel in the military division may be paid salaries according to military pay grades, so called.

Adjutant General.

0420–02	For the salary of and the office of the adjutant general, including not more than thirty-six permanent positions	$267,234
	Militia:	
0421–00	For allowances to companies and other administrative units, to be expended under the direction of the adjutant general	185,000
0421–02	For officers' uniform allowances, as authorized by section eighty-seven of chapter thirty-three of the General Laws	72,000
0421–05	For compensation for special and miscellaneous duty, transportation of officers to and from military meetings and drills and expenses of camps of instruction, including not more than eight permanent positions	102,981
0421–14	For compensation for accidents and injuries sustained in the performance of military duty and for small claims for damages to private property	8,000
0421–17	For the military reservation, located in Barnstable county, including compensation of the commissioner	648
0421–21	For the service of the air national guard, including not more than one permanent position	15,445
0421–60	For the operation of the war records project, so called, including not more than ten permanent positions	50,000
0421–61	For expenses for maintaining headquarters in the state house of the department of Massachusetts, United Spanish War Veterans, with the approval of the department commander and the adjutant general	1,500
	Total	$702,808

State Quartermaster.

0423–01	For the office of the state quartermaster	$6,600
0423–02	For the operation of armories of the first class, including not more than one hundred and two permanent positions	943,765
	Militia:	
0424–01	For reimbursement for rent and maintenance of armories not of the first class	21,250
0424–02	For the Camp Curtis Guild rifle range, including not more than seven permanent positions	35,200
0424–05	For certain storage and maintenance facilities, including not more than twenty-eight permanent positions	126,000
0424–08	For certain national guard aviation facilities, including not more than ten permanent positions	45,200
	Total	$1,178,015

Armory Commission.

Item		
0428-01	For compensation of one member and for expenses of the commission	$222
	Total, Military Division	$1,881,045

Executive Office for Administration and Finance.

0441-01	For the office of the commissioner of administration, including not more than thirty-three permanent positions, to be in addition to any federal funds available for the purpose; provided, that the comptroller shall transfer to the General Fund the sum of one hundred and twenty-two thousand one hundred and seventy-five dollars from the Highway Fund.	$470,250
0441-04	For the personal expenses of the governor while living in the vicinity of Boston, with the approval of the commissioner of administration	10,000
	Total	$480,250

Fiscal Affairs Division.

0441-10	For the fiscal affairs division, including not more than one hundred and fifteen permanent positions, to be in addition to any federal funds available for the purpose; provided, that the comptroller shall transfer to the General Fund the sum of two hundred and eighty thousand nine hundred and fifty dollars from the Highway Fund . .	$961,500
0441-11	For the compensation and expenses of the personnel appeals board, as authorized by section fifty-five of chapter thirty of the General Laws, including not more than three permanent positions. .	8,250
0441-12	For the expenses of an in-service training program for engineering employees, as authorized by section twenty-eight A of chapter seven of the General Laws, to be in addition to any amounts paid by cities or towns for the purpose; provided, that the comptroller shall transfer to the General Fund the sum of fifty thousand dollars from the Highway Fund.	50,000
0441-13	For the bureau of hospital costs and finances, including not more than six permanent positions	53,130
0441-14	For other in-service training programs	50,000
	Total	$1,122,880

Central Services Division.

0441-20	For the central services division, including not more than four permanent positions, to be in addition to any federal funds available for the purpose	$44,300
0441-21	For the bureau of building construction, including not more than fifty-six permanent positions, to be in addition to any federal funds available for the purpose	823,800
0441-22	For the bureau of state buildings, and for the maintenance of the state house and the Ford building, including not more than one hundred and seventy-four permanent positions	1,303,660
0441-23	For the maintenance of the new state office building, including not more than fifty-nine permanent positions	920,428
0441-24	For the operation of certain central services and the new telephone system, including not more than twenty-four permanent positions	85,955
	Total	$3,178,143

Comptroller's Division.

0442-01	For the comptroller's division, including not more than one hundred and thirty-one permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of three hundred and five thousand six hundred and eight dollars from the Highway Fund .	$1,018,692

Item		
0442-21	For the design, development and installation of a coordinated, automated financial and information system for the comptroller's division and other state agencies; provided, that necessary consultant services may be furnished by an accredited accounting firm; appropriation expires June thirtieth, nineteen hundred and sixty-eight . .	$230,000
	Total	$1,248,692

Purchasing Agent's Division.

0444-01	For the purchasing agent's division, including not more than eighty-one permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of one hundred and fifty-five thousand six hundred and forty dollars from the Highway Fund. .	$518,800
0444-02	For the purchase of paper used in the execution of the contracts for printing, other than legislative	100,000
0444-03	For the operation of a central mailing room in the new state office building, including not more than four permanent positions . .	15,770
	Total	$634,570

The Group Insurance Commission.

0448-01	For administration of the group insurance program, including not more than thirty permanent positions	$268,505
0448-02	For the commonwealth's share of the group insurance premium; provided, that the group insurance commission shall charge the division of employment security and other departments, authorities, agencies and divisions which have federal or other funds allocated to them for this purpose for that portion of the cost of the program as it determines should be borne by such funds, and shall notify the comptroller of the amounts to be transferred, after similar determination, from the several state or other funds, and amounts received in payment of all such charges or such transfers shall be credited to the General Fund; provided, that notwithstanding the provisions of section twenty-six of chapter twenty-nine of the General Laws, the commission is hereby authorized to negotiate and execute contracts for group life and health insurance; and, provided further, that the contract shall provide benefits, when supplemented by benefits authorized by federal legislation, that will be comparable to those at present in effect, prior appropriation continued	5,940,000
0448-03	For the group insurance premium for certain retired employees and their dependents, as authorized by chapter six hundred and forty-seven of the acts of nineteen hundred and sixty-two and chapter four hundred and sixty-one of the acts of nineteen hundred and sixty-four; provided, that amounts received from cities, towns or districts, in accordance with the provisions of said chapters, are to be in addition to this item and to be available for expenditure without further appropriation, prior appropriation continued	85,000
	Total	$6,293,505

Rate Setting Board for Convalescent or Nursing Homes and Rest Homes.

0449-01	For expenses of the board, as authorized by chapter eight hundred and nine of the acts of nineteen hundred and sixty-three, including not more than eleven permanent positions	$120,240

Suggestion Awards Board.

0451-00	For awards to state employees to be granted as provided in section thirty-one A of chapter seven of the General Laws, prior appropriation continued.	

Board of Economic Advisors.

Item		
0452-01	For the service of the board of economic advisors, as authorized by chapter six hundred and forty-one of the acts of nineteen hundred and sixty-four, prior appropriation continued	$29,860
	Total, Executive Office for Administration and Finance	$13,108,140

Other Boards and Commissions serving under Governor and Council.

Commissioners on Uniform State Laws.

0457-01	For the expenses of the commissioners	$3,750

George Fingold Library.

0459-01	For the service of the library, including not more than thirty-one permanent positions	$222,940

Art Commission.

0460-01	For expenses of the commission, notwithstanding the limitation of section nineteen of chapter six of the General Laws . . .	$900

Ballot Law Commission.

0461-01	For compensation and expenses of the commissioners, including not more than three permanent positions	$4,550

Massachusetts Commission Against Discrimination.

0462-01	For the service of the commission, including not more than nineteen permanent positions	$165,179
0462-02	For a branch office to be located in the city of Springfield .	17,455
	Total	$182,634

State Racing Commission.

0463-01	For the service of the commission, including not more than eleven permanent positions; provided, that fees paid to veterinarians for services in connection with horse racing shall not exceed twenty-five dollars per diem, and in connection with dog racing shall not exceed twenty dollars per diem	$178,740

Records Conservation Board.

0464-01	For expenses of the records conservation board, as authorized by section forty-two of chapter thirty of the General Laws . .	$1,360

Commission on Aging.

0465-01	For expenses of the commission, to be in addition to any federal funds available for the purpose	$117,248

Mount Greylock Reservation Commission.

0466-01	For the maintenance of the Mount Greylock war memorial	$500

Old State House.

0467-01	For the contribution of the commonwealth toward the maintenance of the old provincial state house	$1,500

Alcoholic Beverages Control Commission.

0469-01	For the service of the commission, including not more than sixty-four permanent positions	$529,640

Contributory Retirement Appeal Board.

Item		
0471–01	For the service of the board	$100

Obscene Literature Control Commission.

0472–01	For expenses of the commission, as authorized by section one hundred and one of chapter six of the General Laws	$1,000

Mobile Homes Commission.

0473–01	For expenses of the commission, as authorized by section one hundred and eight of chapter six of the General Laws . .	$5,000

Metropolitan Area Planning Council.

0474–01	For expenses of the council, as authorized by section one hundred and fourteen of chapter six of the General Laws . . .	$107,000

Consumers' Council.

0475–01	For expenses of the council, as authorized by section one hundred and fifteen of chapter six of the General Laws, including not more than three permanent positions	$42,500

New England Board of Higher Education.

0476–01	For expenses of the board, and for compensation and expenses of the members, as provided by chapter five hundred and eighty-nine of the acts of nineteen hundred and fifty-four	$43,863
0476–02	For payments to medical or dental schools on acceptance of certain Massachusetts students, as authorized by chapter five hundred and eighty-nine of the acts of nineteen hundred and fifty-four .	175,000
	Total	$218,863

Finance Advisory Board.

0477–01	For expenses of the board	$100

Retirement Law Commission.

0478–01	For the expenses of the retirement law commission, as authorized by chapter six hundred and twenty-three of the acts of nineteen hundred and fifty-eight, including not more than two permanent positions	$55,701

Boxers' Fund Board.

0480–01	For the expenses of the board	$250

Soldiers' Home in Massachusetts.

0481–01	For the maintenance of the Soldiers' Home in Massachusetts, including not more than six hundred and eleven permanent positions	$4,027,475

Soldiers' Home in Holyoke.

0482–01	For the maintenance of the Soldiers' Home in Holyoke, including not more than two hundred and twenty-three permanent positions	$1,502,475

Commissioner of Veterans' Service.

0485–01	For personal services of the commissioner and deputies, including not more than three permanent positions	$31,090
0485–02	For the office of the commissioner, and for the administration of the veterans' bonus act, so called, including not more than eighty-seven permanent positions	538,550

Item		
0485-03	For the payment of annuities to certain disabled veterans, as authorized by sections six A to six C, inclusive, of chapter one hundred and fifteen of the General Laws	$136,000
	Total	$705,640

Massachusetts Aeronautics Commission.

0490-01	For the compensation and expenses of members of the commission, including not more than five permanent positions	$8,250
0490-02	For the service of the commission, including not more than ten permanent positions	113,693
0490-03	For the expense of establishing and maintaining air navigation facilities, as authorized by section thirty-nine A of chapter ninety of the General Laws	50,000
	Total	$171,943

Service Corps Commission.

0491-01	For the service of the service corps commission, prior appropriation continued	$432,550

Commission on Employment of the Handicapped.

0496-07	For expenses of the commission	$2,250

Massachusetts Rehabilitation Commission.

0497-01	For the service of the commission, including not more than one permanent position, prior appropriation continued	$1,663,500
	Total, Other Boards and Commissions serving under Governor and Council	$10,180,109

Secretary of the Commonwealth.

0501-01	For the salary of the secretary	$20,000
0501-02	For the office of the secretary, including not more than seventy-eight permanent positions	658,221
0501-03	For the processing of certain statistical data in the division of vital statistics	20,000
0501-04	For the expenses of the bureau of corporate organization and registration, including not more than thirteen permanent positions	120,991
0502-01	For the purchase of certain supplies, equipment and repairs necessary in connection with the reproduction of the manuscript collection designated "Massachusetts Archives", and for the furnishing of photostatic copies of corporation papers, election papers and acts and resolves	9,400
0502-02	For the purchase and distribution of copies of certain journals of the house of representatives of Massachusetts Bay from seventeen hundred and fifteen to seventeen hundred and eighty, inclusive, as authorized by chapter four hundred and thirteen of the acts of nineteen hundred and twenty, as amended	3,000
	Total	$831,612

Printing Laws, etc.

0503-01	For printing and distributing the pamphlet edition and for printing and binding the blue book edition of the acts and resolves of the year nineteen hundred and sixty-seven, prior appropriation continued	$52,500
0503-02	For the printing of reports of decisions of the supreme judicial court, prior appropriation continued	38,300
0503-03	For printing and binding public documents, prior appropriation continued	7,500
	Total	$98,300

Matters Relating to Elections.

Item		
0504-01	For preparing, printing and distributing ballots and other miscellaneous expenses for primary and other elections, including not more than six permanent positions, prior appropriation continued	$383,842
0504-04	For expenses of publication of lists of candidates and forms of questions before state elections	28,000
0504-07	For expenses of compiling and publishing information to voters, as required by section fifty-three of chapter fifty-four of the General Laws	159,125
	Total	$570,967

Commission on Interstate Co-operation.

0506-01	For the service of the commission, including not more than two permanent positions	$40,861

Massachusetts Historical Commission.

0507-01	For the service of the commission, including not more than one permanent position	$10,537
	Total, Department of the Secretary of the Commonwealth	$1,552,277

Treasurer and Receiver-General.

0601-01	For the salary of the treasurer and receiver-general	$20,000
0601-02	For the office of the treasurer and receiver-general, including not more than eighty-four permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of two hundred and forty-two thousand and fifty-four dollars from the Highway Fund	780,819
	Total	$800,819

Commissioners on Firemen's Relief.

0602-01	For expenses of administration and for relief disbursed by the commissioners on firemen's relief	$15,625

State Board of Retirement.

0604-01	For the administrative office of the board, including not more than thirty-seven permanent positions	$218,717
0604-03	For the payment of the commonwealth's share in financing the state employees' retirement system, as provided by chapter thirty-two of the General Laws, prior appropriation continued; provided, that the comptroller shall transfer to the General Fund the sum of two million two hundred and fifty thousand dollars from the Highway Fund and the sum of twenty-five thousand dollars from the Inland Fisheries and Game Fund; and, provided further, that the amounts of all reimbursements received on account of retirement allowances paid and all contributions received from the federal government, authorities, agencies of the commonwealth and political subdivisions thereof on account of the retirement of employees are to be in addition to this item and to be available for expenditure without further appropriation	15,000,000
0604-04	For the compensation of veterans who may be retired by the state board of retirement under the provisions of sections fifty-six to fifty-nine, inclusive, of chapter thirty-two of the General Laws, and under the provisions of chapter four hundred and ninety of the acts of nineteen hundred and sixty-one, and for the cost of medical examinations in connection therewith, and for the commonwealth's proportionate share of retirement allowances payable under chapter four hundred and sixty-five of the acts of nineteen hundred and fifty-six, as amended, to persons retired in accordance with the provisions of sections fifty-six to sixty, inclusive, of chapter thirty-two of the General Laws, and in accordance with the provisions of chapter four hundred and ninety of the acts of nineteen hundred and sixty-one; provided, that the comptroller	

Item		
	shall transfer to the General Fund the sum of nine hundred and fifty-seven thousand six hundred and sixty dollars from the Highway Fund	$4,353,000
0604-05	For payment of any claims, as authorized by sections eighty-nine and eighty-nine A of chapter thirty-two of the General Laws, for allowances to the families of certain employees killed or fatally injured in the discharge of their duties	12,660
0604-06	For the compensation of certain prison officers and instructors formerly in the service of the commonwealth, now retired	22,000
0604-07	For retirement allowances of certain employees formerly in the service of the administrative division of the metropolitan district commission; provided, that the comptroller shall transfer to the General Fund from the Highway Fund twenty-five per cent and from the Metropolitan District Commission Funds seventy-five per cent of the cost of payments made under this item; and, provided further, that the metropolitan district commission's share of this item shall be assessed by methods fixed by law	15,215
0604-08	For retirement allowances of certain veterans and police officers formerly in the service of the metropolitan district commission as provided by law; provided, that the comptroller shall transfer to the General Fund from the Highway Fund sixty per cent and from the Metropolitan District Commission Funds thirty-nine per cent of the cost of payments made under this item; and, provided further, that the metropolitan district commission's share of this item shall be assessed, as provided in section fifty-five of chapter ninety-two of the General Laws	588,000
0604-09	For retirement allowances of certain veterans formerly in the service of the metropolitan sewerage district, as provided by law; provided, that the comptroller shall transfer to the General Fund from the Metropolitan Sewerage District Funds the cost of payments made under this item	161,300
0604-10	For retirement allowances of certain veterans formerly in the service of the metropolitan water system, as provided by law; provided, that the comptroller shall transfer to the General Fund from the Metropolitan Water System Funds the cost of payments made under this item	372,400
0604-11	For annuities for widows of certain former members of the uniformed branch of the state police, as authorized by chapter five hundred and twenty-six of the acts of nineteen hundred and sixty-three; provided, that the comptroller shall transfer to the General Fund the sum of twenty thousand dollars from the Highway Fund	30,000
	Total	$20,773,232

Emergency Finance Board.

0605-01	For administrative expenses of the board, including not more than one permanent position	$21,375

World War and Spanish-American War Service.

0606-01	For making payments to soldiers in recognition of service during World War I and the Spanish War, as provided by law	$750
	Total, Department of the Treasurer and Receiver-General	$21,611,801

Auditor of the Commonwealth.

0701-01	For the salary of the auditor	$20,000
0701-02	For the office of the auditor, including not more than sixty-eight permanent positions; provided, that any expense incurred in the audit of the books of the Woods Hole, Martha's Vineyard and Nantucket Steamship Authority shall be reimbursed by said authority, as provided by law; and, provided further, that the comptroller shall transfer to the General Fund the sum of one hundred and eighty-six thousand one hundred and eighty-eight dollars from the Highway Fund	866,111
	Total, Department of the Auditor	$886,111

Department of the Attorney General.

Item		
0801–01	For the salary of the attorney general	$25,000
0801–02	For the office of the attorney general, including not more than forty-five permanent positions	902,710
0801–03	For the cost of providing certain legal assistance for the benefit of veterans, their wives and dependents	18,160
0802–01	For the settlement of certain claims, as provided by law, on account of damages by cars owned by the commonwealth and operated by state employees; provided, that the comptroller shall transfer to the General Fund from the appropriate funds sums equal to the payments made under this item for claims against agencies whose appropriations are derived from other funds	100,000
0802–02	For the settlement of certain small claims, as authorized by section three A of chapter twelve of the General Laws	8,000
	Total, Department of the Attorney General	$1,053,870

Department of Agriculture.

0901–01	For the salary of the commissioner	$11,000
0901–02	For the office of the commissioner, including not more than twenty-eight permanent positions	173,622
0901–11	For expenses of the board of agriculture	1,000
0901–21	For apiary inspection, including not more than one permanent position, and for the reimbursement of owners of diseased bees, as provided in section thirty-four of chapter one hundred and twenty-eight of the General Laws	8,916
	Total	$194,538

Division of Poultry and Poultry Products.

0903–01	For the service of the division of poultry and poultry products, including not more than six permanent positions	$43,942
0903–02	For matching certain federal funds allocated to the department for a program of quality improvement of the production and marketing of eggs	4,650
	Total	$48,592

Division of Dairying and Animal Husbandry.

0905–01	For the service of the division, including not more than five permanent positions	$36,770
0905–03	For administering the law relative to inspection of barns and dairies by the department of agriculture, including not more than fifteen permanent positions	103,879
0905–04	For matching certain federal funds allocated to the department for a program of quality improvement of dairy products	4,425
	Total	$145,074

Division of Milk Control.

0906–01	For the service of the division, including not more than thirty-four permanent positions	$216,478

Division of Livestock Disease Control.

0907–01	For the office of the director, including the administration of sections one hundred and thirty-nine C to one hundred and thirty-nine G, inclusive, of chapter ninety-four of the General Laws, and including not more than twenty-eight permanent positions	$256,854

Item		
0907-06	For travel, when allowed, of inspectors of animals, incidental expenses of killing and burial of animals, quarantine and emergency services, and for laboratory and veterinary supplies and equipment	$1,200
0907-07	For the reimbursement of owners of tubercular or brucellosis cattle killed, as authorized by sections twelve A and thirty-six G, respectively, of chapter one hundred and twenty-nine of the General Laws and in accordance with certain provisions of law and agreements made under authority of section thirty-three of said chapter one hundred and twenty-nine, prior appropriation continued.	
	Total	$258,054

Division of Markets.

0908-01	For the service of the division, including not more than eleven permanent positions	$112,650
0908-02	For matching federal funds in preparing certain crop survey reports	5,197
	Total	$117,847

Division of Plant Pest Control.

0909-01	For the service of the division, including not more than four permanent positions	$34,935

State Reclamation Board.

0910-01	For the service of the board, including not more than three permanent positions	$17,513
0910-21	For the control of the greenhead fly, as authorized by section twenty-four of chapter two hunded and fifty-two of the General Laws	6,500
	Total	$24,013
	Total, Department of Agriculture	$1,039,531

Department of Natural Resources.

1001-01	For the salary of the commissioner	$13,000
1001-02	For the office of the commissioner, including not more than thirty-five permanent positions; provided, that the position of "assistant to the commissioner (public access)" shall not be subject to the provisions of chapter thirty-one of the General Laws; and, provided further, that the comptroller shall transfer to the General Fund the sum of two thousand five hundred dollars from the Inland Fisheries and Game Fund	282,755
1001-04	For the expenses of the natural resources board	700
	Total	$296,455

Division of Forests and Parks.

1002-01	For the office of the director, including not more than thirteen permanent positions	$104,800
1002-12	For the service of the state fire warden, including not more than nineteen permanent positions, and for expenses of the Northeastern Forest Fire Protection Commission, and for compensation of commissioners, as authorized by chapter four hundred and fifty-seven of the acts of nineteen hundred and forty-nine	590,950
1002-14	For the expenses of forest fire patrol, including not more than ten permanent positions, as authorized by section twenty-eight A of chapter forty-eight of the General Laws	89,050
1002-21	For the development of forests, including not more than twenty-six permanent positions	200,750

Item		
1002-31	For the suppression of insect pests and shade tree diseases, including gypsy and brown tail moths and Japanese beetles under any general or special law, and including not more than thirty-three permanent positions	$205,264
1002-38	For the cost of an accelerated program of forest management on state forest lands, as authorized by chapter four hundred and eighty-six of the acts of nineteen hundred and sixty	62,044
1002-41	For a federal-state co-operative forest management program and for certain farm forestry projects in cooperation with the United States Forest Service and the counties of Berkshire, Essex and Hampshire, including not more than ten permanent positions; provided, that no expenditure shall be made under this item for farm forestry projects until the counties of Berkshire, Essex and Hampshire shall have deposited the sum of twenty-five per cent of the expenses of the said projects, as determined by the commissioner of natural resources, in the state treasury	123,820
	Total	$1,376,678
	Division of Law Enforcement.	
1003-00	For the service of the division, including not more than seventy permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of one hundred and forty-five thousand nine hundred and ninety-three dollars from the Inland Fisheries and Game Fund, the sum of one hundred and thirty-four thousand seven hundred and sixty-two dollars from the Marine Fisheries Fund and the sum of twenty-eight thousand and seventy-six dollars from the State Recreation Areas Fund	$561,510
	Division of Conservation Services.	
1005-01	For the services of the division, including not more than five permanent positions	$77,500
1005-02	For expenses for the committee for conservation	885
	Total	$78,385
	Division of Water Resources.	
1010-01	For the service of the division, including not more than eleven permanent positions, to be in addition to any federal or other funds available	$122,946
1010-02	For expenses of the Thames River Valley Flood Control Commission, as authorized by chapter six hundred and sixteen of the acts of nineteen hundred and fifty-seven	450
1010-03	For expenses of the Connecticut River Valley Flood Control Commission and for reimbursement for loss of taxes, as authorized by chapter six hundred and ninety-two of the acts of nineteen hundred and fifty-one	58,005
1010-04	For expenses of the Merrimack River Valley Flood Control Commission, as authorized by chapter six hundred and eight of the acts of nineteen hundred and fifty-six	82,450
1010-24	For certain studies, prior appropriation continued	25,000
1010-31	For the operation and maintenance of a certain flood control project in the town of New Marlborough	300
1010-32	For the operation and maintenance of flood control reservoirs on the Clam river watershed	4,000
1010-33	For the operation and maintenance of flood control reservoirs on the Quaboag river watershed	4,000
1010-35	For operation and maintenance of flood control reservoirs on the SuAsCo watershed	6,000
1010-36	For property surveys for establishment of flood plain limits in the Assabet and Chicopee river valleys	10,000
	Total	$313,151
	Total, Department of Natural Resources	$2,626,179

Department of Banking and Insurance.

Division of Banks.

Item		
1101-01	For the salary of the commissioner	$15,000
1101-02	For the office of the commissioner, including not more than two hundred and one permanent positions	1,640,000
1102-01	For the office of the supervisor of loan agencies, including not more than forty-one permanent positions	350,000
	Total	$2,005,000

Division of Insurance.

1103-01	For the salary of the commissioner	$15,000
1103-02	For the service of the division, including expenses of the board of appeal, and certain other costs of supervising motor vehicle liability insurance, and including not more than three hundred and five permanent positions; provided, that the positions of "area legal counsel" and "assistant area legal counsel" shall not be subject to the provisions of chapter thirty-one of the General Laws; and, provided further, that contracts or orders for the purchase of statement blanks for the making of annual reports to the commissioner of insurance shall not be subject to the restrictions prescribed by section one of chapter five of the General Laws; and, provided further, that the comptroller shall transfer to the General Fund the sum of four hundred and twenty-eight thousand one hundred and fifty-seven dollars from the Highway Fund	2,140,785
	Total	$2,155,785

Division of Savings Bank Life Insurance.

1105-01	For the service of the division, including not more than twenty-nine permanent positions	$208,880
	Total, Department of Banking and Insurance	$4,369,665

Department of Corporations and Taxation.

1201-01	For the salary of the commissioner and associate commissioners	$52,000
1201-02	For personal services of the department, except as otherwise provided, including not more than eight hundred and twenty-eight permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of three hundred and three thousand two hundred and fifty dollars from the Highway Fund, the sum of four hundred and fifty-four thousand eight hundred and seventy-five dollars from the receipts of the corporation tax, the sum of three million nine hundred and forty-two thousand two hundred and fifty dollars from the receipts of the income tax, and the sum of nine hundred thousand dollars from the Local Aid Fund, sales tax receipts	6,065,000
1201-03	For expenses of the department except as otherwise provided; provided, that the comptroller shall transfer to the General Fund the sum of forty-one thousand nine hundred and seventy-four dollars from the Highway Fund and one hundred and seventeen thousand five hundred and twenty-seven dollars from the receipts of the corporation tax	209,870
1201-52	For certain tax audits of foreign corporations	23,300
1202-02	For expenses of the income tax division; provided, that a sum equivalent to the payments under this item shall be transferred to the General Fund from the receipts of the income tax	1,028,890
	Total	$7,379,060

Division of Accounts.

Item		
1203-01	For the service of the division, including not more than one hundred and thirty-two permanent positions, partly chargeable to item 1203-11	$1,010,468
1203-11	For expenses of auditing and installing systems of municipal accounts, the cost of which is to be assessed upon the municipalities for which the work is done	92,200
1203-12	For the expenses of certain books, forms and other material which may be sold to cities and towns requiring the same for maintaining their system of accounts	78,000
1203-21	For the service of the county personnel board, including not more than six permanent positions	25,585
	Total	$1,206,253

Appellate Tax Board.

1204-01	For the service of the board, including not more than thirty permanent positions; provided, that the board is hereby authorized to prepare official transcripts of hearings at no net expense to the commonwealth and, in addition to the sums appropriated in this item, expend from the receipts therefor, without appropriation, income derived from the sale of such transcripts	$265,800
	Total, Department of Corporations and Taxation	$8,851,113

Department of Education.

Board of Education.

Board of Education and Commissioner's Office.

1301-11	For expenses of the members of the board of education	$3,000
1301-12	For the salary of the commissioner	27,500
1301-13	For the office of the commissioner, including not more than nine permanent positions; and for the commonwealth's share of the national council of state school officers	143,792
1301-14	For assistance to children of certain war veterans, prior appropriation continued, as authorized by section seven B of chapter sixty-nine of the General Laws and corresponding provisions of earlier laws	225,000
1301-34	Item 1301-34 of section two of chapter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby amended by adding at the end thereof the following: — including the cost of rental of quarters and the purchase and installation of furnishings and equipment, prior appropriation continued.	
1301-36	For the service of the advisory council on education established by chapter five hundred and seventy-two of the acts of nineteen hundred and sixty-five, prior appropriation continued.	
1302-15	For the payment of retirement assessments of teachers formerly in military or naval service, as authorized by section nine of chapter seven hundred and eight of the acts of nineteen hundred and forty-one, as amended	500

Division of Administration and Personnel.

1302-11	For the administration of the division of administration and personnel, including not more than twenty-seven permanent positions	$238,740
1302-12	For the expenses of the advisory commission on academically talented pupils, as authorized by section six C of chapter fifteen of the General Laws	1,500
1302-13	For the service of the state building on Newbury street, Boston, including not more than five permanent positions	51,147
1302-14	For the service of the bureau of teachers' retirement, including not more than thirty-four permanent positions	199,738

Division of Curriculum and Instruction.

Item		
1303–11	For the administration of the division of curriculum and instruction, including not more than fifty permanent positions	$506,807
1303–12	For the adult education and extended services program, including not more than fifty-eight permanent positions; provided, that the division may, in addition to the sums appropriated for the purpose in this item, expend from receipts, without appropriation, income derived from such courses as may be conducted at no net expense to the commonwealth to an amount not exceeding four hundred thousand dollars with the approval of the state board of education, to be in addition to any federal funds available for the purpose	326,700
1303–13	For the service of the library bureau, including not more than twenty-five permanent positions to be in addition to any federal funds available for the purpose	194,560
1303–14	For the training of teachers for vocational schools, to comply with the requirement of federal authorities under the provisions of the Smith-Hughes Act, so called, including not more than thirty-two permanent positions; provided, that such courses may be furnished free of charge to veterans, as authorized in sections seven and seven A of chapter sixty-nine of the General Laws	157,231
1303–15	For expenses of holding teachers' institutes	1,200
1303–16	For printing guides for school curricula	7,000
1303–17	For education of deaf, blind and aphasic pupils of the commonwealth, as provided by section twenty-six of chapter sixty-nine of the General Laws, prior appropriation continued	2,750,000
1303–18	For the expenses of certain emotionally disturbed children of the commonwealth, as provided by section forty-six I of chapter seventy-one of the General Laws, prior appropriation continued	4,500,000
1303–19	For a program of sight saving classes	2,000
1303–20	For expenses in connection with the establishment of special programs for certain disadvantaged children, as authorized by chapter six hundred and fifty of the acts of nineteen hundred and sixty-four, including the commonwealth's share of such programs established in local school systems, to be in addition to any federal or other funds available for the purpose	15,815
1303–21	For expenses in connection with the establishment of special programs for certain academically talented children, as authorized by chapter six hundred and fifty-one of the acts of nineteen hundred and sixty-four, including the commonwealth's share of such programs established in local school systems, to be in addition to any federal or other funds available for the purpose	15,449

Division of Research and Development.

1304–11	For the administration of the division of research and development, including not more than six permanent positions	$93,447

Division of School Facilities and Related Services.

1305–11	For the administration of the division of school facilities and related services	$30,565
1305–12	For the school building assistance bureau	100,917
1305–13	For the administration of the school lunch program, including not more than thirty-two permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of fifty thousand dollars from the school lunch distribution and salvage fund	225,483
1305–14	For partial assistance in the furnishing of lunches to school children, as authorized by chapter five hundred and thirty-eight of the acts of nineteen hundred and fifty-one, and, if necessary, for supplementing federal funds allocated for the special milk program; provided, that notwithstanding any provisions of law to the contrary, payments so authorized to be paid from state funds shall not exceed fifty per cent of the total reimbursement authorized by the national school lunch act, prior appropriation continued	500,000
1305–15	For printing school registers and other school blanks for cities and towns	8,500

Division of State and Federal Assistance.

Item

1306–11 For the administration of the division of state and federal assistance, including not more than four permanent positions . . . $75,475

1306–12 For matching, with the approval of the commissioner of administration, certain federal funds authorized to be accepted and disbursed by chapter six hundred and sixty-four of the acts of nineteen hundred and fifty-eight and allocated to the commonwealth under the provisions of Public Law 85–864; provided, that the department may use for matching such federal funds other state appropriated funds or any public or private funds that may be available, in addition to the amount made available by this item, prior appropriation continued 237,000

1306–13 For general administration and for instruction of the adult blind in their homes, including not more than one hundred and seven permanent positions 442,191

1306–14 For aiding the adult blind, subject to the conditions provided by law, including the cost of certain medical assistance and supplies, prior appropriation continued 2,933,000

1306–15 For expenses of administering and operating the service of piano tuning under section twenty-five of chapter sixty-nine of the General Laws 33,000

1306–16 For the operation of local shops, including not more than thirteen permanent positions; provided, that the wages paid under this item to blind workers, as provided by section fourteen of chapter sixty-nine of the General Laws, shall be increased by ten per cent beginning July first, nineteen hundred and sixty-six 303,640

1306–17 For the operation of the salesroom and other expenses in connection with the sales of materials made by blind persons, including not more than four permanent positions 48,030

1306–18 For the operation of the Cambridge industries for the blind, including not more than twelve permanent positions; provided, that the wages paid under this item to blind workers, as provided by section fourteen of chapter sixty-nine of the General Laws, shall be increased by ten per cent beginning July first, nineteen hundred and sixty-six . 556,713

1306–19 For certain payments to blind persons, as authorized by chapter six hundred and sixty-nine of the acts of nineteen hundred and fifty-seven 46,024

1306–20 For the promotion of vocational rehabilitation of the blind in cooperation with the federal government, prior appropriation continued 206,000

1306–21 For personal services of the surplus property agency, including not more than two permanent positions; provided, that a sum equivalent to the expenditures made under this item shall be transferred to the General Fund from the receipts of the surplus property agency, established by section fifty-five of chapter seventy-four of the General Laws 11,000

Board of Higher Education.

301–35 } The unexpended balance remaining in item 1301–35 of section two of chap-
1320–00 } ter eight hundred and twenty-four of the acts of nineteen hundred and sixty-five is hereby transferred and made available for the purposes of the following item:

1320–00 For the service of the board of higher education established by chapter five hundred and seventy-two of the acts of nineteen hundred and sixty-five.

1320–06 For administration, board of higher education, including not more than two permanent positions $57,545

1320–10 For expenses of administering a scholarship aid program . 15,281

1320–12 For scholarships, as authorized by section one hundred of chapter six of the General Laws, other than to students at the University of Massachusetts 150,000

1320–13 For scholarships, as authorized by section twenty-six of chapter fifteen of the General Laws, other than to students at the University of Massachusetts; provided, that notwithstanding the provisions of said section twenty-six, the board may grant scholarships equal to fifty per cent of the amount appropriated in this item to students enrolled in state colleges operated by the commonwealth 400,000

Item		
1320-14	For scholarships, as authorized by section seven D of chapter sixty-nine of the General Laws	$15,000
	Total	$637,826

Bureau of Immigration and Americanization.

1320-30	For the service of the bureau, including not more than seventeen permanent positions	$124,777
	Total, Board of Higher Education	$762,603

Board of Trustees of State Colleges.

For the administration, maintenance of and for certain improvements at state colleges and the boarding halls attached thereto and the Massachusetts maritime academy with the approval of the board of trustees:

1329-01	For administration, as authorized by section one of chapter seventy-three of the General Laws, including not more than fourteen permanent positions	$138,200
1329-02	For the program of continuing studies in the methods used in the art of teaching and related subjects and for the summer school in Hyannis or elsewhere, to be conducted by the board of trustees of state colleges, for graduates of state colleges or for such students or graduates of other colleges as may be approved by said board of trustees; provided, that such courses may be furnished free of charge to veterans, as authorized in sections seven and seven A of chapter sixty-nine of the General Laws; and, provided further, that said board of trustees may, in addition to the sums appropriated for the purpose in this item, expend from the receipts without appropriation, income derived from such courses as may be conducted at no net expense to the commonwealth to an amount not exceeding one million five hundred thousand dollars with the approval of said trustees	6,500
1329-03	For aid to certain pupils in state colleges, under the direction of the board of trustees	4,000
1329-05	For the purchase of scientific, technological, and other educational reference material for the libraries	200,000
1329-06	For the purchase of scientific, technological, and other educational reference material for the library at state college, Lowell, for a graduate program	75,000
1329-10	For a certain data processing program	62,000
1330-01	State college at Bridgewater, including not more than two hundred and six permanent positions	1,832,500
1330-21	State college at Bridgewater, boarding hall, including not more than thirty-eight permanent positions	318,500
1331-01	State college at Fitchburg, including not more than one hundred and sixty-three permanent positions; provided, that said college may expend a sum not to exceed sixty thousand dollars for the purpose of maintaining at said college a community college program, as authorized by chapter four hundred and seventy-seven of the acts of nineteen hundred and fifty-nine	1,513,289
1331-10	For scholarships, as authorized by section seven C of chapter sixty-nine of the General Laws	10,000
1331-21	State college at Fitchburg, boarding hall, including not more than nineteen permanent positions	222,800
1332-01	State college at Framingham, including not more than one hundred and thirty-three permanent positions	1,008,800
1332-21	State college at Framingham, boarding hall, including not more than thirty-seven permanent positions	288,000
1333-01	State college at Lowell, including not more than one hundred and thirty-eight permanent positions	1,008,900
1333-21	State college at Lowell, boarding hall, including not more than four permanent positions	25,200
1334-01	State college at North Adams, including not more than sixty-two permanent positions	501,150

Item		
1334-21	State college at North Adams, boarding hall, including not more than eight permanent positions	$53,740
1335-01	State college at Salem, including not more than two hundred and thirty-eight permanent positions	1,918,750
1335-05	For compensation of certain instruction personnel for the additional semester on account of the trimester program at the state college at Salem	30,000
1336-01	State college at Westfield, including not more than one hundred and thirty-two permanent positions	1,029,000
1336-21	State college at Westfield, boarding hall, including not more than nine permanent positions	51,200
1337-01	State college at Worcester, including not more than one hundred and forty-eight permanent positions	1,156,100
1338-01	State college at Boston, including not more than three hundred permanent positions	2,460,950
1338-05	For compensation of certain instruction personnel for the additional semester on account of the trimester program at the state college at Boston	180,000
1339-01	Massachusetts College of Art, including not more than fifty permanent positions	486,050
1340-01	Massachusetts maritime academy and ship, including not more than fifty-three permanent positions	598,302
	Total	$15,178,931

Lowell Technological Institute of Massachusetts.

1345-01	For the maintenance of the institute, with the approval of the trustees, including not more than three hundred and two permanent positions; provided, that said institute is hereby authorized to conduct a summer school at no expense to the commonwealth, and for said purpose the institute may receive and expend income derived therefrom	$3,014,500
1345-22	For a certain program designed to encourage students in the field of science	5,000
1345-25	For the purchase of scientific, technological, and other educational reference material for the library	50,000
1345-42	For scholarships, as authorized by section seventeen of chapter seventy-five A of the General Laws	20,000
	Total	$3,089,500

Southeastern Massachusetts Technological Institute.

1347-01	For the maintenance of the institute, with the approval of the trustees, as authorized by chapter seventy-five B of the General Laws and by chapter four hundred and ninety-five of the acts of nineteen hundred and sixty-four, including not more than two hundred and sixteen permanent positions; provided, that the institute is hereby authorized to conduct a summer school at no net expense to the commonwealth, and for said purpose the institute may receive and expend income derived therefrom	$2,186,000
1347-10	For scholarships, as authorized by section forty-six C of chapter seventy-four of the General Laws, with the approval of the trustees	12,500
1347-20	For the purchase of scientific, technological, and other educational reference material for the library	50,000
	Total	$2,248,500

University of Massachusetts.

1350-01	For the maintenance of the university, with the approval of the trustees, including not more than one thousand eight hundred and twenty-three permanent positions; provided, that the trustees may, in addition to the sums appropriated, receive and expend as university trust funds under section eleven of chapter seventy-five of the General Laws, at no net expense to the commonwealth, without appropriation, funds received from the operation of the boarding halls and from university	

Item		
	health services; and, provided further, that there shall be transferred from the receipts of said boarding halls the sum of two hundred and forty-five thousand dollars to the General Fund to meet the estimated cost of heat, light, power, rental of facilities at present available for the purpose and the estimated cost of certain employee fringe benefits to be furnished by the commonwealth; and, provided further, that the commonwealth shall furnish heat, light, power and necessary repairs in the infirmary building and pay the commonwealth's share of the cost of employee fringe benefits of the university health services trust fund; and, provided further, that the university health services trust fund shall furnish, without charge, health services required by law to be furnished at the university by the commonwealth . .	$24,528,500
1350-02	For the maintenance of the facilities of the university in the city of Boston, including not more than one hundred and fifty-one permanent positions; provided, that administrative expenses may be incurred for this operation, with the approval of the trustees, from amounts appropriated for the maintenance of the university at Amherst . . .	2,237,000
1350-21	For expenses in connection with research projects for which the commonwealth shall be fully reimbursed; provided, that on and after the effective date of this act the trustees may receive and expend, at no net expense to the commonwealth, funds for such research projects without further appropriation, prior appropriation continued.	
1350-35	For the entertainment of distinguished visitors to the campus of the university, with the approval of the board of trustees . .	1,000
1350-36	For the payment of the rental fee for the president's house, with the approval of the board of trustees	1,200
1350-38	For expenses of the medical school, including not more than seven permanent positions, prior appropriation continued . .	145,000
1350-41	For matching certain federal funds authorized for programs of assistance to higher education; provided, that there may be used for matching such federal funds any public or private funds that may be available, in addition to the amount made available by this item .	100,000
1350-50	For the purchase of scientific, technological and other educational reference material for the library at Amherst . . .	200,000
1350-51	For the purchase of scientific, technological and other educational reference material for the library at Boston	50,000
1350-70	For a senior internship program; provided, that any public or private funds received for this purpose shall reduce, by a like amount, the expenditures authorized from this item	35,000
1350-71	For a legislative internship program, to be in addition to any other funds available for the purpose	9,000
1350-96	For scholarships, as authorized by sections thirty-one and thirty-three of chapter seventy-five of the General Laws and for a work scholarship program with the approval of the board of trustees; provided, that any part of the sum appropriated by this item may be used for matching federal grants made under the National Defense Education Act of nineteen hundred and fifty-eight and other federal programs; and, provided further, that the comptroller shall transfer to the General Fund from the Agricultural Purposes Fund the sum of one hundred and fifty thousand dollars notwithstanding the limitation of said section thirty-three of chapter seventy-five	396,400
	Total	$27,703,100

Massachusetts Board of Regional Community Colleges.

1360-01	For administration of the program, as authorized by section twenty-seven of chapter fifteen of the General Laws, including not more than four permanent positions	$86,897
1360-10	For the purchase of scientific, technological and other educational reference material	100,000
1361-00	Massachusetts Bay community college, including not more than eighty-three permanent positions	867,680
1362-00	Northern Essex community college, including not more than fifty-eight permanent positions	489,600

Item		
1363–00	Cape Cod community college, including not more than thirty-nine permanent positions	$369,190
1364–00	Berkshire community college, including not more than fifty-two permanent positions	465,150
1365–00	Quinsigamond community college, including not more than sixty-nine permanent positions	539,250
1366–00	Greenfield community college, including not more than thirty-four permanent positions	316,354
1367–00	Holyoke community college, including not more than sixty-nine permanent positions	568,550
1368–00	Mount Wachusett community college, including not more than forty-three permanent positions	337,375
1369–00	Regional community college, south shore, including not more than twenty-four permanent positions	257,000
1369–01	For the cost of leasing educational facilities from the town of Abington to provide quarters for the regional community college, south shore; provided, that the town of Abington shall not be required to deduct the amount received on account of this item in determining reimbursable expenditures as required by paragraph C of section two of chapter seventy of the General Laws	30,000
1370–00	Regional community college, north shore, including not more than fifty-eight permanent positions	423,500
1371–00	Regional community college, west suburbia, including not more than two permanent positions	19,075
1372–00	Regional community college, southeastern Massachusetts, including not more than sixteen permanent positions	143,836
	Total	$5,013,457

Division of Youth Service.

1380–01	For the youth service board and for the administration of the division of youth service, including not more than ninety-four permanent positions	$1,567,000
	For the maintenance of and for certain improvements at the institutions within the division:	
1381–01	Industrial school for boys, including not more than one hundred and thirty-six permanent positions	$936,550
1382–01	Industrial school for girls, including not more than ninety-seven permanent positions	629,000
1383–01	Lyman school for boys, including not more than one hundred and fifty permanent positions	1,126,750
1384–01	For the operation of the Judge John J. Connelly youth center in the city of Boston, including not more than sixty-one permanent positions	476,700
1385–01	For the operation of the institute of juvenile guidance, including not more than fifty-four permanent positions	411,000
1386–01	For the operation of reception and detention facilities for girls in the city of Boston, including not more than thirty-three permanent positions	232,510
1387–01	For the operation of a detention center in Hampden county, including not more than nineteen permanent positions	139,922
1388–01	For the operation of a residential treatment unit for small boys in Oakdale, including not more than twenty-five permanent positions	219,500
1389–01	For the operation of a detention center in Worcester county, including not more than twenty permanent positions	148,570
1390–01	For the maintenance of Stephen L. French Youth Forestry Camp	96,640
	Total	$4,417,142
	Total, Division of Youth Service	$5,984,142
	Total, Department of Education	$75,198,897

Department of Civil Service and Registration.

Division of Civil Service.

Item		
1402-01	For the salary of the director and for the compensation of members of the commission	$57,000
1402-02	For the service of the division, including not more than two hundred and sixty-eight permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of two hundred and eighty-one thousand seven hundred and seventy dollars from the Highway Fund	1,878,464
1402-21	For expenses of hearings, as authorized by section forty-three of chapter thirty-one of the General Laws	7,500
	Total	$1,942,964

Division of Registration.

1403-01	For the salary of the director	$8,000
1403-02	For the service of the division, including not more than sixty-six permanent positions	536,752
	Total	$544,752

For the service of the following agencies in the division:

1404-01	Board of registration in medicine, including not more than seven permanent positions	$12,575
1405-01	Board of dental examiners, including not more than five permanent positions	7,125
1406-01	Board of registration in chiropody, including not more than five permanent positions, notwithstanding the limitations of section twelve C of chapter thirteen of the General Laws	3,400
1407-01	Board of registration in pharmacy, including not more than nine permanent positions	44,010
1408-01	Board of registration of nurses, including not more than twelve permanent positions	8,000
1409-01	Board of registration in embalming and funeral directing, including not more than five permanent positions	13,125
1410-01	Board of registration in optometry, including not more than five permanent positions	3,750
1411-01	Board of registration in veterinary medicine, including not more than five permanent positions	3,630
1412-01	Board of registration of professional engineers and land surveyors	24,700
1413-01	Board of registration of architects, including not more than five permanent positions	6,350
1415-01	Board of public accountancy, including not more than nine permanent positions	47,550
1416-01	State examiners of electricians, including not more than two permanent positions	10,000
1417-01	State examiners of plumbers, including not more than three permanent positions	9,450
1418-01	Board of registration of real estate brokers and salesmen, including not more than twenty-seven permanent positions; provided, that persons employed under this item shall not be subject to the civil service law and rules	240,300
1419-01	Board of registration of electrologists, including not more than three permanent postitions	2,475
1420-01	Board of registration of barbers, including not more than ten permanent positions	60,782
1421-01	Board of registration of hairdressers, including not more than eighteen permanent positions	114,900
1422-01	Board of registration of dispensing opticians, including not more than five permanent positions	1,375

Item		
1424-01	Board of registration of sanitarians, including not more than four permanent positions	$1,500
1425-01	Board of registration of radio and television technicians, including not more than seven permanent positions	7,700
	Total	$622,697
	Total, Department of Civil Service and Registration	$3,110,413

Department of Commerce and Development.

1501-01	For the service of the department, including not more than one hundred and twenty-six permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of three hundred and ten thousand dollars from the Tourism and Industrial Promotion Fund; and, provided further, that section twenty-five of chapter thirty of the General Laws shall not apply to payments made for the expenses of the New York office	$1,490,107
1501-02	For the promotion of vacation travel within the commonwealth; provided, that no salaries or expenses of employees shall be chargeable to this item; and, provided further, that the comptroller shall transfer to the General Fund a sum equivalent to this appropriation from the Tourism and Industrial Promotion Fund, prior appropriation continued	405,000
1501-03	For the promotion of industry within the commonwealth; provided, that no salaries or expenses of employees shall be chargeable to this item; and, provided further, that the comptroller shall transfer to the General Fund a sum equivalent to this appropriation from the Tourism and Industrial Promotion Fund, prior appropriation continued	230,000
	Total, Department of Commerce	$2,125,107

Department of Labor and Industries.

1601-01	For general administration and for the division of employment of older workers, including not more than fourteen permanent positions	$133,178
1603-01	For the division of industrial safety, including not more than seventy-three permanent positions	569,601
1605-01	For the division of occupational hygiene, including not more than fifteen permanent positions	128,805
1607-01	For the division of statistics, including not more than thirty-four permanent positions	193,350
1609-01	For administration of the division on necessaries of life, including not more than five permanent positions	34,816
1609-05	For administration, by said division, of sections two hundred and ninety-five A to two hundred and ninety-five O, inclusive, of chapter ninety-four of the General Laws, relating to the advertising and sale of motor fuel at retail, including not more than twelve permanent positions	91,867
1611-01	For the board of conciliation and arbitration, including not more than fifteen permanent positions	155,150
1613-01	For the commission on minimum wage and for expenses of wage boards, including not more than thirty-four permanent positions	195,485
1615-01	For the division of standards, including not more than twenty-one permanent positions	170,251
	Total	$1,672,503

Division of Apprentice Training.

1620-01	For the service of the division, including not more than thirty-six permanent positions; provided, that all of the positions of this division, with the exception of the head clerk, shall not be subject to chapter thirty-one of the General Laws	$223,070

Labor Relations Commission.

Item		
1630-01	For the service of the commission, including not more than twenty-one permanent positions	$172,030

Health, Welfare and Retirement Trust Funds Board.

1640-01	For the service of the board, as authorized by sections ten E and ten F of chapter twenty-three of the General Laws, including not more than twenty-eight permanent positions	$206,666

Division of Industrial Accidents.

1651-01	For personal services of members of the board, including not more than twelve permanent positions	$181,000
1651-02	For the service of the board and for clerical and other assistance for the industrial accident rehabilitation board, including not more than one hundred and seventy-four permanent positions	973,765
1651-05	For expenses of impartial examinations, prior appropriation continued	38,000
1651-06	For the compensation of certain public employees for injuries sustained in the course of their employment, as provided by section sixty-nine of chapter one hundred and fifty-two of the General Laws, prior appropriation continued; provided, that the comptroller shall transfer to the General Fund the sum of four hundred and sixty-nine thousand dollars from the Highway Fund	1,340,000
	Total	$2,532,765

Division of Self-Insurance.

1651-21	For the service of the division, including not more than six permanent positions	$42,513

Industrial Accident Rehabilitation Board.

1652-01	For the service of the board, including not more than six permanent positions	16,083
	Total, Department of Labor and Industries	$4,865,630

Department of Mental Health.

1701-01	For the salary of the commissioner	$23,000
1701-02	For administration, the boarding out of children, as provided in chapter one hundred and twenty-three of the General Laws, with the consent of the parents or guardians, and for the transportation and medical examination of patients and certain feeble-minded persons, including not more than two hundred and twenty-six permanent positions; provided, that any part of the sum appropriated in this item may be used for matching any federal grants available for this purpose	2,946,909
1701-03	For the service of the division of mental hygiene, including not more than two hundred and ninety-five permanent positions	3,401,379
1701-04	For the service of the division of legal medicine, including not more than eighty-eight permanent positions	1,155,351
1701-30	North Reading rehabilitation center, including not more than seventy-three permanent positions	480,222
1701-40	Hathorne state school, including not more than ninety-five permanent positions	664,500
1701-50	Lowell mental health center, including not more than one hundred and ten permanent positions; provided, that any federal funds available for this purpose, when received, shall be credited to the General Fund	691,195
	Total	$9,362,556

For the maintenance of and for certain improvements at the following institutions under the control of the department of mental health:

Item		
1710-00	Massachusetts mental health center, including not more than two hundred and ninety-six permanent positions	$2,070,168
1711-00	Boston state hospital, including not more than one thousand one hundred and fifteen permanent positions	7,043,000
1712-00	Danvers state hospital, including not more than eight hundred and forty-seven permanent positions	5,300,153
1713-00	Foxborough state hospital, including not more than five hundred and sixty-one permanent positions	3,485,399
1714-00	Gardner state hospital, including not more than five hundred and eleven permanent positions	3,225,466
1715-00	Grafton state hospital, including not more than five hundred and eighty permanent positions	3,527,471
1716-00	Medfield state hospital, including not more than six hundred and seventy-three permanent positions	3,978,975
1717-00	Metropolitan state hospital, including not more than seven hundred and forty-five permanent positions	4,762,510
1718-00	Northampton state hospital, including not more than seven hundred and fifty-one permanent positions	4,767,487
1719-00	Taunton state hospital, including not more than seven hundred and twelve permanent positions	4,909,015
1720-00	Westborough state hospital, including not more than eight hundred and eight permanent positions	4,537,320
1721-00	Worcester state hospital, including not more than one thousand and fifty permanent positions	6,045,680
1722-00	Monson state hospital, including not more than seven hundred and fifty-six permanent positions	3,692,340
1723-00	Belchertown state school, including not more than five hundred and eighty-nine permanent positions	3,595,100
1724-00	Walter E. Fernald state school, including not more than nine hundred and sixty-nine permanent positions	6,175,740
1725-00	Wrentham state school, including not more than six hundred and forty-nine permanent positions	4,843,030
1726-00	Paul A. Dever state school, including not more than six hundred and twenty-six permanent positions	4,524,390
1727-00	Cushing hospital, including not more than six hundred and eighty permanent positions	3,536,512
	Total	$80,019,756
	Total, Department of Mental Health	$89,382,312

Department of Correction.

1801-01	For the salary of the commissioner	$18,000
1801-02	For administration, including not more than sixty-four permanent positions; provided, that the persons employed under the division of classification of prisoners shall not be subject to the civil service law and rules; and, provided further, that notwithstanding any provision of the law to the contrary, the director of civil service shall certify to the commissioner of correction, on receipt of permanent requisitions, names of correction officers to fill permanent vacancies, and the salary of these employees during the period of official training shall be paid from this item	567,475
	Total	$585,475

For the maintenance of and for certain improvements at the following institutions under the control of the department of correction:

1810-01	Correctional institution at Bridgewater, including not more than five hundred and sixty-three permanent positions	$4,833,895
1812-01	Correctional institution at Walpole, including not more than three hundred and seven permanent positions	2,471,300

Item		
1812-02	Correctional institution at Walpole, industries, including not more than thirty-one permanent positions; provided, that the commissioner of correction shall determine the cost of the manufacture of motor vehicle registration plates and certify to the comptroller the amounts to be transferred therefor from the Highway Fund to the General Fund	$626,200
1814-01	Correctional institution at Concord, including not more than two hundred and forty-nine permanent positions	2,003,850
1814-02	Correctional institution at Concord, industries, including not more than fifteen permanent positions	320,705
1816-01	Correctional institution at Framingham, including not more than one hundred and thirty-five permanent positions	1,119,975
1816-02	Correctional institution at Framingham, industries, including not more than ten permanent positions	230,225
1818-01	Correctional institution at Norfolk, including not more than two hundred and sixty-three permanent positions	2,428,630
1818-02	Correctional institution at Norfolk, industries, including not more than thirty permanent positions	556,010
1820-01	For the operation of correctional institution camps, including not more than thirty-six permanent positions	471,085
	Total	$15,061,875

Parole Board.

1830-01	For the service of the board, including not more than ninety-three permanent positions; provided, that the position of employment officer, parole board, shall not be subject to the provisions of chapter thirty-one of the General Laws	$686,800
	Total, Department of Correction	$16,334,150

Department of Public Welfare.

1901-01	For the salary of the commissioner	$18,000
1901-03	For the office of the commissioner and expenses of the department, including the administration of a program for medical assistance for the aged, as authorized by chapter one hundred and eighteen A of the General Laws, and including not more than six hundred and fifty-five permanent positions	4,407,535
1901-04	For payments on account of permanent and total disability assistance made in accordance with section three of chapter one hundred and eighteen D of the General Laws	29,700
1901-06	For payments on account of old age assistance grants made in accordance with section thirty-two of chapter one hundred and eighteen A of the General Laws	56,700
1906-04	For the care and maintenance of children under the jurisdiction of the division of child guardianship, prior appropriation continued	7,503,500
	Total, Department of Public Welfare	$12,015,435

Department of Public Health.

Bureau of Administration.

2001-01	For the salary of the commissioner	$23,000
2001-02	For the service of the bureau of administration, including not more than fifty-three permanent positions	414,610
2001-03	For a poliomyelitis vaccine program, for the purchase of poliomyelitis vaccine and for the development of programs for the administration of poliomyelitis vaccine, to be expended either with or without grants or contributions from public or private agencies; provided, that such grants or contributions may be expended without appropriation; and, provided further, that the commissioner shall present a report to the general court on or before the first Wednesday in January, nineteen hundred and sixty-seven, prior appropriation continued	225,000

Item		
2001-04	For the expenses of certain research in connection with a health program for children and youth, to be in addition to any federal funds available for the purpose	$6,328
2001-05	For a measles vaccine program	250,000
	Total	$918,938

Bureau of Environmental Sanitation.

2002-01	For the service of the bureau, including not more than eighty-one permanent positions	$747,700
2002-04	For the service of the air pollution control district, as authorized by section one hundred and forty-two B of chapter one hundred and eleven of the General Laws, including not more than nine permanent positions; provided, that the commissioner of public health shall certify the amounts to be assessed by the state treasurer upon the several cities and towns in the district in accordance with the provisions of said section one hundred and forty-two B	57,900
2002-53	For certain improvements, along the Merrimack river, as authorized by chapter five hundred and eighty-seven of the acts of nineteen hundred and sixty-three, prior appropriation continued.	
2002-54	For certain improvements at Lake Makeenac in the town of Stockbridge, as authorized by chapter four hundred and forty-two of the acts of nineteen hundred and sixty-four, prior appropriation continued.	
2002-57	For an investigation and study relative to the sanitary conditions of the waters and shores in Manchester, Beverly, Salem, Lynn and Marblehead, as authorized by chapter ninety-six of the resolves of nineteen hundred and sixty-four, prior appropriation continued.	
2002-58	For the removal of weeds at Hoosac lake, Lake Whitehall, Peters pond, Oldham pond and Lake Nipmuc, Forest lake and Pierpont pond, in accordance with the provisions of chapter four hundred and ninety-eight of the acts of nineteen hundred and sixty-one; provided, that the sum of fifty-one thousand dollars shall be transferred to the General Fund from the Recreational Boating Fund; to be in addition to any other public funds available for the purpose	51,000
	Total	$856,600

Bureau of Chronic Disease Control.

2003-02	For the service of the division of communicable and venereal diseases, including not more than twenty-three permanent positions	$540,863
2003-03	For the service of the division of alcoholism, including not more than eleven permanent positions	650,129
2003-04	For the service of the division of adult health, including not more than fourteen permanent positions	392,438
2003-05	For the service of the division of nursing home facilities, including not more than fourteen permanent positions	308,494
2003-06	For the service of the division of dental health, including not more than twelve permanent positions	104,479
	Total	$1,996,403

Bureau of Health Services.

2004-01	For the service of the bureau, including not more than sixty-one permanent positions	$1,017,494

Bureau of Hospital Facilities.

2005-01	For the service of the bureau, including not more than eighteen permanent positions	$145,021

Bureau of Tuberculosis and Institutions.

Item		
2006-01	For the service of the bureau, including such payments for hospital care of tubercular patients as may be contracted for by the commissioner of public health, and for the commonwealth's share of the operation of certain tuberculosis clinics, including not more than thirty-eight permanent positions	$5,312,400

Institute of Laboratories.

2007-01	For the service of the institute, including not more than one hundred and fifty permanent positions	$1,074,850

Bureau of Consumer Products Protection.

2008-01	For the service of the bureau, including not more than sixty-nine permanent positions	$587,930
2008-02	For the service of the pesticide board, as authorized by section nine A of chapter seventeen of the General Laws	18,670
	Total	$606,600

For the maintenance of and for certain improvements at the following institutions under the control of the department of public health:

2021-00	Tewksbury hospital, including not more than seven hundred and ninety-five permanent positions	$5,018,550
2022-00	Lakeville hospital, including not more than three hundred and nineteen permanent positions	1,923,700
2023-00	Rutland heights hospital, including not more than three hundred and forty-three permanent positions	1,902,500
2025-00	Western Massachusetts hospital, including not more than two hundred and ninety-four permanent positions	1,907,400
2026-00	Lemuel Shattuck hospital, including not more than eight hundred and thirty permanent positions	5,296,000
2026-50	For a research program of chronic hepatitis and related diseases, to be in addition to any federal or other funds available	47,000
2027-00	Massachusetts hospital school, including not more than two hundred and ninety-two permanent positions	1,612,275
2031-00	Pondville hospital, including not more than two hundred and seventy-nine permanent positions	2,044,600
2031-50	For the expenses of a cancer research project	28,015
	Total	$19,780,040

New England Interstate Water Pollution Control Commission.

2040-01	For expenses of the New England interstate water pollution control commission, as authorized by chapter four hundred and twenty-one of the acts of nineteen hundred and forty-seven, and for compensation and expenses of the commissioners, as provided by section four of said chapter	$9,800

Drug Addiction Rehabilitation Board.

2090-01	For expenses of the board, as authorized by section twelve of chapter seventeen of the General Laws, including not more than four permanent positions	$252,459
	Total, Department of Public Health	$31,970,605

Department of Public Safety.

2101-01	For the salary of the commissioner	$16,000
2101-02	For certain administrative expenses of the department, including not more than one hundred and three permanent positions	723,076

Item		
2103–01	For the fire prevention service, including not more than twenty-five permanent positions	$258,450
2104–01	For the service of the division of inspection, except as otherwise provided, including not more than seventy-nine permanent positions; provided, that the position of "examiner of elevator operators" shall not be subject to the provisions of chapter thirty-one of the General Laws	783,085
2104–31	For the board of boiler rules, including not more than four permanent positions	1,800
	Total	$1,782,411

State Boxing Commission.

2105–11	For the service of the commission, including not more than six permanent positions	$32,624

Board of Standards.

2106–01	For the service of the board, including not more than seven permanent positions	$6,250

Board of Elevator Regulations.

2107–01	For the service of the board, including not more than seven permanent positions	$6,200

Board of Fire Prevention Regulations.

2108–01	For the service of the board, including not more than eight permanent positions	$6,500

Division of Subversive Activities.

2109–01	For the service of the division, including not more than five permanent positions	$38,007

Board of Schoolhouse Structural Standards.

2110–01	For the service of the board, as authorized by chapter six hundred and seventy-five of the acts of nineteen hundred and fifty-five, as amended	$1,750

Board of Examiners of Elevator Constructors, Maintenance Men and Repairmen.

2111–01	For the service of the board, including not more than one permanent position, as authorized by section seventy-one A of chapter one hundred and forty-three of the General Laws	$1,200

Board of Elevator Appeals.

2112–01	For expenses of the board, including not more than six permanent positions, as authorized by section eleven A of chapter twenty-two of the General Laws	$2,100
	Total, Department of Public Safety	$1,877,042

Department of Public Works.

For the salaries of all officers and employees of the department engaged in projects or activities authorized by bond issue or otherwise shall be charged for the nineteen hundred and sixty-seven fiscal year in full to appropriations authorized under this heading in this act:

Division of Waterways.

2202–03	For administration, including not more than sixty-five permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of sixteen thousand seven hundred and fifty dollars from the Public Access Fund	$708,682

Item		
2202–06	For the maintenance and repair of property in the town of Plymouth, including not more than two permanent positions	$10,998
2202–07	For the operation and maintenance of the New Bedford state pier, including not more than one permanent position	24,220
2202–10	For the construction of a sea wall, as authorized by chapter five hundred and thirty-six of the acts of nineteen hundred and sixty-three, prior appropriation continued.	
2202–22	For engineering studies of projects for the dredging of certain brooks in the town of Bedford, as authorized by chapter six hundred and twenty of the acts of nineteen hundred and forty-nine, prior appropriation continued.	
	Total	$743,900

Outdoor Advertising Division.

2230–01	For the service of the division, including not more than eleven permanent positions	$72,292

Government Center Commission.

2280–01	For expenses of the commission, as authorized by chapter six hundred and thirty-five of the acts of nineteen hundred and sixty	$132,850
	Total, Department of Public Works	$949,042

Department of Public Utilities.

2301–01	For personal services of the commissioners, including not more than seven permanent positions	$84,000
2301–02	For administration, including not more than seventy-two permanent positions	543,000
2301–09	For hearings and special investigations; provided, that no salaries or expenses of permanent employees shall be chargeable to this item, prior appropriation continued	20,000
	Total	$647,000

Commercial Motor Vehicle Division.

2304–01	For the service of the division, including not more than thirty-two permanent positions	$245,303

Securities Division.

2308–01	For the service of the division, including not more than nine permanent positions	$59,465

Gas Fitting Regulations Board.

2370–02	For administration of the program of regulating the installation of gas fittings in buildings, as authorized by section twelve J of chapter twenty-five of the General Laws, including not more than one permanent position	$29,110
	Total, Department of Public Utilities	$980,878

Annuities and Payments.

2405–01	For the payment of certain annuities and pensions of soldiers and others under the provisions of certain acts and resolves	$11,100
	Total, Annuities and Payments	$11,100

Miscellaneous.

Item		
2420-02	For the payment, with the approval of the comptroller, of expenses of prior fiscal years for which no funds are available in the current fiscal year; provided, that such payments are otherwise authorized by law	$25,000
2420-06	For the payment to claimants, as authorized by section one hundred and forty-nine D of chapter one hundred and seventy-five of the General Laws and for reimbursement of other persons for funds previously deposited in the treasury of the commonwealth and escheated to the commonwealth	5,000
2420-08	For the payment of claims for unpaid checks, with the approval of the state treasurer and certification by him to the comptroller of the amount due, where payment has otherwise been prevented as a result of the application of section thirty-two of chapter twenty-nine of the General Laws	1,500
2445-02	For a reserve to meet the cost of certain salary adjustments authorized by chapter two hundred and ten of the acts of the current year, and for certain other salary adjustments, said adjustments on an individual basis not to exceed ten per cent of the salary in effect on June thirtieth, nineteen hundred and sixty-six; provided, that the governor, upon the recommendation of the commissioner of administration, is hereby authorized to transfer from the sum appropriated in this item to other items of appropriation for the fiscal year nineteen hundred and sixty-seven which are available, in whole or in part, for personal services, such amounts as are necessary to meet the cost of said adjustments, to be in addition to amounts otherwise appropriated for said services in appropriations authorized for said fiscal year. The governor, upon recommendation of the commissioner of administration, is further authorized to allocate the amount of such transfers to the several state or other funds to which such items of appropriation are charged	10,000,000
2445-03	For a reserve to meet the cost of merit increases for the professional staff at the university of Massachusetts, the technological institutes, the state colleges, the Massachusetts college of art, the Massachusetts maritime academy and the regional community colleges; provided, that the comptroller, upon the recommendation of the budget director, is hereby authorized to transfer from the sum appropriated in this item to other items of appropriation for the fiscal year nineteen hundred and sixty-seven which are available, in whole or in part, for personal services, such amounts as are necessary to meet the cost of said increases, to be in addition to amounts otherwise appropriated for said fiscal year; and, provided further, that such transfer shall be limited to an amount not to exceed five per cent of the total professional payroll for the period for which the merit increases are granted, as certified by the employing authority of each institution of higher education and approved by the board of higher education	1,052,810
	Total, Miscellaneous	$11,084,310

DEBT SERVICE APPROPRIATIONS.

Interest and Redemption of Debt.

2810-00	For the payment of interest on the direct debt of the commonwealth, to be in addition to the amount appropriated in item 2981-00, prior appropriation continued	$11,175,700
2820-00	For certain serial bonds maturing, to be in addition to the amount appropriated in item 2982-00, prior appropriation continued	23,928,200
	Total, Interest and Redemption of Debt	$35,103,900
	TOTAL, GENERAL FUND	$365,776,729

HIGHWAY FUND.

STATE PURPOSES APPROPRIATIONS.

Department of Public Works.

Highway Activities.

The salaries of all officers and employees of the department engaged in projects or activities relating to highways shall be charged for the nineteen hundred and sixty-seven fiscal year in full to appropriations providing for personal services authorized under the heading of "Highway Activities" in this act:

Administrative and Engineering Expenses.

Item		
2910–01	For the salaries of the commissioner and the associate commissioners, including not more than five permanent positions; provided, that the comptroller shall transfer to the Highway Fund the sum of eighteen thousand dollars from the General Fund	$92,000
2910–02	For the operation and maintenance of the public works building, including not more than eighty-three permanent positions; provided, that the comptroller shall transfer to the Highway Fund the sum of seventy-one thousand seven hundred and sixty dollars from the General Fund, the sum of four thousand two hundred and nine dollars from the Recreational Boating Fund, and the sum of two thousand one hundred and forty-eight dollars from the State Recreation Areas Fund	580,580
2910–03	For telephone service in the public works building; provided, that the comptroller shall transfer to the Highway Fund the sum of four thousand nine hundred and eighty dollars from the General Fund, the sum of one thousand five hundred and sixty dollars from the State Recreation Areas Fund, and the sum of two thousand one hundred and sixty dollars from the Recreational Boating Fund	100,000
2910–04	For the purchase of all administrative and engineering equipment; provided, that expenditures under this item shall be based upon a schedule approved by the joint committee on ways and means, a copy of which shall be deposited with the budget director, and shall be expended according to the priority order of such schedule, unless exceptions are approved by the commissioner of administration on written application of the commissioner of public works, appropriation expires June thirtieth, nineteen hundred and sixty-eight	300,000
2910–10	For certain administrative and engineering expenses of the commission, the office of the public works commissioner, and the divisions of administrative services, highway engineering, highway maintenance, highway construction and the district and other highway activity offices	2,064,500
2910–20	For the compensation of former employees of the department of public works, now retired, as authorized by chapter four hundred and three of the acts of nineteen hundred and forty-eight, as amended by chapter four hundred and forty-one of the acts of nineteen hundred and fifty-three	12,947
2910–90	For the payment of damages caused by defects in state highways for which the commonwealth is liable under the provisions of section eighteen of chapter eighty-one of the General Laws, with the approval of the attorney general	3,000
	Total	$3,153,027

Maintenance and Operation of State Highways and Bridges.

Appropriations under this heading may be expended for traffic safety and control on certain city or town ways:

2920–01	For the expenses of snow and ice control, including the removal of sand and other incidental expenses in connection therewith, and including the cost of sand and chemicals	$4,512,600

Item		
2920–02	For expenses in connection with traffic line painting, including the cost of materials	$377,600
2920–03	For the purchase of materials and supplies for the maintenance and operation of state highways and bridges, excluding those specifically provided for in items 2920–01 and 2920–02	1,968,000
2920–04	For the purchase of all equipment to be used directly for the maintenance and operation of state highways and bridges; provided, that expenditures under this item shall be based upon a schedule approved by the joint committee on ways and means, a copy of which shall be deposited with the budget director, and shall be expended according to the priority order of such schedule, unless exceptions are approved by the commissioner of administration on written application of the commissioner of public works, appropriation expires June thirtieth, nineteen hundred and sixty-eight	2,000,000
2920–10	For the maintenance and operation of state highways and bridges	2,245,500
	Total	$11,103,700

Personal Services.

2930–01	For all personal services of employees for all projects and activities relating to highways, except for services provided for in items 2910–01 and 2910–02 of this act, including not more than four thousand four hundred and forty-six permanent positions	$34,300,000

Construction, Reconstruction and Betterments of State Highways and Bridges.

The following appropriations are for the costs of projects which come within the purposes of appropriations for the accelerated highway program and are to be in addition to sums appropriated therefor:

2940–21	For the modernizing of the traffic signal system	$500,000
2940–33	For resurfacing existing state highways with not less than three quarter inch of bituminous bound aggregate	2,000,000
2940–34	For projects for improving state highways and through routes, including construction and reconstruction; provided, that upon agreement with city or town officials, construction of needed improvements on other through routes not designated as state highways may be undertaken without acceptance by the commonwealth of responsibility for maintenance; and, provided further, that any portion of the sum appropriated herein may be used in conjunction with city or town funds	1,000,000
2940–35	For improvements to, and reconstruction of, state highway and other bridges; provided, that sums herein appropriated may be used upon agreement with city or town officials in conjunction with city or town funds without acceptance by the commonwealth of responsibility for maintenance	1,250,000
2940–36	For improvements to traffic safety and traffic control other than projects for the modernization of the traffic signal system	250,000
2940–37	For the cost of improvements on state highways	500,000
	Total, Department of Public Works	$54,056,727

Registry of Motor Vehicles.

2970–01	For the service of the registry, including not more than one thousand and seventy-eight permanent positions; provided, that the position of administrative assistant to the registrar of motor vehicles and legislative assistant, R.M.V., shall not be subject to the civil service law and rules	$7,686,250
2970–02	For the installation and operation of a mechanization program for the recording of applications for the registration of motor vehicles and operators' licenses and the processing of the motor vehicle excise tax, including not more than twenty-eight permanent positions	584,228

Item		
2970–04	For the purchase of reflectorized motor vehicle registration plates, as authorized by chapter eight hundred and nineteen of the acts of nineteen hundred and sixty-five	$3,325,000
2970–24	For a motor vehicle safety compact with other states, as provided by paragraph (*b*) of Article VI of said compact as appearing in section two of chapter seven hundred and twenty-one of the acts of nineteen hundred and sixty-three	1,500
2971–01	For expenses of the governor's highway safety committee, as authorized by section three of chapter ninety A of the General Laws	7,900
	Total, Registry of Motor Vehicles	$11,604,878

Department of Public Safety.

Division of State Police.

2972–01	For the service of the division, including not more than seven hundred and fourteen permanent positions	$6,289,150
2972–08	For the compensation of state police officers formerly in the service of the commonwealth, now retired	16,610
	The comptroller is hereby authorized to transfer to the Highway Fund the sum of nine hundred and forty-three thousand three hundred and seventy-three dollars from the General Fund on account of the expenditures under the division of state police.	
	Total, Department of Public Safety	$6,305,760

Metropolitan District Commission.

The following items are to be paid with the approval of the Metropolitan District Commission:

2973–01	For general administration, including not more than sixty-four permanent positions; provided, that the comptroller shall transfer to the Highway Fund seventy-five per cent of the cost of payments made under this item from the Metropolitan District Commission Funds, to be assessed by methods fixed by law	$515,870
2973–04	For the construction, reconstruction and improvement of boulevards and parkways, including bridges, and including the resurfacing and repairing thereof, and including the installation of traffic lights	2,000,000
2973–06	For the maintenance of boulevards and parkways, including Bunker Hill and the property adjacent, and for the maintenance of parks, reservations and the Charles River basin, and for the payment of damages caused by defects in boulevards and parkways under the control of the commission with the approval of the attorney general, including payments to the state retirement system under the provisions of the General Laws, and including not more than one thousand one hundred and ninety-eight permanent positions; provided, that the comptroller shall transfer to the Highway Fund proportions of payments made under this item, as provided by section fifty-five of chapter ninety-two of the General Laws	12,520,465
2973–74	For the purchase of certain highway maintenance equipment	75,000
	Total, Metropolitan District Commission	$15,111,335

Miscellaneous.

2998–02	For the payment, with the approval of the comptroller, of expenses of prior fiscal years for which no funds are available in the current fiscal year; provided, that such payments are otherwise authorized by law	$5,000
	Total, Miscellaneous	$5,000

LOCAL AID APPROPRIATIONS.

Department of Public Works.

Highway Activities.

Item

2950–17 For projects for the construction and maintenance of town and county ways, as provided in subdivision (2) (*a*) of section thirty-four of chapter ninety of the General Laws; provided, that amounts made available by this item in any fiscal year shall be available for expenditure in the succeeding fiscal year; and, provided further, that not less than three hundred thousand dollars of the sum herein appropriated shall be available for maintenance projects on said town and county ways; and, provided further, that notwithstanding any provision of the General Laws to the contrary, the department of public works is hereby authorized during the fiscal year nineteen hundred and sixty-seven to enter into agreements with officials of cities and towns for projects to be constructed in the nineteen hundred and sixty-eight fiscal year not exceeding, in the aggregate, seven million dollars, prior appropriation continued . **$7,000,000**

2950–18 For aiding cities and towns in the repair and improvement of public ways, as provided by section twenty-six of chapter eighty-one of the General Laws; except, that the state's contribution shall be at an annual rate not to exceed two hundred and seventy-five dollars per mile for the calendar year nineteen hundred and sixty-seven, the provisions of chapter six hundred and eighty-nine of the acts of nineteen hundred and forty-five and chapter seven hundred and six of the acts of nineteen hundred and forty-nine notwithstanding; and, provided, that the amount appropriated for the purpose in any fiscal year shall be available for expenditure in the succeeding fiscal year, prior appropriation continued **2,650,000**

Total, Department of Public Works **$9,650,000**

DEBT SERVICE APPROPRIATIONS.

Interest and Redemption of Debt.

2981–00 For the payment of interest on the direct debt of the commonwealth, to be in addition to the amount appropriated in item 2810–00, prior appropriation continued **$14,665,000**

2982–00 For certain serial bonds maturing, to be in addition to the amount appropriated in item 2820–00, prior appropriation continued **39,031,000**

Total, Interest and Redemption of Debt . . . **$53,696,000**

TOTAL, HIGHWAY FUND $150,429,700

LOCAL AID FUND.

The following appropriations are for reimbursements and grants to local governments and for certain other purposes, and are to be in addition to any unexpended balance of appropriations heretofore made for the purpose:

Judiciary.

Superior Court.

3003–01 For reimbursing certain counties for compensation of certain special justices for services in holding sessions of district courts in place of the justice while sitting in the superior court . . . **$20,000**

Suffolk County Court House.

Item		
3003–02	For reimbursing the city of Boston for thirty per cent of the cost of maintenance of the Suffolk county court house, as provided by and subject to the conditions of section six of chapter four hundred and seventy-four of the acts of nineteen hundred and thirty-five; provided, that this appropriation shall not be construed as fixing the specific amount for which the commonwealth shall be liable on account of said maintenance	$330,000
	Total, Judiciary	$350,000

Boards and Commissions serving under Governor and Council.

Service of the Commissioner of Veterans' Services.

3004–01	For reimbursing cities and towns for money paid for veterans' benefits, as provided in section six of chapter one hundred and fifteen of the General Laws	$14,500,000
3004–02	For reimbursing cities and towns for financial aid granted to certain needy dependents of persons in the service of the armed forces, as authorized by section four of chapter seven hundred and fifty-nine of the acts of nineteen hundred and sixty-two, as amended	5,000
	Total	$14,505,000
	Total, Boards and Commissions serving under Governor and Council	$14,505,000

Department of Agriculture.

Division of Livestock Disease Control.

3009–01	For the reimbursement of certain towns for compensation paid to inspectors of animals, prior appropriation continued.	

Department of Natural Resources.

Division of Forests and Parks.

3010–01	For reimbursement to certain towns for extinguishing forest fires, prior appropriation continued.	
3010–02	For the reimbursement to cities and towns of a proportion of their expenses for the suppression of insect pests, as provided by law, prior appropriation continued.	
3010–03	For assistance to community conservation commissions in the acquisition of conservation lands	$700,000
	Total, Department of Natural Resources	$700,000

Department of Corporations and Taxation.

Reimbursement for Loss of Taxes.

3012–01	For reimbursing cities and towns for loss of taxes on land used for state institutions and certain other state activities, as certified by the commissioner of corporations and taxation for the calendar year nineteen hundred and sixty-six, and for reimbursement of certain towns, as authorized by section seventeen B of chapter fifty-eight of the General Laws	$1,100,000
3012–02	For the reimbursement of cities and towns for abatements granted, as provided by section eight A of chapter fifty-eight and section five of chapter fifty-nine of the General Laws	500,000

Item		
3012–03	For reimbursing the city of Boston for loss of taxes on land for the government center, as authorized by section eight of chapter six hundred and thirty-five of the acts of nineteen hundred and sixty	$133,750
	Total	$1,733,750
	Total, Department of Corporations and Taxation	$1,733,750

Department of Education.

Board of Education.

3013–01	For the reimbursement of certain towns and regional school districts for the transportation of pupils, as provided by law	$9,500,000
3013–02	For the reimbursement of certain towns for the transportation of pupils, as authorized by section eight A of chapter seventy-four of the General Laws	210,000
3013–03	For reimbursement of certain cities and towns for part of the cost of construction of school projects, as authorized by chapter six hundred and forty-five of the acts of nineteen hundred and forty-eight, as amended	24,500,000
3013–04	For the reimbursement of cities and towns for partial assistance in the furnishing of lunches to school children, as authorized by chapter five hundred and thirty-eight of the acts of nineteen hundred and fifty-one, and, if necessary, for supplementing federal funds allocated for the special milk program; provided, that notwithstanding any provisions of law to the contrary, reimbursements so authorized to be paid from state funds shall not exceed fifty per cent of the total reimbursement authorized by the national school lunch act	3,300,000
3013–05	For the reimbursement of certain cities and towns for day classes of the deaf and of the blind, as provided by sections twenty-eight and thirty-three of chapter sixty-nine of the General Laws	160,000
3013–06	For reimbursement of certain cities and towns for pensions to retired teachers	3,800,000
3013–07	For the payment of the commonwealth's share in financing the teachers' retirement system, as provided by chapter thirty-two of the General Laws	25,000,000
3013–08	For expenses of regional public libraries with the approval of the board of library commissioners	315,000
3013–09	For state aid to public libraries, as authorized by section nineteen A of chapter seventy-eight of the General Laws	1,270,000
3013–10	For the reimbursement on a matching basis of cities, towns and regional districts, as authorized by the provisions of section one of chapter six hundred and fifty of the acts of nineteen hundred and sixty-four, for the cost of special programs for disadvantaged children	100,000
3013–11	For the reimbursement on a matching basis of cities, towns and regional districts, as authorized by the provisions of section one of chapter six hundred and fifty-one of the acts of nineteen hundred and sixty-four, for the cost of special programs for academically talented children	100,000
	Total	$68,255,000

Division of Youth Service.

3013–50	For reimbursement of cities and towns for tuition, including transportation to and from school, of children attending public schools	$18,000
3013–51	For the commonwealth's share of delinquency prevention programs in certain cities, as authorized by section sixty-nine B of chapter six of the General Laws	88,020
	Total	$106,020
	Total, Department of Education	$68,361,020

Department of Commerce and Development.

Service of the State Housing Board.

Item		
3015-01	For the reimbursement of housing authorities, as authorized by the provisions of section twenty-six VV of chapter one hundred and twenty-one of the General Laws	$2,170,000
3015-02	For reimbursement to certain cities and towns, as authorized by the provisions of section twenty-six OO of chapter one hundred and twenty-one of the General Laws	4,213,350
3015-03	For reimbursement to cities and towns, as authorized by the provisions of section twenty-six FFF of chapter one hundred and twenty-one of the General Laws	1,100,980
3015-04	For reimbursement of cities and towns for the commonwealth's share of the cost of urban, commercial and industrial renewal projects, as authorized by the provisions of section twenty-six HHH of chapter one hundred and twenty-one of the General Laws	313,000
	Total, Department of Commerce and Development	$7,797,330

Department of Public Welfare.

3019-01	For the payment of suitable aid to certain dependent children	$31,855,000
3019-02	For the burial by cities and towns of indigent persons who have no legal settlement, prior appropriation continued.	
3019-03	For the expenses in connection with smallpox and other diseases dangerous to the public health, prior appropriation continued.	
3019-04	For the support of sick indigent persons who have no legal settlement	280,000
3019-05	For temporary aid given by cities and towns to indigent persons with no legal settlement, and to shipwrecked seamen, and for the transportation of indigent persons under the charge of the department	150,000
3019-06	For the reimbursement of cities and towns for total and permanent disability assistance, as provided by chapter one hundred and eighteen D of the General Laws	13,820,000
3019-07	For tuition in the public schools, including transportation to and from school, of children boarded by the department, for the twelve months ending June thirtieth, nineteen hundred and sixty-six	945,000
3019-08	For reimbursement to cities and towns for old age assistance, as provided by law	14,430,000
3019-09	For the reimbursement of cities and towns for medical assistance for the aged, as provided by chapter one hundred and eighteen A of the General Laws	28,000,000
3019-10	For reimbursement to cities and towns for general relief, as provided by section nineteen A of chapter one hundred and seventeen of the General Laws	4,070,000
	Total, Department of Public Welfare	$93,550,000

Department of Public Health.

3020-01	For the reimbursement of cities and towns for the care of certain infants, as authorized by section sixty-seven C of chapter one hundred and eleven of the General Laws	$150,000
	Total, Department of Public Health	$150,000
	TOTAL, LOCAL AID FUND	$187,147,100

INLAND FISHERIES AND GAME FUND.

STATE PURPOSES APPROPRIATIONS.

Department of Natural Resources.

Division of Fisheries and Game. (It is hereby provided that federal funds received as reimbursements under the following items are to be credited as income to the Inland Fisheries and Game Fund.)

Item		
3304-01	For the service of the division, including not more than seventeen permanent positions and including expenses of the board, as authorized by chapter twenty-one of the General Laws	$178,989
3304-41	For the payment of damages caused by wild deer and wild moose, including not more than one permanent position, prior appropriation continued	7,278
3304-42	For expenses of fish hatcheries and for the improvement and management of lakes, ponds and rivers, including not more than forty-nine permanent positions	461,985
3304-43	For certain construction and improvements to the East Sandwich trout hatchery, prior appropriation continued	15,000
3304-44	For the contribution of the department of natural resources towards a wildlife co-operative research project, in accordance with a contract with the federal government, to be expended by the University of Massachusetts	9,400
3304-45	For certain construction and improvements to the Sunderland fish hatchery	15,000
3304-47	For fish restoration projects, as authorized by chapter two hundred and seven of the acts of nineteen hundred and fifty-one, including not more than four permanent positions, prior appropriation continued	41,241
3304-48	For the purchase of land, Squannacook river	30,000
3304-51	For expenses of game farms and for wildlife research and management, including not more than fifty permanent positions	439,231
3304-52	For the purchase and development of land for wildlife management areas	30,000
3304-53	For expenses of establishing and conducting wildlife restoration projects, as authorized by chapter three hundred and ninety-two of the acts of nineteen hundred and thirty-eight, including not more than twenty permanent positions, prior appropriation continued	155,457
3304-55	For the contribution of the department of natural resources towards a fisheries co-operative research project, in accordance with a contract with the federal government, to be expended by the University of Massachusetts	10,000
3304-56	For the construction of a central district regional headquarters' building	15,000
3304-60	For the acquisition of lands and waters for fish and wildlife management purposes; provided, that the comptroller shall transfer to the Inland Fisheries & Game Fund from the General Fund twenty-five per cent of the cost of payments made from sums appropriated in this item, to be in addition to any federal funds available for the purpose	150,000
	Total	$1,558,581

Division of Law Enforcement.

3308-07	For the supervision of public fishing and hunting grounds	$9,917
	Total, Department of Natural Resources	$1,568,498
	TOTAL, INLAND FISHERIES AND GAME FUND	$1,568,498

RECREATIONAL BOATING FUND.

STATE PURPOSES APPROPRIATION.

Registry of Motor Vehicles.

Division of Motorboats.

Item		
3401-01	For the service of the division, including not more than forty-eight permanent positions	$385,580
	Total, Registry of Motor Vehicles	$385,580
	TOTAL, RECREATIONAL BOATING FUND	$385,580

PUBLIC ACCESS FUND.

STATE PURPOSES APPROPRIATION.

Department of Natural Resources.

Public Access Board.

3501-01	For the acquisition of land and the construction of public access and related facilities in and to the waters of the commonwealth as defined in section seventeen of chapter twenty-one of the General Laws and to such other public waters as the public access board may determine; provided, that notwithstanding any provisions of the General Laws to the contrary, the public access board may be the contracting agent for such land acquisition and construction, and said board may acquire such land by purchase as well as by eminent domain under the provisions of section five A of chapter ninety-one of the General Laws, prior appropriation continued	$347,964
3501-21	For the construction of public access and related facilities in and to the waters of the commonwealth, as defined in section seventeen of chapter twenty-one of the General Laws and to such other public waters as the public access board may determine; provided, that expenditures under this item shall be in accordance with the provisions of Public Law 87-658; and, provided further, that any federal funds received on account of expenditures made under this item shall be credited to the Public Access Fund; and, provided further, that, notwithstanding the provisions of the last sentence of said section seventeen of chapter twenty-one, the public access board may be the contracting agent for expenditures authorized by this item, prior appropriation continued.	
	Total, Department of Natural Resources . . .	$347,964
	TOTAL, PUBLIC ACCESS FUND . . .	$347,964

MARINE FISHERIES FUND.

STATE PURPOSES APPROPRIATIONS.

Department of Natural Resources.

Division of Marine Fisheries.

3601-01	For the service of the office of the director, including not more than twenty permanent positions, and for the administration of the activities provided for under item 3601-05	$179,141
3601-02	For the operation of a shellfish treatment plant, as authorized by chapter five hundred and six of the acts of nineteen hundred and sixty-one	52,084

Item		
3601-03	For expenses of the marine fisheries advisory commission, as authorized by section five A of chapter twenty-one of the General Laws	$1,900
3601-06	For a program of estuarine research	117,989
3601-07	For a special investigation of the coastal lobster fishery program	13,000
3601-13	For a special program of Marine Food Science and Technology Research to improve quality of Massachusetts Commercial Fishery Products	52,000
3601-14	For a special study of the design of equipment for otter trawlers	5,000
3601-15	For the collection, compilation, evaluation and dissemination of commercial fisheries statistics	21,000
3601-16	For a program, in cooperation with the Woods Hole Laboratory of the Bureau of Commercial Fisheries, to increase the knowledge of coastal flounder populations	20,000
3601-18	For a study to design a program to coordinate commercial fisheries research and development work	33,000
3601-20	For an investigation of the use of Anadromous fish	20,000
3601-21	For the improvement of the program for the protection of shellfish	13,000
3601-22	For the repair of Cat Cove Pool and Pier	57,500

Expenditures from the eight preceding items shall be contingent upon the prior approval of the proper federal authorities for reimbursement of at least fifty per cent of the amounts expended.

Total	$585,614
Total, Department of Natural Resources	$585,614

LOCAL AID APPROPRIATION.

Department of Natural Resources.

Division of Marine Fisheries.

3601-05	For the reimbursement to certain coastal cities and towns of a part of the cost of projects for the suppression of enemies of shellfish and for propagation, as authorized by section twenty of chapter one hundred and thirty of the General Laws; provided, that the expenditure by said cities and towns of funds herein provided shall not be subject to appropriation as required by section fifty-three of chapter forty-four of the General Laws	$22,000
	Total, Department of Natural Resources	$22,000
	TOTAL, MARINE FISHERIES FUND	$607,614

AGRICULTURAL PURPOSES FUND.

STATE PURPOSES APPROPRIATION.

Department of Agriculture.

Division of Fairs.

3809-21	For the division of fairs, including not more than three permanent positions, and for state prizes and agricultural exhibits, including allotment of funds for the 4-H activities; provided, that the comptroller shall transfer to the General Fund the sum of one hundred and fifteen thousand nine hundred and thirty-eight dollars from the Agricultural Purposes Fund, prior appropriation continued	$250,000
	Total, Department of Agriculture	$250,000
	TOTAL, AGRICULTURAL PURPOSES FUND	$250,000

MOSQUITO CONTROL FUND.

STATE PURPOSES APPROPRIATIONS.

Department of Agriculture.

State Reclamation Board.

Item		
3901-00	For the expenses of mosquito control projects, as authorized by chapter three hundred and seventy-nine of the acts of nineteen hundred and thirty, as amended by section one of chapter two hundred and fifty of the acts of nineteen hundred and thirty-five, to be assessed in the calendar year nineteen hundred and sixty-six	$155,232
3915-00	For the expenses of mosquito control projects, as authorized by chapter four hundred and fifty-six of the acts of nineteen hundred and forty-five, as most recently amended by chapter three hundred and three of the acts of nineteen hundred and fifty-nine, to be assessed in the calendar year nineteen hundred and sixty-six	107,441
3917-00	For the expenses of mosquito control projects, as authorized by chapter three hundred and forty-one of the acts of nineteen hundred and fifty-six, to be assessed in the calendar year nineteen hundred and sixty-six	117,760
3918-00	For the expenses of mosquito control projects, as authorized by chapter four hundred and thirty-two of the acts of nineteen hundred and fifty-eight, to be assessed in the calendar year nineteen hundred and sixty-six	102,327
3920-00	For the expenses of mosquito control projects, as authorized by chapter five hundred and fourteen of the acts of nineteen hundred and fifty-seven, to be assessed in the calendar year nineteen hundred and sixty-six	111,895
3921-00	For the expenses of mosquito control projects, as authorized by chapter five hundred and sixteen of the acts of nineteen hundred and fifty-eight, as most recently amended by chapter six hundred and fifteen of the acts of nineteen hundred and sixty-three, to be assessed in the calendar year nineteen hundred and sixty-six	74,822
	Total	$669,477
	Total, Department of Agriculture	$669,477
	TOTAL, MOSQUITO CONTROL FUND	$669,477

STATE RECREATION AREAS FUND.

STATE PURPOSES APPROPRIATIONS.

Department of Natural Resources.

Division of Forests and Parks.

4010-01	For the service of the bureau of recreation, including not more than one hundred and four permanent positions	$1,227,000
4010-21	For the improvement of roads in forests, parks and reservations, prior appropriation continued	25,000
4010-23	For the administration of a land and water conservation program, including not more than one permanent position	59,273
4010-36	For the development of Mount Sugar Loaf State Reservation; provided, that the comptroller shall include in the assessment made under the provisions of section five of chapter one hundred and thirty-two A of the General Laws the sum of twenty-five thousand dollars, prior appropriation continued.	

Item		
4010–37	For the further development of the Mount Tom State Reservation; provided, that the comptroller shall include in the assessment made under the provisions of section five of chapter one hundred and thirty-two A of the General Laws the sum of twenty-five thousand dollars, prior appropriation continued.	
	Total	$1,311,273
	Total, Department of Natural Resources	$1,311,273

Department of Education.

4030–01	For certain payments for the use of facilities of the museum of science, as authorized by chapter six hundred and eleven of the acts of nineteen hundred and sixty-three	$75,000
	Total, Department of Education	$75,000

Department of Public Works.

The salaries of all officers and employees of the department engaged in projects or activities authorized by bond issue or otherwise shall be charged for the nineteen hundred and sixty-seven fiscal year in full to appropriations authorized under this heading in this act:

Division of Waterways.

4050–01	For the administration of public beaches, including not more than five permanent positions	$43,131
4050–02	For the maintenance of Salisbury beach reservation, including not more than three permanent positions	147,596
4050–05	For the maintenance of Horseneck beach, including not more than one permanent position	139,768
4050–06	For the maintenance of Scusset beach	53,800
4050–07	For the maintenance of Fort Phoenix beach	19,820
	Total	$404,115
	Total, Department of Public Works	$404,115

DEBT SERVICE APPROPRIATIONS.

Interest and Redemption of Debt.

4081–00	For the payment of interest on certain bonded debt of the commonwealth, to be in addition to any amounts otherwise available for the purpose, prior appropriation continued	$104,014
4082–00	For certain serial bonds maturing, to be in addition to any amounts otherwise available for the purpose, prior appropriation continued	357,147
	Total, Interest and Redemption of Debt	$461,161
	TOTAL, STATE RECREATION AREAS FUND	$2,251,549

METROPOLITAN DISTRICT COMMISSION FUNDS.

STATE PURPOSES APPROPRIATIONS.

The following appropriations are to be assessed upon the several districts in accordance with the methods fixed by law, unless otherwise provided, and to be expended under the direction of the Metropolitan District Commission:

Metropolitan Parks, General.

Item		
8601-27	For certain payments for the use of facilities of the museum of science	$75,000
8601-29	For certain payments for the maintenance and use of the Trailside museum	50,000
8602-27	For the cost of suppressing the gypsy moth	5,000
8602-37	For the expenses of holding band concerts	35,000
	Total, Metropolitan Parks, General	$165,000

Metropolitan Sewerage District.

8701-00	For the maintenance and operation of a system of sewage disposal for the metropolitan sewerage district, including payments to the state retirement system under the provisions of the General Laws, and including not more than four hundred and seventy-four permanent positions	$4,071,305
8701-29	For certain repairs to the sewage treatment plant, Nut island, prior appropriation continued	18,000
8701-50	For the replacement of a diesel pumping unit, Braintree-Weymouth pumping station	80,000
	Total, Metropolitan Sewerage District	$4,169,305

Metropolitan Water System.

8902-00	For the maintenance and operation of the metropolitan water system, including payments to the state retirement system under the provisions of the General Laws, and including not more than six hundred and eleven permanent positions	$4,790,600
8902-22	For emergency repairs to water mains, prior appropriation continued	15,000
8902-51	For certain roof repairs, distribution section of water division	25,000
	Total, Metropolitan Water System	$4,830,600
	TOTAL, METROPOLITAN DISTRICT COMMISSION FUNDS	$9,164,905

SECTION 3. Wherever, in section two of this act, it is provided that transfers shall be made from a fund, account or receipts, of a specific sum, a percentage of payments, or a sum equivalent to payments, such transfers of a specific sum shall be made upon the effective date of this act, and all others shall be made quarterly unless otherwise provided; except, that at the close of a fiscal year, the amount equivalent to payments in a continuing account shall be construed to mean the amount of such appropriation.

SECTION 4. No moneys appropriated under this act shall be expended for reimbursement for the expenses of meals for persons while traveling within or without the commonwealth at the expense thereof, unless such reimbursement is in accordance with rules and rates established in accordance with section twenty-eight of chapter seven of the General Laws.

SECTION 5. All use of state-owned motor vehicles shall be subject to regulations to be promulgated and enforced by the commissioner of administration. No state-owned vehicle shall be used for providing transportation for state officers or employees between their domiciles and places of employment nor shall any expense be incurred for the garaging

of such vehicles except when specifically authorized by said commissioner.

The commissioner is hereby authorized to transfer a motor vehicle from one agency or department to another.

The allowance to state employees for expenses incurred by them in the operation of motor vehicles owned by them and used in the performance of their official duties shall not exceed eight cents a mile.

SECTION 6. Amounts included for permanent positions in sums appropriated in section two for personal services are based upon schedules of permanent positions and salary rates as approved by the joint committee on ways and means, and, except as otherwise shown by the files of said committee, a copy of which shall be deposited with the bureau of personnel, no part of sums so appropriated in section two shall be available for payment of salaries of any additional permanent position, or for payments on account of reallocations of permanent positions, or for payments on account of any change of salary range or compensation of any permanent position, notwithstanding any special or general act to the contrary; provided, that no vacancy occurring in any classified permanent position included in said schedules of permanent positions may be filled in any manner except upon approval as required by rules and regulations established under the provisions of paragraph six of section forty-five of chapter thirty of the General Laws; and, provided further, that no part of sums appropriated in section two shall be available for the payment of overtime service to any employee of the commonwealth without the prior written approval of such overtime by the commissioner of administration, upon recommendation of the director of personnel and standardization, except where such overtime service is essential to replace the service of an employee necessary for the care of patients or inmates in institutions operated by the commonwealth.

SECTION 6A. Notwithstanding the provisions of paragraph (5A) of section forty-six of chapter thirty of the General Laws, the director of personnel and standardization shall not approve the recruitment of any person at a rate above the minimum of the grade if such proposed employee has been in the service of the commonwealth within a twelve-month period prior to the date of the proposed recruitment.

Notwithstanding the provisions of clause (*d*) of paragraph (5) of section forty-five of chapter thirty of the General Laws, no part of the sums appropriated for the service of any agency or subdivision of a department in section two of this act shall be available for the payment of any temporary or excess quota position if there is a similar position vacant within the quota of permanent positions as established by the appropriation account for the service of such agency or subdivision of a department and, except such temporary positions as may be authorized in connection with the passage of this act, and except as hereinafter provided, no additional temporary positions shall be authorized; provided, however, the provisions of this section shall not apply to positions essential for the care of patients or inmates in institutions or to positions essential for the educational program in all institutions of higher education operated by the commonwealth, nor to the filling of a position under the provisions of section twenty-four B of said chapter thirty nor to a position required to correct an inequity determined as provided in sections fifty-three and fifty-six of said chapter thirty. The commissioner of administration may, however, upon certification that an emer-

gency exists requiring additional temporary assistance to perform work essential to the public interest, authorize the temporary employment of such additional personnel as may be necessary within the limits of funds available for the purpose; provided, however, that such emergency authorization shall not be extended to the succeeding fiscal year. The commissioner shall forthwith notify the house and senate committees on ways and means of the employment of any such additional temporary personnel.

SECTION 7. In addition to the payment of regular salaries, sums appropriated for personal services in the fiscal year nineteen hundred and sixty-seven shall be available for the payment of such other forms of compensation as may be due under existing statutes, or under the provisions of rules and regulations made in accordance with said statutes.

SECTION 8. Applications for all federal subventions and grants available to the commonwealth under any act of congress shall be subject to the approval of the commissioner of administration. Any transfer within such subventions or grants shall be subject to the approval of the commissioner of administration. All federal subventions and grants received by the commonwealth, or by a corporation or other organization established as an affiliate of any agency or institution operated by the commonwealth or by an individual employed by the commonwealth, authorized to expend such funds in conjunction with services rendered by the commonwealth, may be expended without specific appropriation under the terms and conditions provided in rules and regulations established by the commissioner of administration and if such expenditures are otherwise in accordance with law. All such federal subventions and grants shall be reported in full by the head of the agency directly rendering the services mentioned above to the budget director, to the comptroller and to the house and senate committees on ways and means. The report shall include such itemization as required in accordance with state and federal regulations. All federal subventions and grants available to the commonwealth under any act of congress and not otherwise authorized to be received shall be paid into the treasury of the commonwealth. All such expenditures of federal subventions and grants shall be subject to the audit of the state auditor.

SECTION 9. Notwithstanding the provisions of section fifty-one of chapter thirty of the General Laws, or any other provision of law, the state purchasing agent is hereby authorized during the fiscal year nineteen hundred and sixty-seven to incur liabilities and incidental expenses for the purchase of supplies, as provided by said section fifty-one, including material to be disposed of as surplus, so called, by the federal government through agencies of the federal government in an amount not exceeding three hundred and fifty thousand dollars, in addition to any amount heretofore provided for the purpose, and the comptroller may certify for payment such incidental expenses and liabilities so incurred to an amount not exceeding three hundred and fifty thousand dollars, in addition to any amount heretofore provided for the purpose.

SECTION 10. No agency of the commonwealth receiving an appropriation under section two of this act shall make any expenditure for any document printed, mimeographed or prepared in any other way, whether for outside or interdepartmental circulation, unless publication of such document shall have been approved by the state purchasing agent, and the state purchasing agent is hereby authorized and directed

to require such agencies to summarize and consolidate such documents when feasible, and each document authorized to be printed which is four pages or more in length shall state on its face the estimated cost per copy, including the cost of paper, printing and binding. Notwithstanding any special or general law, complete original manuscripts of annual reports of state agencies, whenever printed in full or in summarized or consolidated form or in case such report is not printed, shall be filed with the secretary of the commonwealth. Except as otherwise provided by law, agencies selling documents shall do so at not less than the stated estimated cost; provided, however, that such agencies may dispose of excess copies of documents no longer current as provided by rules and regulations of the commissioner of administration.

SECTION 11. Notwithstanding the provisions of paragraph (1) of section forty-six of chapter thirty of the General Laws, a salary differential is hereby authorized to be paid, in accordance with rules and regulations to be established by the director of personnel and standardization, with the approval of the commissioner of administration, to employees in the nursing services who are employed on evening or night tours of duty, and the establishment of such rules and regulations shall not be subject to chapter thirty A of the General Laws.

SECTION 12. The surplus property agency in the department of education is hereby authorized to expend during the fiscal year nineteen hundred and sixty-seven for the purposes of the surplus property agency fund, in addition to amounts available in said fund, an amount not exceeding fifty thousand dollars; provided, however, that no expenditure or commitment shall be incurred from the amount of the aforesaid fifty thousand dollar authorization in excess of amounts approved therefrom by the commissioner of administration, at the written request of the surplus property agency; and, provided further, that any amounts expended or commitments incurred under this authorization shall be paid or provided for from receipts of said surplus property agency fund prior to the close of the fiscal year.

SECTION 13. Notwithstanding the provisions of section ten A of chapter eight of the General Laws, no lease negotiated as provided therein, payable from state funds, shall take effect until an appropriation has been made specifically for and adequate to meet the costs for the fiscal year for which said lease may be executed. Renewal of rentals may be continued at existing rates pending appropriation if the general court has not provided otherwise.

SECTION 14. In order that the borrowing of funds in anticipation of receipts may be kept at a minimum, every department, board, commission or agency shall, before scheduling for payment or otherwise providing for the disbursement of public funds from any sum available for expenditure or distribution for the fiscal year nineteen hundred and sixty-seven, submit for approval by a board consisting of the commissioner of administration, or his designated representative, the commissioner of corporations and taxation, or his designated representative, and the state treasurer, or his designated representative, the proposed date of payment or distribution of such funds if the combined total thereof, as prepared by any such single agency, exceeds one million dollars on any one day, notwithstanding any special or general law regulating the disbursement of public funds by the commonwealth. Said board may re-

quire any agency to notify it of the anticipated receipt of revenue from any source, including federal subventions and grants.

SECTION 15. The budget director, notwithstanding the provisions of section twenty-nine of chapter twenty-nine of the General Laws, is hereby directed to limit the transfer of funds between subsidiary accounts, established as provided in section twenty-seven of said chapter twenty-nine, to those transfers required to meet unforeseen emergencies where funds otherwise are not available to protect the public interest. The budget director shall file forthwith, on the approval of any such transfer, a copy of the authorization with the house and senate committees on ways and means.

SECTION 16. No agency of the commonwealth receiving an appropriation under section two of this act, whether or not the expenditure is made from funds authorized by this act, shall make any expenditure for consultant services, so called, or services coded in accordance with the expenditure code manual under the subsidiary title "03 Services — Non-employees" unless the rate of compensation for such services shall have been approved by the commissioner of administration upon the recommendation of the director of personnel and standardization. The said director shall, immediately upon the approval of any such rate or rates, file copies of the schedule or schedules of approved rates with the comptroller and with the house and senate committees on ways and means. Every such agency before engaging such consultant services under said subsidiary title "03", as so coded, as "Professional", except for "Religious Services", shall certify to the budget director that funds are available for the purpose and shall then file a statement of intent with the budget director, the comptroller and the house and senate committees on ways and means. Such statement shall include the rate of compensation, the period of time for which the services are to be engaged or scope of work to be done, and such other pertinent information as may be necessary to establish the maximum limit of the commonwealth's obligation.

SECTION 16A. No agency of the commonwealth, except constitutional officers, whether or not the expenditure is made from funds authorized by this act, shall initiate any encumbrance or make any expenditure involving a lease or the purchase of data processing or a reproduction equipment or systems, without prior request to the budget director under the provisions of sections three and four of chapter twenty-nine of the General Laws; the certification by the head of the agency that funds are specifically available for the purpose; the prior approval of the commissioner of administration, in accordance with rules and regulations established by him, and notification of such approval to the house and senate committees on ways and means.

SECTION 16B. Amounts appropriated in section two of this act under the subsidiary titles "12" — Maintenance Repairs, Replacements and Alterations, and "15" — Equipment, are based upon schedules approved by the joint committee on ways and means, a copy of which shall be deposited with the budget director and shall be expended according to the priority order of such schedules unless exceptions are approved by the budget director on written application of the head of the spending agency.

SECTION 17. Passenger motor vehicles to be purchased from sums appropriated in section two of this act shall be authorized by the pur-

chasing agent in accordance with schedules filed by the budget director with the house and senate committees on ways and means prior to the passage of this act; provided, that the commissioner of administration may authorize the replacement of other motor vehicles with similar models from available funds when he determines that the replacement is necessary because the cost of necessary repairs would not be economical; and, provided further, that no expenditure in excess of three hundred dollars shall be authorized for the repair of a motor vehicle by any department or agency in a garage or shop other than one maintained and operated by such department or agency without the approval of the commissioner of administration.

SECTION 18. For the purpose of allocating charges for engineering services rendered during the fiscal year nineteen hundred and sixty-seven as a part of the direct cost of the projects for which they were incurred, the comptroller is hereby directed to transfer to Water System Bond Issue Account 9204–08 and 9204–09 from the items listed below such amounts as may be certified to him by the commissioner of the metropolitan district commission as chargeable to said items for personal services rendered by the personnel of the construction division upon the projects provided for in said items.

8329–00	9107–31
8330–00	9107–33
8331–00	9107–34
9020–01	9107–35
9022–01	9107–36
9107–21	9107–37
9107–23	9107–39
9107–25	9125–01
9107–26	

SECTION 19. Notwithstanding any provision of law to the contrary, during the entire fiscal year nineteen hundred and sixty-seven, for the payment of classified personal services, the fiscal year shall be from July first, nineteen hundred and sixty-six through June twenty-fourth, nineteen hundred and sixty-seven. Classified personal services for June twenty-fifth, twenty-sixth, twenty-seventh, twenty-eighth, twenty-ninth and thirtieth, nineteen hundred and sixty-seven, shall be charged to the next fiscal year.

SECTION 20. The provisions of sections ten, fifteen, sixteen, sixteen A and sixteen B of this act shall not apply to expenditures from appropriations made under this act for the division of state colleges and institutions under the control of the board of trustees of state colleges, the Lowell Technological Institute of Massachusetts, the Southeastern Massachusetts Technological Institute, the University of Massachusetts and the regional community colleges under the control of the Massachusetts board of regional community colleges; nor shall the provisions of section nine B or section twenty-nine of chapter twenty-nine of the General Laws, or any provision of section six or section eight of this act apply to said expenditures which are inconsistent with any provision of the General Laws specifically regulating the expenditure of public funds at each of said institutions.

SECTION 21. Pursuant to section twenty-five B of chapter fifty-eight of the General Laws, amounts shall be paid for the purposes and in the manner prescribed in said section twenty-five B from the fund established by paragraph (*b*) of section twenty-eight of chapter sixty-four C, and the comptroller shall reflect such transactions under the heading "Agency Fund".

SECTION 22. To provide for the payment of certain maturing notes issued under the authority of section six of chapter five hundred and twenty-two of the acts of nineteen hundred and sixty-three and section six of chapter three hundred and ninety-eight of the acts of nineteen hundred and sixty-four, and section three of chapter four hundred and forty-two of the acts of nineteen hundred and sixty-three, and section seven of chapter eight hundred and forty-six of the acts of nineteen hundred and sixty-five, or to meet the cost of expenditures authorized by section two of said chapter five hundred and twenty-two and section two of chapter three hundred and ninety-eight and section two of chapter four hundred and forty-two of the acts of nineteen hundred and sixty-three, and section two of said chapter eight hundred and forty-six, in the main incurred during the fiscal years nineteen hundred and sixty-three, nineteen hundred and sixty-four, nineteen hundred and sixty-five and nineteen hundred and sixty-six, the sum of three million eight hundred and twenty-one thousand four hundred and ninety dollars is hereby appropriated from the General Fund; provided, that in case the state treasurer has not borrowed sums authorized in said chapters on the effective date of this act, the amount appropriated in this section shall reduce the authority to borrow in said chapter five hundred and twenty-two by eight hundred and twenty-five thousand dollars, in said chapter three hundred and ninety-eight by one million two hundred thousand dollars, in said chapter four hundred and forty-two by one million two hundred and ninety-six thousand four hundred and ninety dollars and in said chapter eight hundred and forty-six by five hundred thousand dollars.

SECTION 23. The effective date of the appropriation accounts, subsidiary accounts and authorizations in section two of this act shall be July first, nineteen hundred and sixty-six. However, beginning June first, nineteen hundred and sixty-six, obligations may be incurred against these appropriation accounts or subsidiary accounts, if any, thereunder, for items to be delivered or for services to be rendered on and after July first, nineteen hundred and sixty-six; provided, they are in accordance with law and the amounts thereof do not exceed the amount of the appropriation account or subsidiary account. Where the allotment of an appropriation account or subsidiary account is a condition precedent to expenditure, the obligations shall not exceed the amount allotted for said appropriation account or subsidiary account. The certified copies of the schedules as provided for in section twenty-seven of chapter twenty-nine of the General Laws shall be filed with the comptroller and the budget director to permit the effective operation of this section on June first, nineteen hundred and sixty-six. Where the allotment of an appropriation account or subsidiary account is required by law, allotments shall be made to permit the effective operation of this section on June first, nineteen hundred and sixty-six.

SECTION 24. The budget director is hereby directed to send a copy of sections three to twenty-three, inclusive, of this act to each depart-

mental, divisional and institutional head immediately following passage of this act.

SECTION 25. Sections one to twenty-two, inclusive, of this act shall take effect as of July first, nineteen hundred and sixty-six, and sections twenty-three and twenty-four shall take effect upon the passage of this act. *Approved June 30, 1966.*

Chap. 412. AN ACT AUTHORIZING SCHOOL COMMITTEES TO EXPEND DURING THE CURRENT YEAR CERTAIN FEDERAL FUNDS RECEIVED FOR EDUCATIONAL PURPOSES WITHOUT INCLUDING THE PURPOSE OF SUCH EXPENDITURE IN, OR APPLYING SUCH AMOUNT TO, ANY BUDGET OR APPROPRIATION REQUEST.

Whereas, The deferred operation of this act would tend to defeat its purpose which is, in part, to avoid the loss of certain federal funds for educational purposes, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any provision of law to the contrary, any grant or gift of funds received by an officer or department of a city, town or district from the federal government and which grant or gift was made for educational purposes may be expended during the current year by the school committee of such city, town or district without including the purpose of such expenditure in, or applying such amount to, the annual or any supplemental budget or appropriation request of such committee; provided, however, that this sentence shall not apply to amounts so received to which section twenty-six C of chapter seventy-one, chapter six hundred and twenty-one of the acts of nineteen hundred and fifty-three, as amended by chapter four hundred and thirteen of the acts of nineteen hundred and fifty-six, or chapter six hundred and sixty-four of the acts of nineteen hundred and fifty-eight, as amended by chapter three hundred and eight of the acts of nineteen hundred and fifty-nine apply; and provided further, that notwithstanding the foregoing proviso this sentence shall apply to amounts so received as grants under the Elementary and Secondary Education Act of 1965, Public Law 89–10.

SECTION 2. Any action taken by any city, town or district official during the current year to place obligations against or to expend any gift or grant to which section fifty-three A of chapter forty-four of the General Laws, as amended by section one of this act, applies is hereby validated and confirmed to the same extent as though this act had been in effect at the time of said placing or expenditure.

Approved June 30, 1966.

Chap. 413. AN ACT AUTHORIZING THE GRAND LODGE OF MASSACHUSETTS ORDER SONS OF ITALY IN AMERICA TO GRANT INCREASED DEATH BENEFITS.

Be it enacted, etc., as follows:

SECTION 1. The Grand Lodge of Massachusetts Order Sons of Italy in America, as now or hereafter constituted and established under the

charter, constitution and by-laws of the Supreme Lodge Order Sons of Italy in America, a corporation established under the laws of the state of New Jersey, is hereby authorized to transact business in the commonwealth and to pay a death benefit to families or dependents of deceased members and also to pay benefits on account of the death of the wife, child or children of said members as fixed by its by-laws, not exceeding twenty-five thousand dollars according to a plan or plans to be approved by the commissioner of insurance, which plan or plans may provide for the payment of any part or all of the benefits payable thereunder by a reinsurance agreement with a life insurance company authorized to transact such business in the commonwealth.

Said Grand Lodge shall, except as otherwise provided in this act, be subject to the provisions of section forty-six of chapter one hundred and seventy-six of the General Laws as in effect immediately preceding January first, nineteen hundred and fifty-nine.

SECTION 2. Chapter one hundred and ninety-six of the acts of nineteen hundred and thirty-one, as amended by chapter four hundred and twenty-five of the acts of nineteen hundred and fifty-two, is hereby repealed. *Approved June 30, 1966.*

Chap. 414. AN ACT AUTHORIZING THE STATE TREASURER TO INVEST COMMONWEALTH FUNDS IN CERTAIN COMMERCIAL PAPER.

Be it enacted, etc., as follows:

Section 38 of chapter 29 of the General Laws is hereby amended by adding after subdivision (*h*), added by chapter 356 of the acts of 1934, the following three subdivisions: —

(*i*) In the promissory notes of an industrial, commercial, finance, banking, railroad or public utility corporation conducting business in this state when such notes mature not later than one year subsequent to their respective dates of issue; provided, however, that, at the time of any such investment, (1) such corporation has capital stock, premium thereon and surplus of at least twenty-five million dollars, (2) the securities of such corporation are eligible for investment by life insurance companies authorized to do business in the commonwealth, and (3) all outstanding debt obligations of such corporation which have any rating from two or more standard rating services are rated within the three highest classifications established by at least two such rating services, or, if none of the outstanding debt obligations of such corporation has any rating from two such rating services, that such outstanding debt obligations are rated at the time of investment within the three highest classifications established by at least two such rating services, or the notes of such corporation at the time of investment are rated prime by the National Credit Office; provided, further, that the commonwealth's investment in the notes of any one company shall not exceed twenty per cent of the capital and surplus of such company.

(*j*) In bankers acceptances and bills of exchange eligible for purchase by federal reserve banks and which have been accepted by a bank, a trust company, a private banker or an investment company, or by a banking corporation which is organized under the laws of the United

States or of any state thereof and which is a member of the federal reserve system.

(*k*) In repurchase agreements secured by United States Treasury obligations or United States Treasury obligations bearing a maturity date not later than one year. *Approved June 30, 1966.*

Chap. 415. AN ACT RELATIVE TO THE IMPANELLING OF GRAND JURORS.

Be it enacted, etc., as follows:

SECTION 1. Chapter 277 of the General Laws is hereby amended by striking out section 1, as amended by section 1 of chapter 326 of the acts of 1964, and inserting in place thereof the following section: —

Section 1. The clerk of the courts for each county, except Suffolk and Middlesex, shall, not less than twenty-eight days before the commencement of the first sitting of the superior court for criminal business in each year, issue writs of venire facias for thirty-five veniremen, from whose numbers the court shall select twenty-three grand jurors who shall serve in said court until the first regular sitting in the year next after they have been impanelled and until another grand jury has been impanelled in their stead. In counties where sittings of the court are established for the transaction of criminal business, they shall be required to attend only at such sittings.

SECTION 2. Said chapter 277 is hereby further amended by striking out section 2, as amended by section 6 of chapter 144 of the acts of 1932, and inserting in place thereof the following section: —

Section 2. The clerk of the superior court for criminal business in Suffolk county shall, not less than twenty-eight days before the first Mondays of January and July, respectively, issue writs of venire facias for thirty-five veniremen of whom thirty-two shall be from Boston and one each from Chelsea, Revere and Winthrop. From these thirty-five veniremen the court shall then select twenty-three grand jurors to serve in said court, who shall serve for each sitting thereof for six months and until another grand jury has been impanelled in their stead.

SECTION 3. Said chapter 277 is hereby further amended by striking out section 2A, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: —

Section 2A. The clerk of the courts in any county, or in Suffolk county the clerk of the superior court for criminal business, shall, upon written request of the attorney general accompanied by a certificate that public necessity requires such action, signed by the chief justice of the superior court, issue writs of venire facias for thirty-five veniremen of whom the court shall select twenty-three for service as a special grand jury to hear, consider and report on such matters as the attorney general may present. Said jurors shall serve for a period of six months, unless sooner discharged by the attorney general or by the said chief justice, and shall be drawn, summoned and returned in the same manner, and shall have the same powers and receive the same compensation, as grand jurors summoned for service under sections one and two, and the provisions of sections three to fourteen, so far as apt, shall apply to such jurors.

SECTION 4. Said chapter 277 is hereby further amended by striking out section 2B, inserted by section 2 of chapter 326 of the acts of 1964, and inserting in place thereof the following section: —

Section 2B. The clerk of the courts for Middlesex county shall, not less than twenty-eight days before the first Mondays of January and July, respectively, issue writs of venire facias for thirty-five veniremen from whom the court shall select twenty-three grand jurors who shall serve in said court for each sitting thereof for six months and until another grand jury has been impanelled in their stead.

SECTION 5. Said chapter 277 is hereby further amended by inserting after section 3 the following section: —

Section 3A. On the day when veniremen are summoned pursuant to section one, section two, section two A or section two B to attend court for the formation of a grand jury, the clerk of the courts in any county, or in Suffolk county the clerk of the superior court for criminal business, shall cause the name of each person so summoned, and who appears and who has not been excused or set aside, to be written on separate ballots, substantially of uniform size, and shall cause such ballots to be placed in a box provided therefor. The clerk in open court, after shaking the ballots thoroughly, shall draw them out in succession until he has drawn the names of twenty-three grand jurors.

SECTION 6. Chapter two hundred and thirty-five of the acts of nineteen hundred and sixty-six is hereby repealed.

SECTION 7. Sections one to five, inclusive, of this act shall take effect on November first, nineteen hundred and sixty-six. Section six shall take effect as of May third, nineteen hundred and sixty-six.

Approved July 5, 1966.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, July 5, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, Elliot L. Richardson, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience requires that the law being Chapter 415 of the Acts of 1966, entitled "An Act relative to the Impanelling of Grand Jurors." and the enactment of which received approval on July 5, 1966, should take effect forthwith.

I further declare that in my opinion said law is an emergency law and the facts constituting the emergency are as follows:

Postponement of the operation of this act for 90 days would defeat its purpose since Chapter 415 is intended to remove certain doubts as to the effect, upon grand jury sessions about to be held, of Chapter 235 of the Acts of 1966.

Sincerely,

ELLIOT L. RICHARDSON,
Lieutenant Governor,
Acting Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, July 5, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Honor the Lieutenant Governor, Acting Governor of the Commonwealth of Massachusetts at one o'clock and fifty minutes, P.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter four hundred and fifteen of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 416. AN ACT AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS TO GRANT LICENSES FOR THE CONSTRUCTION OF STRUCTURES EXTENDING CHANNELWARD BEYOND THE HARBOR LINE INTO THE ACUSHNET RIVER IN THE TOWN OF FAIRHAVEN FROM THE PREMISES OF THE ACUSHNET RIVER SAFE BOATING CLUB, INC.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to authorize the department of public works to grant licenses forthwith to the Acushnet River Safe Boating Club, Inc. for the construction of structures into the Acushnet river to expedite the safe mooring of boats in that area, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public safety and convenience.

Be it enacted, etc., as follows:

Notwithstanding the provisions of section fourteen of chapter ninety-one of the General Laws, the department of public works is hereby authorized to grant licenses for the construction of structures extending channelward beyond the harbor line, into the Acushnet river in the town of Fairhaven from the premises now occupied by the Acushnet River Safe Boating Club, Inc., such distances, not exceeding one hundred feet, as may be deemed advisable by said department for approaching deep water, but said structures shall not extend within fifty feet of any state or federal channel now established.

Approved July 6, 1966.

Chap. 417. AN ACT VALIDATING A CERTAIN CONTRACT OF THE TOWN OF LEXINGTON AND AUTHORIZING CERTAIN APPROPRIATIONS BY SAID TOWN.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any contrary provision of law, the town of Lexington is hereby authorized to appropriate money for the payment of, and after such appropriation, the treasurer of said town is hereby authorized to pay the sum of eleven thousand seven hundred and thirty dollars and fifty-two cents to John R. Clark & Associates Incorporated for work performed by it on certain roads, walks and curbs at the Lexington Senior High School, the claim for which sum is legally unenforceable against said town by reason of its being incurred without

an appropriation and by reason of the failure of said town to comply with the provisions of sections forty-four A to forty-four D, inclusive, of chapter one hundred and forty-nine, section thirty-nine M of chapter thirty or section thirty-one C of chapter forty-four of the General Laws.

SECTION 2. The town of Lexington is hereby authorized to appropriate the sum of six hundred and fifty-three dollars and thirty-nine cents to cover the disbursement for plans and specifications for alterations and additions to the Lexington Senior High School under Article 11 of the warrant for the special town meeting held on November twenty-fifth, nineteen hundred and sixty-three in excess of the amount available in the appropriations authorized by said article.

SECTION 3. Any action taken by the town of Lexington at its annual town meeting held in the current year or at any adjourned session thereof, pursuant to the authority contained in this act, is hereby validated and confirmed and shall have the same effect as though this act were in full force and effect on the date of the posting of the warrant for such meeting.

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

Approved July 6, 1966.

Chap. 418. AN ACT PROHIBITING THE SALE, EXHIBITION OR DISTRIBUTION OF CERTAIN MATERIALS WHICH ARE HARMFUL TO MINORS.

Be it enacted, etc., as follows:

SECTION 1. Chapter 272 of the General Laws is hereby amended by striking out section 28 and inserting in place thereof the following section: —

Section 28. Whoever sells or distributes, or imports, prints or publishes for the purpose of selling or distributing, to a person under the age of eighteen years a book, pamphlet, ballad, printed paper, phonographic record or other thing which is obscene, indecent or impure, harmful to minors, or manifestly tends to corrupt the morals of youth, or an obscene, indecent or impure print, picture, figure, image or description, which is harmful to minors or manifestly tends to corrupt the morals of youth, or introduces into a family, school or place of education, or buys, procures, receives or has in his possession any such book, pamphlet, ballad, printed paper, phonographic record, obscene, indecent or impure print, picture, figure, image or other thing, either for the purpose of sale, exhibition, loan or circulation to a person under the age of eighteen years or with intent to introduce the same into a family, school or place of education, shall be punished by imprisonment in the state prison for not more than five years or in a jail or house of correction for not more than two and one half years, or by a fine of not less than one hundred dollars nor more than five thousand dollars, or by both such fine and imprisonment in jail or the house of correction. In order to obtain a conviction under this section, it shall not be necessary to prove that the book, pamphlet, ballad, printed paper, phonographic record, print, picture, image, description or other thing which the accused is alleged to have dealt with in a manner prohibited by this section has been adjudged to be obscene, indecent or impure under the provisions of sections twenty-eight C to twenty-eight H, inclusive.

As used herein the words "harmful to minors" mean that quality of description or representation of nudity, sexual conduct or sexual excitement which appeals predominately to the prurient, shameful or morbid interest of minors under eighteen years of age, is patently contrary to prevailing standards of adults in the community as to suitable material for such minors, and is utterly without redeeming social importance for such minors.

SECTION 2. If, as to any person, the provisions of section twenty-eight of chapter two hundred and seventy-two of the General Laws, as amended by section one of this act, is held to be unconstitutional, the provisions of said section twenty-eight, as in effect immediately prior to the effective date of this act, shall continue in full force and effect as to such person. *Approved July 6, 1966.*

Chap. 419. AN ACT PROVIDING THAT SOCIAL SECURITY PAYMENTS SHALL NOT BE CONSIDERED AS INCOME OF AN APPLICANT FOR EXEMPTION UNDER THE LAW PROVIDING A TAX ABATEMENT FOR CERTAIN ELDERLY PERSONS.

Be it enacted, etc., as follows:

Clause Forty-first of section 5 of chapter 59 of the General Laws, as amended by section 1 of chapter 681 of the acts of 1964, is hereby further amended by adding the following sentence: — In computing the net income of an applicant for exemption under this clause any payments received by him under the federal social security law shall not be considered as income. *Approved July 6, 1966.*

Chap. 420. AN ACT MAKING THE DIRECTOR OF CIVIL DEFENSE A MEMBER OF THE ADVISORY COUNCIL ON RADIATION PROTECTION.

Be it enacted, etc., as follows:

The first paragraph of section 4F of chapter 111 of the General Laws, as appearing in section 1 of chapter 484 of the acts of 1965, is hereby amended by inserting after the word "service", in line 3, the words: — , the director of civil defense. *Approved July 6, 1966.*

Chap. 421. AN ACT AUTHORIZING CHARITABLE CORPORATIONS TO UNDERTAKE OR ACQUIRE AND CARRY ON URBAN REDEVELOPMENT PROJECTS.

Be it enacted, etc., as follows:

SECTION 1. Section 18C of chapter 121A of the General Laws, inserted by section 1 of chapter 859 of the acts of 1965, is hereby amended by inserting after the word "commonwealth", in line 3, the words: — , or charitable corporations organized under chapter one hundred and eighty.

SECTION 2. Clause (*f*) of said section 18C of said chapter 121A is hereby amended by inserting after the word "ten", in line 9, the words: — and any charitable corporation organized under chapter one

hundred and eighty which enters into such a regulatory agreement shall be deemed to have waived its exemption from local property taxes.

SECTION 3. The second paragraph of section 13 of chapter 652 of the acts of 1960, as appearing in section 2 of said chapter 859, is hereby amended by inserting after the word "trusts", in line 5, the words: — , or by a charitable corporation organized under chapter one hundred and eighty of the General Laws.

SECTION 4. The sixth paragraph of said section 13 of said chapter 652, as so appearing, is hereby amended by inserting after the word "banks", in line 7, the words: — , or a charitable corporation organized under chapter one hundred and eighty of the General Laws.

SECTION 5. The ninth paragraph of said section 13 of said chapter 652, as so appearing, is hereby amended by inserting after the word "associations", in lines 2 and 3, the words: — , or charitable corporations organized under chapter one hundred and eighty of the General Laws.

SECTION 6. Section 13A of said chapter 652, inserted by section 3 of said chapter 859, is hereby amended by inserting after the word "commonwealth", in line 5, the words: — , or a charitable corporation organized under chapter one hundred and eighty of the General Laws.

Approved July 6, 1966.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, September 27, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience requires that the law being Chapter 421 of the Acts of 1966, entitled "An Act authorizing Charitable Corporations to Undertake or Acquire and Carry On Urban Redevelopment Projects." and the enactment of which received my approval on July 6, 1966, should take effect forthwith.

Further postponement of the operation of this act would defeat its purpose which is in that certain historical properties are currently available if acquired at once.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, September 27, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at four o'clock and fifty-five minutes, P.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution, said chapter takes effect forthwith, being chapter four hundred and twenty-one of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 422. AN ACT REGULATING CERTAIN SALES OF REAL PROPERTY LOCATED OUTSIDE OF THE COMMONWEALTH.

Be it enacted, etc., as follows:

Section 87AAA of chapter 112 of the General Laws is hereby amended by inserting after the first paragraph, as amended by chapter 181 of the acts of 1961, the following paragraph: —

No broker shall engage in a sale in the commonwealth of real property located in a land development in another state which is the subject of promotional advertising in the commonwealth unless the owner or developer of such land has submitted to the board full particulars regarding such land and the proposed terms of sale thereof and has deposited with the board such sum as it shall determine, to pay the expense of the investigation hereinafter prescribed. Any broker acting for such owner or developer, and his salesmen, shall comply with such rules, regulations, restrictions and conditions pertaining thereto as the board in its discretion may impose. The board shall investigate such matters and all reasonable expenses incurred by the board in such investigation shall be borne by the owner or developer of the property involved. No broker or salesman shall in any manner refer to the board of registration of real estate brokers and salesmen or to any member or employee thereof, in selling, offering for sale, or advertising or otherwise promoting the sale, mortgage or lease of any such property, nor make any representation whatsoever that such property has been inspected or approved or otherwise passed upon by said board or by any official, department or employee of the commonwealth. The board may suspend, revoke or refuse to renew any license when it has found that the licensee has failed to comply with the requirements of this paragraph or any part thereof. *Approved July 11, 1966.*

Chap. 423. AN ACT RELATIVE TO RETURN PREMIUMS RECEIVED BY OR CREDITED TO INSURANCE AGENTS AND BROKERS.

Be it enacted, etc., as follows:

SECTION 1. Chapter 175 of the General Laws is hereby amended by inserting after section 176 the following section: —

Section 176A. An insurance agent or broker or premium finance agency who has received a return premium on any motor vehicle insurance policy shall within thirty days thereof pay over the full amount of said return premium to the person whose insurance policy has been cancelled or to his assignee, unless such person is otherwise indebted to said insurance agent, broker, or premium finance agency in which case any such return premium may be applied to such indebtedness and said agent, broker, or premium finance agency shall be required to pay over that portion only of said return premium which exceeds said indebtedness. In the event of payment to the assignee, notice thereof shall be given immediately to the person whose insurance policy has been cancelled. Failure by any agent, broker, or premium finance agency to return the full amount of said return premium or to give notice to the person whose insurance policy has been cancelled shall be sufficient cause in the case of an insurance agent or broker for the commissioner to suspend or revoke all licenses that may have been issued to said agent or broker, and in the case of a premium finance agency for the insurance

commissioner to notify the commissioner of banks of the violation of this section.

SECTION 2. Section 5 of chapter 255C of the General Laws, as appearing in chapter 727 of the acts of 1964, is hereby amended by inserting after the second paragraph the following paragraph: —

The commissioner shall have sufficient cause to suspend or revoke a license whenever he learns from the commissioner of insurance or from any other source that the licensee has failed to return the full amount of a return premium to the person whose insurance policy has been cancelled or to his assignee, as required by section one hundred and seventy-six A of chapter one hundred and seventy-five. *Approved July 11, 1966.*

Chap. 424. AN ACT PROHIBITING THE PAYMENT OF FEES BY MOTOR CARRIERS ENGAGED IN DUMP TRUCK OPERATIONS TO MOTOR TRUCK BROKERS.

Be it enacted, etc., as follows:

Section 5 of chapter 159B of the General Laws is hereby amended by striking out the third paragraph, as amended by section 2 of chapter 543 of the acts of 1959, and inserting in place thereof the following paragraph: —

The department shall from time to time establish reasonable maximum fees which may be charged by brokers to shippers or motor carriers; provided, however, that no broker shall charge, for his services as a broker, any fee to any motor carrier engaged in dump truck operations, nor shall any such motor carrier pay any fee to any broker for such services. *Approved July 12, 1966.*

Chap. 425. AN ACT ESTABLISHING A TOWN MANAGER FORM OF GOVERNMENT FOR THE TOWN OF FRAMINGHAM.

Be it enacted, etc., as follows:

SECTION 1. *Elections and Meeting.* — Upon the acceptance of this act by the town of Framingham, as hereinafter provided, beginning with the year following its adoption, the regular town election of said town for the purpose of electing town officers including town meeting members, in accordance with the provisions of this act, and for the submission of questions to the voters of the town, if required to be submitted thereat, shall be held as presently provided in said town. All articles in the warrant for any regular town meeting to be acted upon and determined otherwise than by ballot shall be considered at the annual town meeting as presently provided in said town.

SECTION 2. *By-Laws, Rules, etc.* — All laws, by-laws, rules and regulations in force in the town of Framingham when this act takes effect, not inconsistent with the provisions hereof, whether enacted by authority of the town or any other authority shall continue in full force and effect until otherwise provided by law, by-law, or vote; all other laws, by-laws, rules and regulations, so far as they refer to the town of Framingham, are hereby repealed and annulled but such repeal shall not revive any preexisting enactment.

SECTION 3. *Present Office Holders.* — Unless otherwise provided in this act, all elected and appointed municipal office holders in said town

whose terms of office have not expired on the effective date hereof shall retain said offices for the duration of the respective unexpired terms thereof.

SECTION 4. *Election of Moderator.* — The office of moderator shall continue as presently provided in said town.

SECTION 5. *Election of Selectmen.* — The election of the board of selectmen shall continue as presently provided in said town.

SECTION 6. *Appointive Powers of Selectmen.* — The selectmen shall appoint and may remove the following boards, commissions and officers: —

A. Conservation commission.
B. Zoning board of appeals.
C. Town forest committee.
D. Historical district survey committee.
E. Registrars of voters.
F. Precinct officers.
G. Town constables.
H. Industrial development commission.
I. Town counsel.
J. Council for the aging.
K. Treasurer and tax collector.

The officers appointed in accordance with the foregoing list shall possess all the powers and rights and be subject to the duties and liabilities conferred or imposed by statute and by-law upon such officers, unless otherwise provided by the terms hereof.

SECTION 7. *Election of School Committee.* — The election of the school committee shall continue as presently provided in said town.

SECTION 8. *Powers of the School Committee.* — Nothing in this act shall be construed to affect the powers and duties of the school committee as provided by law, except as specifically provided herein.

SECTION 9. *Election of Other Officers.* — The election of the following town officers shall continue as presently provided and said officers shall possess all the powers and rights and be subject to the duties and liabilities conferred or imposed by statute or by-law upon such officers, unless otherwise provided by the terms hereof:

A. Cemetery trustees.
    1. Edgell Grove.
    2. Old Burial Ground.
B. Commissioners of trust funds.
C. Urban redevelopment commissioners.
D. Housing authority members.
E. Town clerk.

Notwithstanding the election of the officers named herein, they shall be subject to the call of the town manager for consultation, with respect to matters arising out of or relating to their respective offices.

SECTION 10. *Investigations or Surveys.* — Both the selectmen and town manager shall be empowered to make or direct such investigations or surveys as they may deem necessary and may employ such experts, counsel or others to such end and may incur therefor such expenses as are required and as may be appropriated by the town.

SECTION 11. *Appointment of Town Manager.* — The selectmen, by a majority vote of the full membership of the board, shall appoint as soon as practicable, for a term of three years, a town manager, who shall

be a professionally qualified person especially fitted by education, training and experience to perform the duties of the office and who shall be a citizen of the United States of America. Upon the expiration of such term the selectmen shall appoint, as soon as possible, but in any event not later than ninety days after the expiration of said term, his successor. The town manager shall be appointed without regard to his political beliefs. He shall either be a resident of the town at the time of appointment or become a resident of the town within ninety days of his appointment. He may be appointed for successive terms of office. Before entering upon the duties of his office, the town manager shall be sworn to the faithful and impartial performance thereof by the chairman of the selectmen, or by the town clerk, or by a justice of the peace. He shall execute a bond in favor of the town for the faithful performance of his duties in such sum and with such surety or sureties as shall be fixed or approved by the selectmen. The cost of such bond shall be paid by the town.

SECTION 12. *Temporary or Acting Manager.* — (*a*) The town manager may, subject to approval of the board of selectmen, designate, by letter filed with the town clerk, a qualified officer of the town as temporary town manager to perform the duties of the manager during his temporary absence or his temporary disability, except during removal proceedings. In the event of the failure of the town manager to make such designation, the selectmen shall forthwith, by resolution, designate an officer of the town to perform the duties of, and have the powers of, the town manager, until he shall return or his disability shall cease. (*b*) When a vacancy occurs in the office of town manager for any reason other than for expiration of his term, the selectmen shall appoint, as soon as possible, but in any event not later than ninety days after such vacancy occurs, an acting town manager for the balance of the unexpired term. Such appointment shall, insofar as practicable, be subject to the same conditions and qualifications for the office of town manager as set forth in section eleven; if not so practicable, the selectmen shall so appoint a qualified officer of the town as acting town manager for the balance of the unexpected term.

SECTION 13. *Removal of Manager.* — The selectmen, by a majority vote of the full membership of the board, may remove the town manager for cause. At least twenty days before such proposed removal shall become effective, the selectmen shall file a preliminary written resolution with the town clerk setting forth in detail the specific reasons for the proposed removal of the town manager, a copy of which resolution shall be delivered to the town manager. The town manager, within twenty days after notice, so filed, may reply in writing to the resolution and may request a public hearing. If the town manager so requests, the board of selectmen shall hold a public hearing not earlier than twenty days nor later than thirty days after the filing of such request. The town manager shall have the right to representation by counsel, to produce witnesses and exhibits on his behalf, and to cross-examine witnesses. After such public hearing, if any, otherwise at the expiration of twenty days following the filing of the preliminary resolution, and after full consideration, the selectmen by a majority vote of the full membership of the board may adopt a final resolution of removal. In the preliminary resolution, the selectmen may suspend the town manager from duty, but in any case his salary shall continue to be paid until

the expiration of one month from the date of adoption of the final resolution of removal.

SECTION 14. *Compensation of Manager.* — The town manager shall receive such compensation for his services as the selectmen shall determine, not to exceed the amount appropriated by the town, and any acting town manager who meets the requirements of sections eleven and twelve shall receive such compensation at the same rate as has been appropriated for the manager, for the period during which the acting manager so serves.

SECTION 15. *Powers and Duties of Manager.* — In addition to the specific powers and duties provided in this act the town manager shall have the general powers and duties enumerated in this section:

(*a*) The town manager shall supervise and direct the administration of all departments, commissions, boards and offices, except the board of selectmen, moderator, school committee, treasurer and collector, registrars of voters, election officers, zoning board of appeals, cemetery trustees, commissioners of trust funds, urban redevelopment commissions, housing authority, town counsel, council for the aging, industrial development commission, forest district committees, historical districts committee, conservation committee, finance committee and personnel board. The town manager shall have access to all town books and papers for information necessary for the proper performance of his duties.

(*b*) Subject to the approval of the board of selectmen, the town manager in accordance with provisions of this act and except as may be expressly prohibited by the General Laws may:

1. Reorganize or consolidate town departments, commissions, boards and offices under his direction and control as he deems necessary.

2. Establish such new departments, commissions, boards and offices as he deems necessary and make appointments to such boards, commissions, departments and offices, according to the terms hereof.

3. Subject to the approval and consent of the finance committee, transfer the appropriation of any such department, board, commission or office to another department, board, commission or office.

(*c*) Subject to the provisions of chapter thirty-one of the General Laws where applicable, and except as otherwise provided by this act, the town manager shall appoint upon merit and fitness alone, and may transfer and remove all officers and employees of the town, except employees of the school department. Town officers and full time employees not subject to said chapter thirty-one shall not be removed by him except on fourteen working days' notice in writing to said officer or employee, setting forth the cause of such removal.

(*d*) Subject to all applicable provisions of chapter thirty-one of the General Laws, and subject to the classification plan as established now or hereafter by the town by-laws, the town manager shall recommend to the personnel board for approval the compensation of all town officers and employees subject to removal by him.

(*e*) The town manager shall keep full and complete records of his office, and shall render as often as may be required by the selectmen a full report of his management during the period reported on, and he shall render a report on his management in person at the annual town meeting and as otherwise may be directed by the selectmen.

(*f*) The town manager shall keep the selectmen fully advised as to the needs of the town and shall recommend to the selectmen for adoption

such measures requiring action by them or by the town as he may deem necessary or expedient.

(*g*) The town manager shall have jurisdiction over the rental and use of all town property, except schools. He shall be responsible for the maintenance and repair of all town property, except schools. Except as otherwise voted by the town, the school committee shall be responsible for the study, consideration and recommendations as to construction, reconstruction, alterations, improvements and other undertakings pertaining to school buildings or property. Except as otherwise voted by the town, the town manager shall be responsible for the preparation of plans and supervision of work relating thereto, authorized by the town. Except as otherwise voted by the town, the town manager shall be responsible for the preparation of plans and the supervision of work on all other construction, reconstruction, alterations, improvements, and other undertakings authorized by the town.

(*h*) The town manager shall appoint and may remove the following:

1. Assessors.
2. Assistant director of civil defense.
3. Purchasing agent.
4. Police chief.
   - *a*. Pound keeper.
   - *b*. Field driver.
   - *c*. Dog officer.
   - *d*. Lockup keeper.
5. Fire chief.
   - *a*. Forest warden.
6. Compensation agent.
7. Contributory retirement board.
8. Sealer of weights and measures.
   - *a*. Sworn weighers.
   - *b*. Measurers of lumber.
9. Gas inspector.
10. Town accountant.
11. Town engineer.
12. Registrar of graves.
    - *a*. Burial agent.
    - *b*. Veterans benefits agent.
13. Building and wire inspector.
    - *a*. Fence viewer.
    - *b*. Surveyor of plaster and bricks.
14. Director of public works.

The officers appointed in accordance with the foregoing list shall possess all the powers and rights and be subject to the duties and liabilities conferred or imposed by statute and by-law upon such officers, unless otherwise provided by the terms hereof, but in the performance of their duties they shall be subject to the general supervision and direction of the town manager.

(*i*) The town manager shall perform such other duties, consistent with his office, as may be required of him by the by-laws or vote of the town or by vote of the selectmen.

SECTION 16. *Investigations.* — (*a*) The selectmen may cause the affairs of any town department, board, committee, commission, division or office, or the conduct of any officer, employee or agent thereof to be

examined, and may utilize the services of the town manager in furtherance thereof.

(*b*) The town manager may cause the affairs of any department, board, committee, commission, division or office under his supervision or direction or the conduct of any officer, employee or agent thereof to be examined.

(*c*) Both the selectmen and the town manager may employ such experts, counsel or others to such end as may be necessary for the purposes of this section and may incur therefor such expenses as are required and as may be appropriated by the town.

(*d*) Upon the conclusion of any such investigation, the selectmen or town manager, as may be appropriate, shall render a report setting forth their findings and recommendations relative to the matters investigated and to changes which may be indicated in the administrative organization, departmental rules or regulations or by-laws of the town. The report shall be filed with the town clerk, submitted at the next annual town meeting and printed in the annual town report.

SECTION 17. *Appointment of Planning Board.* — The town manager, subject to the approval of the board of selectmen, shall appoint a planning board to consist of five suitably qualified persons. One of said persons shall be appointed for a term of one year, two for a term of two years, and two for a term of three years; and annually thereafter there shall be appointed by the town manager subject to the approval of the board of selectmen a member for a term of three years in place of the member whose term is expired. The members shall serve until their successors are appointed and qualified.

SECTION 18. *Board of Public Welfare.* — The board of selectmen, from and after the appointment of a town manager as herein provided, shall also be a board of public welfare and in said capacity shall have and exercise under the designation of selectmen all the powers, rights and duties possessed just prior to said appointment under statute and by-law by the board of public welfare; and said board of public welfare shall thereupon be abolished. No contracts or liabilities then in force shall be affected by such abolition but the selectmen acting as said board of public welfare shall in all respects be the lawful successor of the board so abolished.

SECTION 19. *Appointment of Board of Health.* — The town manager, subject to the approval of the board of selectmen, shall appoint a board of health to consist of three suitably qualified persons. One of said persons shall be appointed for a term of one year, one for a term of two years, and one for a term of three years; and annually thereafter there shall be appointed by the town manager, subject to the approval of the board of selectmen, a member for a term of three years in the place of the member whose term is to expire. The members shall serve until their successors are appointed and qualified.

SECTION 20. *Board of Park Commissioners.* — The board of selectmen, from and after the appointment of a town manager as herein provided, shall also be a board of park commissioners and in said capacity shall have and exercise under the designation of selectmen all the powers, rights and duties possessed just prior to said appointment under statute and by-law by the board of park commissioners; and said board of park commissioners shall thereupon be abolished. No contracts or liabilities then in force shall be affected by such abolition but the select-

men acting as said board of park commissioners shall in all respects be the lawful successor of the board so abolished.

SECTION 21. *Appointment of Board of Cemetery Commissioners.* — The town manager, subject to the approval of the board of selectmen, shall appoint a board of cemetery commissioners to consist of three suitably qualified persons. One of said persons shall be appointed for a term of one year, one for a term of two years, and one for a term of three years; and annually thereafter there shall be appointed by the town manager, subject to the approval of the board of selectmen, a member for a term of three years in the place of the member whose term has expired. The members shall serve until their successors are appointed and qualified.

SECTION 22. *Appointment of Board of Library Trustees.* — The town manager, subject to the approval of the board of selectmen, shall appoint a board of library trustees to consist of twelve suitably qualified persons. Four of said persons shall be appointed for a term of one year, four for a term of two years, and four for a term of three years; and annually thereafter there shall be appointed by the town manager, subject to the approval of the board of selectmen, members for a term of three years in the place of the members whose terms are to expire. The members shall serve until their successors are appointed and qualified. The library trustees as hereinabove constituted shall administer as presently provided in said town all funds other than as the town may appropriate from time to time according to the terms and conditions upon which said funds were received and accepted.

SECTION 23. *Appointment of Edward F. Loring Skating Arena Committee.* — The town manager, subject to the approval of the board of selectmen, shall appoint the Edward F. Loring skating arena committee to consist of eleven suitably qualified persons. Four of said persons shall be appointed for a term of one year, four for a term of two years, and three for a term of three years; and annually thereafter there shall be appointed by the town manager, subject to the approval of the board of selectmen, members for a term of three years in the place of the members whose terms are to expire. The members shall serve until their successors are appointed and qualified.

SECTION 24. *Vacancies on and Powers of Certain Boards.* — If for any reason a vacancy occurs in the membership of any board listed in sections seventeen, nineteen, twenty-one, twenty-two and twenty-three, said vacancy shall be filled forthwith by the town manager, subject to the approval of the board of selectmen, for the unexpired term. Upon the appointment and qualification of the members of each of said boards as provided herein the terms of office of the then existing boards shall terminate. The boards hereby appointed shall possess all the powers and rights and be subject to the duties and liabilities conferred or imposed by law upon such boards, but in the performance of their duties they shall be subject to the general supervision and direction of the town manager. Each such member shall be sworn to the faithful performance of his duties by the town clerk or a justice of the peace.

SECTION 25. *Tree Warden.* — The town manager, subject to the approval of the board of selectmen, shall appoint a suitably qualified person to the office of tree warden. The tree warden shall have the powers, perform the duties and be subject to the liabilities and penalties now or hereafter conferred or imposed by statute or by-law upon tree

wardens but in the conduct of his office he shall be subject to the supervision and direction of the town manager. The tree warden shall be sworn to the faithful performance of his duties by the town clerk or a justice of the peace.

SECTION 26. *Board of Public Works.* — The board of selectmen, from and after the appointment of a town manager as herein provided, shall also be a board of public works, and in said capacity shall have and exercise, under the designation of selectmen, all the powers, rights and duties possessed just prior to said appointment under statute and by-law by the board of public works of said town and vested just prior to said appointment and from time to time by General Law in surveyors of highways, road commissioners, water commissioners or sewer commissioners; and said board of public works so created shall thereupon be abolished during the time that this section is in operation and during such time the operation of any applicable provisions of the General Laws shall be suspended. No contracts or liabilities, then in force shall be affected by such abolition, but the selectmen, acting as said board of public works, shall in all respects be the lawful successor of the board so abolished.

SECTION 27. *Department of Public Works.* — There shall be established, by the board of selectmen, a department of public works as herein provided. The town manager shall appoint a suitably qualified person to the office of director of public works. The director of public works in office when this act becomes effective shall continue in office subject to the provisions of chapter thirty-one of the General Laws, if applicable, but otherwise subject to removal by the town manager as provided herein. The director of public works shall have the powers, perform the duties and be subject to the liabilities and penalties now or hereafter imposed by law upon a superintendent of streets in towns and such other duties as may be assigned to him. In the performance of his duties he shall be subject to the general supervision and direction of the town manager. He shall be sworn to the faithful performance of his duties by the town clerk or by a justice of the peace. The town manager shall establish such divisions and subordinate offices within the department of public works as he deems necessary and shall prescribe the powers, rights, duties and liabilities of the same.

SECTION 28. *Approval of Warrant.* — Warrants for the payment of town funds prepared by the town accountant in accordance with the provisions of section fifty-six of chapter forty-one of the General Laws shall be submitted to the town manager for his review prior to submission by the town manager to the selectmen for their approval.

SECTION 29. *Estimates of Expenditures.* — By such date as the board of selectmen shall annually establish, but not later than the first day of December each year, the town manager shall submit to the selectmen a detailed estimate in writing of the fiscal requirements for the ensuing fiscal year of each fund and department under his control, and he shall state the amount required to meet the interest and maturing bonds and notes or other outstanding indebtedness of the town. All other boards and departments not under the control of the manager shall likewise submit detailed estimates for their respective departments on the said date and sha l furnish copies thereof to the town manager. All the estimates required by this section shall include a statement of the expenditures for the same purposes in the two preceding years.

SECTION 30. *Annual Budget.* — The board of selectmen shall consider the estimates submitted by the town manager and other department heads and by such date as the finance committee shall annually establish, but not later than the thirtieth day of December of each year, shall transmit copies thereof together with their recommendations relative thereto to each member of the finance committee.

SECTION 31. This act shall be submitted for acceptance to the voters of the town of Framingham at the annual town meeting to be held in the year nineteen hundred and sixty-seven in the form of the following question, which shall be placed upon the official ballot to be used for the election of town officers at said meeting: — "Shall an act passed by the General Court in the year nineteen hundred and sixty-six, entitled 'An Act establishing a town manager form of government for the town of Framingham', be accepted?" If a majority of the votes in answer to said question is in the affirmative, this act shall take effect immediately following said annual town meeting for the purpose of the appointment by the selectmen as herein provided of a town manager. All budgets and estimates of appropriations required for the then current fiscal year prepared by heads of departments under his control prior to said annual town meeting shall be subject to the supervision and approval of the town manager. Upon such acceptance as aforesaid, this act shall also take effect for the purposes of the annual town meeting for the year following its acceptance and for all things that pertain to said annual town meeting and the board of selectmen, except as herein provided.

SECTION 32. *Revocation of Acceptance.* — At any time after the expiration of three years from the date on which this act is accepted, and not less than sixty days before the date of an annual meeting, a petition, signed by not less than ten per cent of the registered voters of the town, may be filed with the board of selectmen, requesting that the question of revoking the acceptance of this act be submitted to the voters. Thereupon, the board of selectmen shall cause the question of revocation of the acceptance to be placed on the ballot at the next annual election. At said election, the vote shall be taken in answer to the following question which shall be printed on the official ballot: "Shall the acceptance by the town of Framingham of an act passed by the General Court in the year nineteen hundred and sixty-six, entitled 'An Act establishing a town manager form of government for the town of Framingham', be revoked?" If such revocation is favored by a majority of the voters voting thereon by ballot, the acceptance of this act shall be revoked and this act shall become null and void beginning with the annual town meeting next following such vote, which meeting shall be held at such time, in conformity with General Law, as may be determined by vote of the town provided, that all town officers holding office under this act shall continue to hold office until their successors have been duly qualified. At the first annual town election following such vote of revocation, the registered voters of the town shall elect by ballot all elective officers and boards whose election to office was required prior to the acceptance of this act, and the terms of office shall be so arranged that there shall be elected annually thereafter such officers as were elected annually prior to the acceptance of this act. It shall be the duty of the board of selectmen and the town clerk in office and any other town official upon whom by reason of his office a duty devolves, when this act is revoked, to comply with all the requirements of this section relative to elections,

to the end that all things may be done necessary for the nomination and election of the officers required to be elected following the revocation of this act. The said revocation shall not affect any contract then existing or any action at law or any suit in equity or any other proceeding then pending, with the exception of any contract made by the town with the town manager then in office, whose office shall be abolished upon the effective date of the said revocation. Any special laws relating to said town which are repealed by this act shall be revived by such revocation. Any by-law in force when said revocation takes effect, so far as consistent with the General Laws respecting town government and town officers and with said special laws, shall not be affected thereby.

SECTION 33. *Severability Provision.* — The provisions of this act are severable, and if any of its provisions shall be held invalid, such invalidity shall not affect or impair any of the remaining provisions.

Approved July 12, 1966.

Chap. 426. AN ACT RELATIVE TO THE TERM OF OFFICE OF THE REGISTRAR OF MOTOR VEHICLES.

Be it enacted, etc., as follows:

Notwithstanding the provisions of any general or special law to the contrary, the present registrar of motor vehicles shall serve a full term of five years from the date on which he was appointed.

(*This Bill, returned by the governor, to the Senate, the branch in which it originated, with his objections thereto, was passed by the Senate, July 13, 1966, and, in concurrence, by the House of Representatives, July 13, 1966, the objections of the governor, notwithstanding, in the manner prescribed by the constitution; and thereby has "the force of a law".*)

Chap. 427. AN ACT AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS TO MANAGE PROPERTY ACQUIRED IN CONNECTION WITH THE ACCELERATED HIGHWAY PROGRAM.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to insure eligibility for federal reimbursement on account of interest payments in connection with real property acquisitions, to avoid revenue loss to cities and towns, and to authorize maintenance and necessary repairs to acquired buildings, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public safety and convenience.

Be it enacted, etc., as follows:

SECTION 1. The department of public works is hereby authorized to manage properties acquired on behalf of the commonwealth under the provisions of chapter six hundred and seventy-nine of the acts of nineteen hundred and sixty-five, chapter eight hundred and twenty-two of the acts of nineteen hundred and sixty-three, chapter two hundred and thirty-seven of the acts of nineteen hundred and sixty-two, chapter five hundred and ninety of the acts of nineteen hundred and sixty-one, chapter five hundred and twenty-eight of the acts of nineteen hundred and sixty and chapter thirty-two of the acts of nineteen hundred and fifty-eight, and corresponding provisions of subsequent acts related to the Federal Aid Highway Act of 1956, between the time of such acquisi-

tion and the time that such properties are put to the use for which they were acquired. Such power of management shall include, without limitation, power to charge rent, to negotiate leases, to provide maintenance, to make repairs, to extend easements or licenses upon such terms and conditions as the department shall adjudge fair and equitable and to provide fire, storm, public liability and other insurance in relation to acquired structures or lands.

SECTION 2. On the last day of each year during any portion of which real estate is used or occupied under lease or rental pursuant to this act, the commonwealth shall pay to the city or town wherein such real estate lies a sum equal to such portion of the last tax assessed thereon as would be allocable to the days in such year on which such real estate was so used or occupied if such tax were apportioned pro rata according to the number of days in such year; provided, however, that no payment shall be made for any day for which an amount is included under section twelve of chapter seventy-nine of the General Laws in damages for the taking of such real estate.

SECTION 3. The department may terminate any tenancy created under the provisions of this act by giving thirty days' notice in writing by certified mail of its intention to terminate and may thereafter issue its warrant to the sheriff of the county in which the property is situated or to his deputy directing him to make entry on the property and to take possession thereof on behalf of the commonwealth.

SECTION 4. Expenditures authorized under the provisions of this act shall be paid from sums appropriated therefor from the Highway Fund. All income from leases or rentals pursuant to section one and all other receipts in connection with the management of such real estate shall be paid into the Highway Fund. The department is hereby authorized to accept and receive any federal funds which are now or may hereafter become available for expenditures authorized by this act, and such federal funds, when received, shall be credited to the Highway Fund.

SECTION 5. This act shall take effect as of November first, nineteen hundred and sixty-five. *Approved July 14, 1966.*

Chap. 428. AN ACT ESTABLISHING THE SALARY OF THE DIRECTOR OF RESEARCH AND PROVIDING THAT SAID DIRECTOR SERVE AS THE EXECUTIVE DIRECTOR OF THE ADVISORY COUNCIL ON EDUCATION.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to implement the expanded program of education in the commonwealth by establishing forthwith the salary of the director of research and to provide that said director serve as the executive director of the advisory council on education, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

Section 1H of chapter 15 of the General Laws is hereby amended by striking out the seventh paragraph, as appearing in section 2 of chapter 572 of the acts of 1965, and inserting in place thereof the following paragraph: —

The council shall by a two thirds vote of all its members appoint a director of research and may, at its discretion, remove him by a majority

vote of all its members. He shall be the executive director of the council. He shall receive such salary, not exceeding thirty thousand dollars, as the council may determine, and, subject to appropriation, such other perquisites as the council may approve. Upon the recommendation of the director of research, the council may employ one or two full-time professional associates, who shall serve at the pleasure of the council and shall receive such compensation as the council shall determine, such full-time clerical and technical assistants as may be necessary and such consultants and experts as the director of research may recommend to study specific matters of concern to the council.

Approved July 18, 1966.

Chap. 429. AN ACT RELATIVE TO THE SALARY OF THE FIRST ASSISTANT CLERK OF THE SUPERIOR COURT FOR CIVIL BUSINESS IN THE COUNTY OF SUFFOLK.

Be it enacted, etc., as follows:

Section 94 of chapter 221 of the General Laws is hereby amended by striking out the second paragraph under the caption SUPERIOR COURT FOR CIVIL BUSINESS IN THE COUNTY OF SUFFOLK, as appearing in section 2 of chapter 790 of the acts of 1963, and inserting in place thereof the following paragraph: —

First Assistant Clerk (so designated by the justices of said court). — A sum equivalent to eighty per cent of the salary of the clerk.

Approved July 18, 1966.

Chap. 430. AN ACT INCREASING THE AMOUNT OF MONEY WHICH MAY BE BORROWED FOR THE FILLING AND IMPROVEMENT OF SOUTH BAY, ROXBURY CANAL, DORCHESTER BROOK AND CERTAIN TERRITORIES ADJACENT THERETO.

Be it enacted, etc., as follows:

SECTION 1. The third paragraph of section 1 of chapter 762 of the acts of 1962 is hereby amended by inserting after the word "million", in line 5, the words: — six hundred and fifty thousand.

SECTION 2. Section 2 of said chapter 762, as amended by chapter 621 of the acts of 1965, is hereby further amended by inserting after the word "million", in line 6, the words: — six hundred and fifty thousand.

Approved July 18, 1966.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, July 18, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience requires that the law being Chapter 430 of the Acts of 1966, entitled "An Act increasing the Amount of Money which may be borrowed for the Filling and Im-

provement of South Bay, Roxbury Canal, Dorchester Brook and certain Territories adjacent thereto." and the enactment of which received my approval on July 18, 1966, should take effect forthwith.

I further declare that in my opinion said law is an emergency law and the facts constituting the emergency are as follows:

Improvements referred to in this bill are urgently needed and postponement of the operation of this act for 90 days would defeat its purpose.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, July 19, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at ten o'clock and forty-five minutes, A.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter four hundred and thirty of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 431. AN ACT PROVIDING FOR AN INCREASED ALLOWANCE FOR EARNINGS OF A PERSON PENSIONED OR RETIRED FOR DISABILITY.

Be it enacted, etc., as follows:

SECTION 1. The first paragraph of section 91A of chapter 32 of the General Laws is hereby amended by striking out the second sentence, as appearing in section 1 of chapter 684 of the acts of 1958, and inserting in place thereof the following sentence: — If such earnings exceed, or when added to his adjusted pension or retirement allowance in such preceding year exceed, the amount of regular compensation which would have been payable to such person in such preceding year had he continued in service in the grade held by him at the time he was pensioned or retired plus the sum of one thousand dollars, he shall refund his adjusted pension or retirement allowance for such preceding year or a portion thereof equal to such excess, as the case may be; and until such refund is made, his pension or retirement allowance shall be withheld as security therefor.

SECTION 2. This act shall take effect as of January first, nineteen hundred and sixty-six. *Approved July 18, 1966.*

Chap. 432. AN ACT REGULATING THE ENTRY OF A JUDGMENT FOR FAILURE TO ANSWER INTERROGATORIES OR TO AMEND OR EXPUNGE ANSWERS THERETO.

Be it enacted, etc., as follows:

Section 64 of chapter 231 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by adding after the word

"requires", in line 4, the words: — except that judgment shall not be entered because of the failure of the party interrogated to answer interrogatories until five days after written notice that such judgment will be entered has been sent by the clerk of the court to said party interrogated, or his attorney of record. *Approved July 18, 1966.*

Chap. 433. AN ACT PROVIDING FOR THE SUBMISSION TO THE VOTERS OF THE TOWN OF MAYNARD AT THE BIENNIAL STATE ELECTION IN THE CURRENT YEAR OF THE QUESTION OF ADDING SAID TOWN TO THE MASSACHUSETTS BAY TRANSPORTATION AUTHORITY.

Be it enacted, etc., as follows:

Notwithstanding any contrary provision of section sixteen of chapter one hundred and sixty-one A of the General Laws, the following question shall be placed upon the ballot to be used in the town of Maynard at the biennial state election to be held in the current year: — "Shall this town be added to the Massachusetts Bay Transportation Authority?"

YES.	
NO.	

The votes upon said question shall be counted and returned to the town clerk in the same manner as votes for candidates at said election. Said clerk shall forthwith notify the Massachusetts Bay Transportation Authority of the results of the vote. If a majority of the votes in answer to said question is in the affirmative, said town shall be deemed to be added to said Authority effective on the first day of January, nineteen hundred and sixty-seven. *Approved July 18, 1966.*

Chap. 434. AN ACT PROVIDING THAT CERTAIN PATROLMEN IN THE POLICE DEPARTMENT OF THE TOWN OF DALTON SHALL BE SUBJECT TO THE CIVIL SERVICE LAW AND RULES.

Be it enacted, etc., as follows:

SECTION 1. Each incumbent of the position of provisional patrolman in the town of Dalton shall, on the effective date of this act, be deemed to be permanently appointed as a patrolman in said town, subject to the civil service law and rules. Each such incumbent of said position on said date shall be subjected to a qualifying examination by the division of civil service and, if he passes said examination, shall be certified for said position and shall be deemed to be permanently appointed as a patrolman without being required to serve any probationary period.

SECTION 2. This act shall take effect upon its acceptance by the town of Dalton. *Approved July 18, 1966.*

Chap. 435. AN ACT PROVIDING THAT PAYMENT OF THE CIGARETTE EXCISE BE EVIDENCED BY STAMPS AFFIXED TO THE CIGARETTE PACKAGES.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 64C of the General Laws, inserted by section 1 of chapter 547 of the acts of 1945, is hereby amended by adding the following sentence: —Whenever used in this chapter, unless

the context otherwise requires, the word "stamper" shall mean any person authorized by the commissioner to purchase and affix adhesive or meter stamps under this chapter.

SECTION 2. Section 6 of said chapter 64C is hereby amended by striking out the third sentence, as amended by section 22 of chapter 14 of the acts of 1966.

SECTION 3. Section 10 of said chapter 64C, as appearing in section 1 of chapter 547 of the acts of 1945, is hereby amended by inserting after the tenth sentence the following sentence: — No person shall sell cigarettes through a vending machine unless said machine is so constructed as to permit the commissioner or his agents readily to determine whether the package of cigarettes being sold through said machine have affixed to them the proper stamps evidencing payment of the excise imposed by this chapter.

SECTION 4. Section 21 of said chapter 64C, as appearing in section 1 of chapter 547 of the acts of 1945, is hereby amended by inserting after the word "fourteen", in line 7, the words: — and in sections thirty-four to thirty-eight, inclusive.

SECTION 5. Said chapter 64C is hereby further amended by adding the following eleven sections: —

Section 29. The excise imposed by this chapter shall be paid to the commissioner through the use of adhesive stamps evidencing the payment of said excise, which stamps shall be of such design and in such denominations as the commissioner, with the approval of the commission, may prescribe. Except as otherwise provided, all stampers shall be liable for the payment of the excise imposed by this chapter and shall pay the excise to the commissioner by purchasing such stamps in accordance with such regulations as the commission may prescribe.

The commissioner, in his discretion, may authorize the use of a metering machine approved by him in lieu of stamps in order to impress or attach to each package of cigarettes evidence of the payment of said excise. Such machine shall be sealed by him or his authorized representative and shall be used in accordance with such rules and regulations as the commission may prescribe. The commissioner may for cause at any time suspend or revoke the authority to use such a metering machine.

Section 30. Every stamper shall purchase cigarette excise stamps from the commissioner and shall affix them, in the manner and within the time prescribed by the commission, to each package of cigarettes to be sold within the commonwealth in an aggregate denomination not less than the amount of the excise upon the contents thereof before such cigarettes are offered for sale or otherwise disposed of. If authorized, a stamper may use a metering machine in lieu of adhesive stamps to evidence payment of the excise upon each package of cigarettes. The commission may by regulation provide for the cancellation of such stamps or meter impressions. Any person subsequently receiving such stamped packages of cigarettes shall not be liable for said excise. The commissioner shall furnish such stamps in such quantities as may be necessary, and he shall provide for the custody of the stamps, dies, plates and other materials and supplies used in the manufacture of said stamps in such manner as he deems expedient. The commissioner, with the approval of the commission, may, whenever he deems it advisable,

provide for the issuance and exclusive use of stamps of a new design, and forbid the use of stamps of any other design. The commissioner shall make provisions for the sale of such stamps and the setting of metering machines at such places and at such times as he may deem expedient.

The commissioner may appoint as stampers licensed manufacturers and such licensed wholesalers and licensed vending machine operators who bring or cause to be brought into the commonwealth unstamped cigarettes purchased directly from the manufacturers thereof, and such licensed unclassified acquirers as he deems necessary. Only a stamper shall affix stamps to be used in paying the said excise, or, if authorized, use a metering machine for the purpose of evidencing payment thereof, unless the commission otherwise prescribes. A stamper may affix such stamps only on cigarettes which are to be sold by him in the regular course of the business in which he is engaged and for which he is licensed under the provisions of section two, and on cigarettes for such other licensees under said section two as the commissioner may in writing specifically authorize and in accordance with such conditions as the commissioner may impose.

Every such stamper who has complied with the provisions of this chapter and the pertinent rules and regulations made thereunder may withhold and retain from each payment to be made by him for such stamps, as compensation for services rendered in compliance with this chapter, a percentage of such payment computed in accordance with the following table: —

Chain store operators, five eighths of one per cent.
Vending machine operators, one and one quarter per cent.
Wholesalers, two and one half per cent.

No such compensation shall be allowed on any sale of less than one hundred dollars. The commissioner, in his discretion, may permit a stamper to pay for such stamps within thirty days after the date of purchase; provided, (1) a bond satisfactory to the commissioner in an amount not less than the sale price for such stamps is filed with him conditioned upon the payment for such stamps or (2) a deposit is made with the state treasurer of bonds or other negotiable obligations of the commonwealth or of the United States of America of such aggregate amount as the commissioner may deem necessary to secure payment for such stamps. In the case of a deposit of bonds or other negotiable obligations with the state treasurer hereunder, he shall pay to the persons entitled thereto the interest accruing thereon and if any payment for such stamps is not paid when due, the state treasurer may sell all or any part of such bonds or obligations to satisfy the amount due. A stamper authorized to use a metering machine to evidence payment of said excise shall make prepayment covering the amount of the excise for which the meter is set, less any allowable compensation, if any. The commissioner, in his discretion, may permit such a stamper to make payment upon the same terms and conditions as in the case of the purchase of stamps.

The authority of any stamper to purchase and affix stamps or to use a metering machine may be suspended or revoked by the commissioner for any violation of any provision of this chapter, or any rule or regulation made thereunder.

Section 31. The commissioner shall redeem any unused or mutilated but identifiable stamps or unused amounts for which a meter is set that any stamper may present for redemption; provided, they were originally lawfully purchased by the stamper who presents them for redemption. Such redemption shall be made at the face value thereof less allowances made for compensation. The commission may prescribe necessary rules and regulations for redemptions under this section. If the commissioner is satisfied that a stamper is entitled to a redemption he shall issue to him stamps of equivalent value to cover the mutilated stamps or he may order a refund equal to the actual amount paid for said unused or mutilated stamps or for the unused amounts for which the meter was set and shall certify said amount to the comptroller, whereupon the state treasurer shall pay the amount of such refund without any appropriation therefor by the general court.

Section 32. All stampers shall file under the penalties of perjury with the commissioner, on forms to be furnished by him, monthly reports on or before the twentieth day of each calendar month showing the number of stamps on hand at the beginning of the month, the number purchased during the month, the number on hand at the end of the month, the number affixed or otherwise disposed of during the month, and such other information as the commissioner shall require. All stampers shall keep complete and accurate records from which information can be obtained to complete and audit said report, and such other records as the commissioner may prescribe, shall preserve such records for three years and shall offer them for inspection at any time upon oral or written demand of the commissioner or his duly authorized agents. The stocks of unused stamps and any metering machines shall be open to inspection by the commissioner or his duly authorized agents at all reasonable times.

If the excise due under this chapter is not paid in the manner provided in sections twenty-nine and thirty, all provisions of this chapter relative to the assessment, collection, payment, abatement, verification and administration of taxes, including penalties, shall, so far as pertinent, be applicable thereto.

Section 33. Licensees under section two and stampers shall not sell, borrow, loan or exchange unstamped cigarettes or stamps to, from or with other such licensees or stampers unless authorized by the commissioner. Licensees under section two, other than stampers, shall not accept deliveries of unstamped or improperly stamped packages of cigarettes except as authorized by the commissioner. Every licensed retailer and licensed vending machine operator shall immediately examine all packages of cigarettes received by them and shall immediately return to their supplier any and all packages of cigarettes that are unstamped or improperly stamped. Such supplier shall replace them with packages of cigarettes upon which stamps have been properly affixed.

Section 34. Whoever, not being a licensed transportation company or a person specifically authorized by the commissioner, holds for sale, offers for sale, sells, possesses with intent to sell, or otherwise disposes of cigarettes within the commonwealth, except cigarettes acquired prior to the date when cigarette excise stamps were required to be affixed thereto and on which the excise imposed by this chapter has been paid, unless each individual package containing said cigarettes has affixed thereto a Massachusetts stamp or meter impression showing that said

excise has been paid, shall be punished by a fine of not more than one thousand dollars or by imprisonment for not more than one year, or both.

The absence of such stamp or impression on any package containing said cigarettes which is held for sale, possessed with intent to sell, offered for sale, sold or otherwise disposed of within the commonwealth shall be prima facie evidence that said excise has not been paid thereon. If such a stamp on a package of cigarettes is stained or smudged and its characteristics are so blurred, obscured or indistinct that it cannot be distinguished as a Massachusetts excise stamp or an authorized Massachusetts meter impression, it shall be presumed that the said excise has not been paid with respect to said package of cigarettes. It shall be presumed that all sales of cigarettes are subject to the said excise until the contrary is established, and the burden of proof that a sale is not taxable shall be upon the vendor.

If any cigarettes are found within the commonwealth in the place of business of any person licensed under this chapter, other than a stamper or such other licensee as the commissioner may authorize, without the stamp affixed thereto, excepting such cigarettes as were acquired from a licensee prior to the date when such stamps were required to be affixed thereto and on which the excise imposed by this chapter has been paid, it shall be prima facie evidence that such licensee in whose place of business said cigarettes were found possessed said unstamped cigarettes with the intent to sell the same.

Except as otherwise provided, the possession of cigarettes in unstamped packages by any person, other than a stamper or a licensee under section two, shall be prima facie evidence that such person possessed said unstamped cigarettes with the intent to sell the same.

Section 35. Whoever, not being a stamper or licensed transportation company or such other person as the commissioner may authorize, knowingly possesses or delivers or transports unstamped cigarettes in the commonwealth shall be punished by a fine of not more than one thousand dollars or by imprisonment for not more than one year, or both, and shall be subject to all the provisions as to arrest, search and seizure, as set forth in section eight, in so far as applicable, and the unstamped cigarettes, the vending machines, receptacles, boxes or cartons in which the same are contained, any vehicle used in the illegal transportation and any records relating to the purchase and sale of such cigarettes shall be subject to seizure in the manner provided in said section eight and shall be forfeited to the commonwealth and proceedings shall be had as provided in said section eight, and on the judgment of the court after verdict, whether a forfeiture of all or part of the cigarettes, machines, receptacles, vehicles, and the records seized or otherwise, similar proceedings shall be had as directed in sections fifty to fifty-five, inclusive, of chapter one hundred and thirty-eight.

Section 36. Whoever, not being a stamper, or licensed transportation company or such other person as the commissioner may authorize, possesses, delivers or transports any unstamped cigarettes, except cigarettes acquired prior to the date when stamps were required to be affixed thereto and on which the excise imposed by this chapter has been paid, shall have in his actual possession invoices or delivery tickets for such cigarettes showing the true name and address of the consignor or seller, the true name and address of the consignee or purchaser, the

quantity and brands of the cigarettes possessed or transported, and the name and address of the person who has assumed or shall assume the payment of the excise provided by this chapter at the ultimate point of destination, and failure to have such invoices or delivery tickets shall be prima facie evidence that such person knowingly possessed, delivered or transported unstamped cigarettes.

Section 37. Whoever falsely or fraudulently makes, forges, alters or counterfeits, or causes or procures to be falsely or fraudulently made, forged, altered or counterfeited, any cigarette excise stamps prepared or prescribed by the commissioner under the authority of this chapter, or whoever knowingly and wilfully utters, publishes, passes or tenders as true, any such false, altered, forged or counterfeited stamp or makes a false affixation of or uses any stamp provided for by this chapter which has already once been used, for the purpose of evading the excise imposed by this chapter, shall be punished by a fine of not more than two thousand dollars or by imprisonment for not more than five years, or both.

If any person secures, manufactures or causes to be secured or manufactured, or has in his possession, any cigarette excise stamp or die or device not prescribed or authorized by the commissioner, or any counterfeit impression, such fact shall be prima facie evidence that such person has counterfeited stamps. Whoever wilfully removes or alters or knowingly permits to be removed or altered the cancelling or defacing mark of any stamp provided for by this chapter with intent to use such stamp, or knowingly or wilfully buys, prepares for use, uses, has in possession, or suffers to be used, any metering machine without authority, or any washed, restored or counterfeit stamps, or whoever intentionally removes or causes to be removed, or knowingly permits to be removed, any stamp or meter impression affixed pursuant to this chapter, or whoever tampers with or causes to be tampered with any metering machine authorized to be used under the provisions thereof, shall be punished by a fine of not more than two thousand dollars or by imprisonment for not more than five years, or both.

Any stamps, metering machines or devices not prescribed or authorized by the commissioner shall be subject to seizure in the manner provided in section eight and shall be forfeited to the commonwealth and proceedings shall be had as provided in said section eight and in sections fifty to fifty-five, inclusive, of chapter one hundred and thirty-eight.

Section 38. Whoever, not being an authorized agent, sells or offers for sale any stamp or stamps issued under the provisions of this chapter or sets a metering machine for use in order to provide evidence of the payment of the excise imposed by this chapter shall be punished by a fine of not more than two thousand dollars or by imprisonment for five years, or both.

Section 39. Nothing in sections twenty-nine to thirty-nine, inclusive, shall affect any of the other provisions of this chapter and all of said other provisions shall continue in full force and effect and shall apply to sections twenty-nine to thirty-nine, inclusive, insofar as they are applicable. Unless the commission shall otherwise prescribe, all licensees under this chapter shall be subject to all the duties, obligations, restraints, prohibitions and provisions which are imposed by this chapter on such licensees, notwithstanding that certain of such licensees may also act as, and be subject to the provisions of, stampers.

SECTION 6. The provisions of section six of chapter sixty-four C of the General Laws relative to compensation for services rendered by a licensee in effect immediately prior to the effective date of this act shall remain in force and effect until January thirty-first, nineteen hundred and sixty-seven only for the purpose of permitting said licensee to file a report and withhold and retain the compensation due him for services rendered during the month of December, nineteen hundred and sixty-six.

SECTION 7. This act shall take effect on January first, nineteen hundred and sixty-seven. *Approved July 19, 1966.*

Chap. 436. AN ACT PROHIBITING ELECTRONIC RECORDING OR BROADCASTING OF NAMES OF CERTAIN VOTERS.

Be it enacted, etc., as follows:

Section 76 of chapter 54 of the General Laws, as most recently amended by section 3 of chapter 72 of the acts of 1964, is hereby further amended by inserting after the second sentence the following sentence: — The use of electronic means such as tape recording equipment or radio broadcasting equipment for the recording or broadcasting of the names of voters not yet checked as having voted shall be prohibited.

Approved July 19, 1966.

Chap. 437. AN ACT AUTHORIZING THE TRUSTEES OF EMMANUEL COLLEGE TO HOLD ADDITIONAL REAL AND PERSONAL ESTATE.

Be it enacted, etc., as follows:

The first sentence of section 3 of chapter 281 of the acts of 1921, as amended by chapter 431 of the acts of 1958, is hereby further amended by striking out, in line 6, the words "seven million five hundred thousand" and inserting in place thereof the words: — fifteen million, — so as to read as follows: — The said corporation may sue and be sued in all actions by the name of The Trustees of Emmanuel College and may take and hold in fee simple or any less estate by gift, grant, devise, bequest, purchase or otherwise any real or personal estate or interest therein within or without this commonwealth to an amount not exceeding fifteen million dollars. *Approved July 19, 1966.*

Chap. 438. AN ACT CLARIFYING THE POWER OF THE BOSTON REDEVELOPMENT AUTHORITY TO ACQUIRE FOR URBAN RENEWAL PURPOSES CERTAIN RAILROAD PROPERTY IN THE DOWNTOWN WATERFRONT-FANEUIL HALL URBAN RENEWAL PROJECT AREA OF THE CITY OF BOSTON.

Be it enacted, etc., as follows:

Notwithstanding any contrary provision of law, the Boston Redevelopment Authority may acquire by purchase, lease, gift, bequest or grant, or by eminent domain under chapter seventy-nine or chapter eighty A of the General Laws, or otherwise, any or all real or personal property or interest therein held or used for railroad purposes within the area of the city of Boston covered by the Downtown Waterfront-Faneuil Hall urban renewal plan approved by the mayor of the city with the approval of the city council on June eleventh, nineteen hundred and sixty-four. *Approved July 20, 1966.*

Chap. 439. AN ACT INCREASING THE SCOPE OF THE STUDY BY THE METROPOLITAN DISTRICT COMMISSION OF THE DIVERSION OF EXCESS WATER FROM MILLERS RIVER INTO QUABBIN RESERVOIR, AND EXTENDING THE TIME WITHIN WHICH SAID COMMISSION SHALL COMPLETE ITS STUDY AND FILE ITS REPORT.

Be it enacted, etc., as follows:

SECTION 1. Chapter 606 of the acts of 1964 is hereby amended by striking out sections 1 and 2 and inserting in place thereof the following two sections: —

Section 1. The metropolitan district commission, hereinafter called the commission, is hereby authorized and directed to make a study of and prepare plans for the diversion of excess water from the Millers river and other sources into Quabbin reservoir, for the purpose of providing the cities and towns which are members of the metropolitan water district, the cities and towns which are eligible to become members of the district, and other municipalities of the commonwealth which are obtaining or may obtain a portion or all of their water supply from the facilities of the commission, with an additional source of water supply by the year nineteen hundred and seventy-five.

Section 2. The commission shall make a detailed study of conditions which now exist relative to the pollution of the Millers river and other sources by domestic and industrial wastes in the areas upstream from the proposed point or points of diversion of excess flows to Quabbin reservoir, in order to determine what steps must be taken to eliminate such pollution.

SECTION 2. Section 5 of said chapter 606 is hereby amended by striking out, in line 5, the word "sixty-five" and inserting in place thereof the word: — sixty-six.

SECTION 3. This act shall take effect upon its passage.

Approved July 25, 1966.

Chap. 440. AN ACT RELATIVE TO EXPENDITURES FOR THE CARE, MAINTENANCE AND REPAIR OF COUNTY HOSPITALS IN CERTAIN COUNTIES.

Be it enacted, etc., as follows:

SECTION 1. The trustees of the Bristol county hospital and the county commissioners of the other counties hereinafter specified are hereby authorized to expend for the year nineteen hundred and sixty-six the sums set forth in this act for the care, maintenance and repair of the county hospitals within their respective counties, and to assess the same in the manner set forth in section eighty-five of chapter one hundred and eleven of the General Laws.

The sums set forth are based upon detailed schedules approved by the joint committee on counties, copies of which are deposited with the director of accounts.

Said director shall file with said trustees and said county commissioners and with the county treasurer a certification of the amounts set forth in the approved schedules for such hospitals. Except as provided by this act or except as otherwise provided by law, no liability may be incurred and no expenditure shall be made in excess of the amount available in an existing main group, a class or a subclass.

Transfers from a main group to another main group may be made upon written request of said trustees or said county commissioners with the written approval of the director of accounts and copies of said request and approval shall be filed with the county treasurer; provided, however, that no transfer shall be made from the main groups "personal services" or "equipment" to another main group nor shall any transfer be made from any other main group into the main groups "personal services" or "equipment".

Transfers within an appropriation between classes and between subclasses within a main group may be made by said trustees or said county commissioners whenever in their opinion public necessity and convenience so requires; provided, however, that no transfer shall be made within the classes of the main groups "personal services" or "equipment".

Amounts included for permanent positions in sums appropriated herein for personal services are based upon schedules of permanent positions and salary rates as approved by the joint committee on counties, and, except as otherwise shown by the files of said committee, a copy of which shall be deposited with the county personnel board, no part of sums so appropriated shall be available for payment of salaries of any additional permanent positions, or for payments on account of reallocations of permanent positions, or for payments on account of any change of salary range or compensation of any permanent positions, notwithstanding any special or general law to the contrary; except that an attendant who becomes a licensed practical nurse may be paid an increased salary rate on account of such promotion, subject to approval by the county personnel board.

Moneys appropriated under this act for the purchase of equipment shall be expended for the purposes specified in the schedules as approved by the joint committee on counties and for no other purpose.

No direct drafts against the account known as the reserve fund shall be made, but transfers from this account to other accounts may be made to meet extraordinary or unforeseen expenditures upon the request of said trustees and said county commissioners with the approval of the director of accounts.

No moneys appropriated under this act shall be expended by county officers or employees for monthly telephone service furnished to such officers or employees at places other than regular county offices.

BRISTOL COUNTY.

Item		
1.	For personal services	$288,019 78
2.	For contractual services	63,515 00
3.	For supplies and materials	80,000 00
4.	For current charges and obligations	38,427 20
5.	For equipment	11,061 25
8.	For debt and interest	33,264 07
11.	For reserve fund	2,000 00
11a.	For reserve for salary adjustments	13,000 00
12.	For group insurance	4,000 00
	For total expenditures	$533,287 30

HAMPSHIRE COUNTY.

Item		
1.	For personal services	$226,956 08
2.	For contractual services	12,000 00
3.	For supplies and materials	52,060 00
4.	For current charges and obligations	27,129 28
5.	For equipment	920 00
8.	For debt and interest	5,000 00
11.	For reserve fund	5,000 00
11a.	For reserve for salary adjustments	10,000 00
12.	For group insurance	4,500 00
	For total expenditures	$343,565 36

MIDDLESEX COUNTY.

Item		
1.	For personal services	$1,423,774 10
2.	For contractual services	65,000 00
3.	For supplies and materials	300,000 00
4.	For current charges and obligations	100,000 00
5.	For equipment	21,645 00
8.	For debt and interest	15,000 00
10.	For unpaid bills of previous years	27,433 76
11.	For reserve fund	10,000 00
11a.	For reserve for salary adjustments	71,000 00
12.	For group insurance	31,800 00
	For total expenditures	$2,065,652 86

NORFOLK COUNTY.

Item		
1.	For personal services	$846,218 53
2.	For contractual services	43,000 00
3.	For supplies and materials	260,000 00
4.	For current charges and obligations	55,000 00
5.	For equipment	17,595 00
8.	For debt and interest	7,000 00
11.	For reserve fund	10,000 00
11a.	For reserve for salary adjustments	44,000 00
12.	For group insurance	17,000 00
	For total expenditures	$1,299,813 53

PLYMOUTH COUNTY.

Item		
1.	For personal services	$657,956 60
2.	For contractual services	35,000 00
3.	For supplies and materials	154,000 00
4.	For current charges and obligations	58,900 25
5.	For equipment	25,339 90
8.	For debt and interest	12,000 00
11.	For reserve fund	10,000 00
11a.	For reserve for salary adjustments	31,000 00
12.	For group insurance	12,937 08
	For total expenditures	$997,133 83

WORCESTER COUNTY.

Item		
1.	For personal services	$793,297 72
2.	For contractual services	50,000 00
3.	For supplies and materials	165,000 00
4.	For current charges and obligations	75,000 00
5.	For equipment	9,124 00
8.	For debt and interest	9,000 00
10.	For unpaid bills of previous years	1,305 24
11.	For reserve fund	8,000 00
11a.	For reserve for salary adjustments	39,000 00
12.	For group insurance	21,000 00
	For total expenditures	$1,170,726 96

SECTION 2. This act shall take effect upon its passage.

Approved July 25, 1966.

Chap. 441. AN ACT PROVIDING ADDITIONAL COMPENSATION FOR CERTAIN MEMBERS OF THE GENERAL COURT.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to provide forthwith for the payment of increased compensation to certain assistant floor leaders of the major political parties in the senate and house of representatives in consideration of the additional duties, responsibilities and work load imposed upon them, rendering the present scale of compensation inadequate and unfair, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. Section 9 of chapter 3 of the General Laws is hereby amended by inserting after the third sentence, as appearing in section 1

of chapter 742 of the acts of 1956, the following sentence: — The assistant floor leader of each of the major political parties in the senate and the house of representatives and the second assistant floor leader of the minority party in the house of representatives shall receive one thousand seven hundred and thirty-three dollars additional compensation.

SECTION 2. The assistant floor leader of each of the major political parties in the senate and the house of representatives and the second assistant floor leader of the minority party in the house of representatives shall receive two thousand five hundred dollars additional compensation for the regular annual session in the year nineteen hundred and sixty-six.

SECTION 3. Section one of this act shall take effect on January fourth, nineteen hundred and sixty-seven. *Approved July 25, 1966.*

Chap. 442. AN ACT REQUIRING WORKMEN'S COMPENSATION INSURERS TO FURNISH EMPLOYEES WITH COPIES OF APPLICATIONS FOR APPROVAL OF DISCONTINUANCE OF COMPENSATION AND OF MEDICAL REPORTS IN SUPPORT THEREOF.

Be it enacted, etc., as follows:

Section 29 of chapter 152 of the General Laws is hereby amended by striking out the fourth sentence, as amended by section 6 of chapter 314 of the acts of 1953, and inserting in place thereof the following sentence: — In other cases the insurer shall file a written application for approval of discontinuance of compensation with a recent medical report in support thereof or stating such other reason which may justify such discontinuance, and shall furnish a copy of such application and supporting medical report or statement of reason to the employee or his attorney, and such approval shall only be given by the division or a member thereof after a conference at which the employee may be present or represented by counsel. *Approved July 25, 1966.*

Chap. 443. AN ACT REQUIRING PRELIMINARY CONFERENCES IN WORKMEN'S COMPENSATION CASES.

Be it enacted, etc., as follows:

Chapter 152 of the General Laws is hereby amended by inserting after section 7B the following section: —

Section 7C. Within sixty days after a request for hearing is filed with the division a conference between the parties shall be held before a member of the division for the purpose of defining and narrowing the issues, binding the parties to the matters which are not in dispute, and considering such other relevant matters as will aid in the disposal of the case. Following the conference the member shall file a memorandum with the division setting forth the issues, as defined and narrowed, together with a statement of the matters agreed upon. Such memorandum shall be a part of the case and shall control the conduct of the case, unless modified by a member at a subsequent hearing or conference in order to prevent manifest injustice. Offers of settlement shall not be referred to or made part of the memorandum.

Approved July 25, 1966.

Chap. 444. AN ACT ABOLISHING THE GREYLOCK RESERVATION COMMISSION AND TRANSFERRING THE CARE AND MAINTENANCE OF THE GREYLOCK STATE RESERVATION TO THE DEPARTMENT OF NATURAL RESOURCES.

Be it enacted, etc., as follows:

SECTION 1. The Greylock reservation commission is hereby abolished and the care and maintenance of the Greylock state reservation, including the care, protection and maintenance of the Mount Greylock war memorial monument and area, is hereby transferred to the department of natural resources.

The commissioner of natural resources is hereby authorized to lease to a suitable person sufficient land to construct and operate ski facilities on the "Saddle Ball" area of said reservation. The incumbent, on the effective date of this act, of the position of superintendent of the Greylock state reservation shall be transferred to the position of senior forest and parks supervisor in the department of natural resources, without loss of any rights and without being required to pass a qualifying examination.

SECTION 2. The balance, on the effective date of this act, of all monies appropriated for the maintenance and operation of the Mount Greylock state reservation in the hands of the county treasurer of Berkshire county shall be credited to Berkshire county; provided however, that said county shall pay all bills or obligations incurred by the Greylock reservation commission for such operation and maintenance prior to said effective date.

SECTION 3. The balance available under item 8064–01 of section two of chapter six hundred and forty-eight of the acts of nineteen hundred and sixty-three, as amended by section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five, for the reconstruction or replacement of the monument and other improvements to the Mount Greylock war memorial area is hereby transferred to the department of natural resources, to be used and expended for the same purposes.

SECTION 4. Section 17 of chapter 6 of the General Laws, as appearing in chapter 430 of the acts of 1964, is hereby amended by striking out, in lines 8 and 9, the words "the Greylock reservation commission,".

SECTION 5. Sections forty-six and forty-seven of said chapter six are hereby repealed, and the heading preceding said section forty-six is hereby stricken out.

SECTION 6. Section 4 of chapter 606 of the acts of 1953 is hereby amended by striking out, in lines 3 and 4, the words "chairman of the Greylock reservation commission" and inserting in place thereof the words: — commissioner of natural resources.

SECTION 7. Clause (*f*) of section 6 of said chapter 606, as appearing in section 2 of chapter 476 of the acts of 1955, is hereby amended by striking out, in lines 8 and 9, the words "Greylock reservation commission" and inserting in place thereof the words: — department of natural resources.

SECTION 8. Said chapter 606 is hereby further amended by striking out section 16, as amended by section 6 of said chapter 476, and inserting in place thereof the following section: —

Section 16. When all tramway revenue bonds or tramway revenue refunding bonds issued under the provisions of this act and the interest thereon shall have been paid or a sufficient amount for the payment of all such bonds and the interest thereon to the maturity thereof shall have been set aside in trust for the benefit of the bondholders, the tramway, if then in good condition and repair to the satisfaction of the department of public safety, shall be turned over to the commonwealth, and shall be operated and maintained by the department of natural resources, and thereupon the authority shall be dissolved and all funds of the authority not required for the payment of the bonds shall be paid into the treasury of the commonwealth, and all machinery, equipment and other property belonging to the authority shall be vested in the commonwealth and delivered to the department of natural resources.

SECTION 9. Section seven of said chapter four hundred and seventy-six is hereby repealed.

SECTION 10. The department of natural resources is hereby authorized to lease to the Mount Greylock Tramway Authority, with the approval of the governor, any portion of the Mount Greylock reservation, including the buildings, facilities and improvements located thereon, for a term not exceeding forty years at a nominal or other rental as may be determined, and the said department of natural resources, with the approval of the governor, is hereby authorized and empowered to enter into such lease agreements restricting the use of any such property not leased in order to prevent competition with the property leased, except that property may be used or leased for the construction and operation of ski facilities on the "Saddle Ball" area of said reservation; provided however, that any lease entered into under the provisions of this section shall, notwithstanding the terms thereof, terminate as of the date when the said authority turns over the tramway to the commonwealth, as provided under section sixteen of chapter six hundred and six of the acts of nineteen hundred and fifty-three, as amended by section eight of this act.

The department of natural resources is further authorized in any such lease to permit the Mount Greylock Tramway Authority to extend, add to, better and improve any such buildings, facilities or improvements located on the leased portion of the Greylock reservation. The cost of any such extensions, additions, betterments or improvements may be financed by the Mount Greylock Tramway Authority as part of the cost of the project, as such term is defined in section five of chapter six hundred and six of the acts of nineteen hundred and fifty-three, as amended by section one of this act, by the issuance of revenue bonds as authorized by said chapter six hundred and six of the acts of nineteen hundred and fifty-three, as amended.

The commonwealth does hereby covenant with the holders of the revenue bonds of the authority that, so long as any bonds issued by the authority remain outstanding, the commonwealth will refrain from establishing, extending or improving any facilities or improvements on the Mount Greylock reservation in competition with or detrimental to the project of the authority and will not authorize the establishment, extension or improvement of any such facilities or improvements, except that property may be used or leased for the construction and operation of ski facilities on the "Saddle Ball" area of said reservation; provided, that

any such covenant shall not prevent or preclude the commonwealth or the county of Berkshire from operating and maintaining the public roads as they presently exist on the Mount Greylock reservation.

Approved July 25, 1966.

Chap. 445. AN ACT AUTHORIZING THE CITY OF BOSTON TO SELL AND CONVEY A PORTION OF STANLEY A. RINGER PARK AND PLAYGROUND IN THE ALLSTON DISTRICT OF SAID CITY TO THE WEST END HOUSE, INC.

Be it enacted, etc., as follows:

The city of Boston, subject to the assent of its parks and recreation commission, expressed by a vote at a regular or special meeting, and with the approval of its city council acting subject to its city charter, is hereby authorized to sell and convey to The West End House, Inc. such portion of Stanley A. Ringer Park and Playground in the Allston district of said city, not exceeding eighty thousand square feet, as is determined by said commission. *Approved July 25, 1966.*

Chap. 446. AN ACT AUTHORIZING THE TOWN OF MONSON TO PENSION HENRY C. SANDERSON, FORMER TOWN CLERK AND TREASURER OF SAID TOWN.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of promoting the public good, and notwithstanding the provisions of any general or special law to the contrary, the town of Monson is hereby authorized to pay to Henry C. Sanderson, in recognition of his long and faithful service as clerk and treasurer of said town, an annual pension of twelve hundred dollars, to be paid by said town in equal monthly installments, said pension to commence as of January first, nineteen hundred and sixty-six.

SECTION 2. This act shall take effect upon its acceptance by the town of Monson. *Approved July 25, 1966.*

Chap. 447. AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF THE COUNTY OF BRISTOL TO PAY A SUM OF MONEY TO DANIEL SILVIA AND PROVIDING THAT HE BE CREDITED WITH CERTAIN SICK LEAVE.

Be it enacted, etc., as follows:

For the purpose of discharging a moral obligation the county commissioners of the county of Bristol are hereby authorized to pay to Daniel Silvia of the city of New Bedford, who sustained injury in the course of his employment as a guard in the Bristol County House of Correction, the sum of fourteen hundred and forty-three dollars and eighty-five cents for medical expenses resulting therefrom, and the sum of four hundred and fifty dollars and fifty-seven cents which is the amount he would have received if he had been covered for workmen's compensation benefits. Said Daniel Silvia shall also have restored to his credit eleven days accumulated sick leave which he used as a result of said injury.

Approved July 25, 1966.

Chap. 448. AN ACT INCREASING THE NUMBER OF SUPERVISORY POSITIONS IN THE DEPARTMENT OF CORPORATIONS AND TAXATION WHICH MAY BE EXEMPT FROM THE PROVISIONS OF THE CIVIL SERVICE LAW.

Be it enacted, etc., as follows:

Section 106 of chapter 654 of the acts of 1953 is hereby amended by striking out, in line 13, the word "fifteen" and inserting in place thereof the word: — seventeen. *Approved July 25, 1966.*

Chap. 449. AN ACT VALIDATING CERTAIN PROCEEDINGS TAKEN BY THE TOWN OF CANTON RELATIVE TO THE PAYMENT OF A SUM OF MONEY TO DONALD P. McNEICE.

Be it enacted, etc., as follows:

SECTION 1. The proceedings taken by the town of Canton under article seventeen of the warrant for the annual town meeting held in the year nineteen hundred and sixty-five in appropriating the sum of five thousand dollars for the purpose of reimbursing Donald P. McNeice one half the cost of the installation of a sewer in Pleasant street, near Fencourt road in said town, are hereby in all respects validated and confirmed.

SECTION 2. This act shall take effect upon its passage.

Approved July 26, 1966.

Chap. 450. AN ACT PROVIDING THAT THE NEGLIGENCE OF AN OPERATOR OF A MOTOR VEHICLE SHALL NOT BE IMPUTED TO THE OWNER FOR THE SOLE REASON THAT HE WAS A PASSENGER.

Be it enacted, etc., as follows:

Chapter 231 of the General Laws is hereby amended by inserting after section 85E the following section: —

Section 85F. In an action to recover damages for death or for injuries or property damage arising out of an accident or collision in which a motor vehicle was involved while the owner thereof was a passenger therein, the negligence of the operator of such motor vehicle shall not be imputed to the owner for the sole reason that he was a passenger.

Approved July 26, 1966.

Chap. 451. AN ACT REGULATING THE ACQUISITION OF STOCK OF OTHER LIFE INSURANCE COMPANIES AND RELATED COMPANIES BY LIFE COMPANIES.

Be it enacted, etc., as follows:

The first paragraph of section 66 of chapter 175 of the General Laws is hereby amended by striking out the first two sentences, as amended by section 8 of chapter 848 of the acts of 1963, and inserting in place thereof the following two sentences: — Except as otherwise provided, no domestic life company shall invest any of its funds in any unincorporated business or enterprise, or in the stocks or evidence of indebted-

ness of any corporation the owners or holders of which stock or evidence of indebtedness may in any event be or become liable on account thereof to any assessment except for taxes, nor shall any such life company invest any of its funds in the stock of any other insurance company, except a variable annuity company or a life company which does not have any of its funds invested directly or indirectly in the stock of any other insurance company. No domestic life company shall invest in, acquire or hold directly or indirectly, more than ten per cent of the capital stock of any corporation, except a variable annuity company or a life company investment in which is authorized above, nor shall more than ten per cent of its capital and surplus be invested in the stock of any one corporation other than such a life company.

Approved July 26, 1966.

Chap. 452. AN ACT PROVIDING THAT CERTAIN LICENSES GRANTED OR TO BE GRANTED BY THE DEPARTMENT OF PUBLIC WORKS TO PLACE AND MAINTAIN FILL AND ERECT STRUCTURES IN CERTAIN TIDEWATERS IN THE DORCHESTER DISTRICT OF THE CITY OF BOSTON BE IRREVOCABLE.

Be it enacted, etc., as follows:

SECTION 1. License numbered 5022 granted by the department of public works on February sixteenth, nineteen hundred and sixty-six to maintain existing fill, to place fill, or to erect and maintain structures in certain tidewaters in the Dorchester district of the city of Boston, shall, notwithstanding any provision of general or special law to the contrary, be irrevocable.

SECTION 2. Said department may grant licenses pursuant to chapter ninety-one of the General Laws for the purposes described in section one within all or any part of the property owned by Boston Insulated Wire & Cable Co. between Bay street, Dorchester avenue, Hoyt street and the railroad tracks of the New York, New Haven and Hartford Railroad Company, in said district of said city, which shall, notwithstanding any provision of section fifteen of said chapter ninety-one to the contrary, be irrevocable, subject, however, to the condition which shall be expressed in any such license that applicable provisions of said chapter ninety-one are complied with. *Approved July 26, 1966.*

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, July 26, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience, requires that the law being Chapter 452 of the Acts of 1966, entitled "An Act providing that certain licenses granted or to be granted by the Department of Public Works to place and maintain Fill and erect Structures in certain Tidewaters in the Dorchester District of the City of Boston be Irre-

vocable." and the enactment of which received my approval on July 26, 1966, should take effect forthwith.

I further declare that in my opinion said law is an emergency law and the facts constituting the emergency are as follows:

Postponement of the operation of the above act would defeat its purpose which is to remove a possible cloud on the title to the premises described in the bill.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, July 26, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at four o'clock and forty-five minutes, P.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter four hundred and fifty-two of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 453. AN ACT DESIGNATING CERTAIN BRIDGES IN THE TOWN OF WESTMINSTER AS THE VETERANS OF FOREIGN WARS BRIDGE AND THE AMERICAN LEGION BRIDGE.

Be it enacted, etc., as follows:

The bridge on state highway Route 2 over West Main street in the town of Westminster shall be known and designated as the Veterans of Foreign Wars bridge, and the bridge on state highway Route 2 over relocated Route 2A in said town shall be known and designated as the American Legion bridge, and suitable markers bearing said designations shall be erected and maintained on each bridge by the department of public works. *Approved July 26, 1966.*

Chap. 454. AN ACT AUTHORIZING THE CITY OF QUINCY TO REFUND A CERTAIN SUM OF MONEY FOR CERTAIN TAXES ERRONEOUSLY ASSESSED AND COLLECTED FROM THE JOHN H. SETTLES COMPANY, INC.

Be it enacted, etc., as follows:

SECTION 1. The city of Quincy is hereby authorized to refund to the John H. Settles Company, Inc., a corporation established under the laws of the commonwealth, the sum of one thousand thirty-six dollars and sixty cents, being the amount collected by said city from said corporation in the year nineteen hundred and sixty-four for the assessment of taxes on certain of its personal property in said city which was exempt from taxation.

SECTION 2. This act shall take effect upon its acceptance by the city of Quincy. *Approved July 26, 1966.*

Chap. 455. AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF MIDDLESEX COUNTY TO PROVIDE FACILITIES FOR THE THIRD DISTRICT COURT OF EASTERN MIDDLESEX IN THE NEW MIDDLESEX COUNTY COURT HOUSE BUILDING.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 781 of the acts of 1963 is hereby amended by striking out the first paragraph and inserting in place thereof the following paragraph: —

For the purpose of providing new and adequate accommodations and facilities for the superior court, the third district court of eastern Middlesex and various county departments, the county commissioners of Middlesex county are hereby authorized to construct on land of said county, which land is bounded by Spring, Second, Thorndike and Third streets in the city of Cambridge, and on which is located the old jail and house of correction, a twenty story building, and shall furnish and equip the same. Said building shall contain court rooms and facilities for the superior court and the third district court of eastern Middlesex, shall house the offices of the clerk of the courts, the clerk of said district court, the district attorney, the probation office, the maintenance department, the county engineers, the county treasurer and the county commissioners, and shall contain the law library and a jail and house of correction with quarters for male and female prisoners.

SECTION 2. Section 2 of said chapter 781 is hereby amended by striking out, in line 4, the word "sixteen" and inserting in place thereof the word: — twenty.

SECTION 3. This act shall take effect upon its passage.

Approved July 27, 1966.

Chap. 456. AN ACT RELATIVE TO FEES AND THE EXPIRATION DATES OF CERTIFICATES OF REGISTRATION OF HAIRDRESSERS.

Be it enacted, etc., as follows:

SECTION 1. The first sentence of section 87V of chapter 112 of the General Laws, as appearing in section 1 of chapter 540 of the acts of 1950, is hereby amended by striking out, in lines 13 and 14, the word "annually" and inserting in place thereof the words: — every two years.

SECTION 2. The first sentence of the first paragraph of section 87W of said chapter 112, as appearing in chapter 343 of the acts of 1959, is hereby amended by striking out, in line 8, the word "annually" and inserting in place thereof the words: — every two years.

SECTION 3. Section 87X of said chapter 112, as most recently amended by chapter 273 of the acts of 1951, is hereby amended by striking out, in line 13, the word "annually" and inserting in place thereof the words: — every two years.

SECTION 4. The second sentence of the first paragraph of section 87BB of said chapter 112, as appearing in section 7 of chapter 565 of the acts of 1943, is hereby amended by striking out, in line 10, the word "annually" and inserting in place thereof the words: — every two years.

SECTION 5. Section 87CC of said chapter 112 is hereby amended by striking out the third paragraph and inserting in place thereof the following four paragraphs: —

The following fees shall be paid to the board by applicants before a certificate of registration, or any renewal thereof, shall be issued to them: —

APPLICANT.	Original.	Renewal.
School	$100.00	$50.00
Beauty Shop	15.00	5.00
Booth Renter	25.00	25.00
Manicure Shop	15.00	5.00
Hairdressers[1]	15.00	6.00
Hairdressers[2]	20.00	6.00
Hairdressers (nonresidents)	35.00	6.00
Hairdressers (reexamination)	10.00	6.00
Operators	15.00	6.00
Operators (reexamination)	5.00	6.00
Operators (nonresidents)	25.00	6.00
Manicurist	5.00	6.00
Manicurist (reexamination)	3.00	6.00
Manicurist (nonresidents)	10.00	6.00
Instructors	25.00	6.00
Instructors (reexamination)	15.00	6.00
Demonstrators	10.00	6.00
Duplicate certificate of registration, $1.00.		
New certificate of registration to registered shop owners upon change of location, $10.00.		
Temporary license for operator (nonresident), $5.00.		
Temporary license for hairdresser (nonresident), $10.00.		

[1] $15.00 fee applies to operators who have paid the $15.00 fee for examination or the nonresident operators who have paid the $25.00 fee.

[2] $20.00 fee applies to operators who have paid only $10.00 for the operator's examination, or a $20.00 fee for the nonresident operator's examination.

A certificate of registration, or renewal thereof, issued to a hairdresser, operator, manicurist, instructor or demonstrator shall expire on the anniversary of such person's date of birth occurring more than twelve months, but not more than twenty-four months, after the date of issuance of such certificate or renewal.

No certificate of registration, or renewal thereof, of a hairdresser, operator, manicurist, instructor or demonstrator, shall be issued by the board to any person unless the application for registration or renewal is accompanied by a certificate of a registered physician stating that such person is not afflicted with any communicable disease.

A certificate of registration, or renewal thereof, issued to a school, beauty shop or manicure shop, shall expire annually on such date as the board may by regulation determine.

SECTION 6. Section 87GG of said chapter 112 is hereby amended by striking out the first sentence, as appearing in section 10 of chapter 565 of the acts of 1943, and inserting in place thereof the following sentence: — Each registration granted under sections eighty-seven T to eighty-seven JJ, inclusive, shall expire upon the date prescribed by or pursuant to section eighty-seven CC, and shall be renewed upon the filing of an application therefor, and the payment of the prescribed renewal fee, on or before its expiration.

SECTION 7. The last sentence of said section 87GG of said chapter 112, added by section 3 of chapter 550 of the acts of 1946, is hereby amended by striking out, in line 3, the word "annually" and inserting in place thereof the words: — every two years.

SECTION 8. The first renewal after the effective date of this act of any certificate issued prior to the effective date hereof shall expire on the anniversary, if any, of his dates of birth occurring more than six months but not more than twelve months after the effective date of such renewal. The fee for any such renewal expiring not more than one year from its effective date shall be one half the scheduled fee therefor.

Approved July 27, 1966.

Chap. 457. AN ACT AUTHORIZING THE DEPARTMENT OF NATURAL RESOURCES TO ACQUIRE CERTAIN LANDS AND WATERS WITHIN THE FARMINGTON RIVER WATERSHED.

Be it enacted, etc., as follows:

SECTION 1. The commissioner of natural resources is hereby authorized to acquire the fee or any lesser interest in the land and waters described in section two by purchase or by eminent domain under the provisions of chapter seventy-nine of the General Laws, for the protection of water supply, and for conservation and recreation as described in chapter one hundred and thirty-two A of the General Laws; provided, however, that, if such acquisition is by eminent domain, said commissioner shall make no offer or award of damages, notwithstanding any provisions of said chapter seventy-nine or any other provision of law to the contrary relative to such offers or awards, and any person damaged by such takings may petition to have such damages determined in accordance with the provisions of said chapter seventy-nine.

SECTION 2. The authority granted in section one shall extend to all lands, waters, flowage rights and structures pertinent thereto which are owned or controlled by the Farmington River Water Power Company and which lie within the towns of Blandford, Otis, Tolland and Sandisfield, including but not limited to Otis Reservoir, Big Pond, Benton Pond, Lily Pond and any interests or rights in or to the Farmington river and its tributaries.

SECTION 3. Each award of damages or payment for the purchase of the land and waters described in section two shall be charged to funds appropriated for the purposes of section three of chapter one hundred and thirty-two A of the General Laws. *Approved July 27, 1966.*

Chap. 458. AN ACT PROVIDING FOR DEDUCTIONS FROM WAGES OR SALARIES OF STATE OR COUNTY EMPLOYEES FOR CERTAIN PAYMENTS TO CREDIT UNIONS.

Be it enacted, etc., as follows:

Chapter 149 of the General Laws is hereby amended by striking out section 178B, as amended by chapter 144 of the acts of 1956, and inserting in place thereof the following section: —

Section 178B. The state treasurer, the treasurer of any county, the treasurer of any county or state department or institution, and the

treasurer of any city or town having a by-law or ordinance so requiring shall, and unless contrary to a by-law or ordinance the treasurer of any other city or town or of any district may, deduct from the salary of any employee of the commonwealth or of any such county, city, town or district such amount or amounts as such employee in a written authorization to such treasurer may specify for purchasing shares of, or making deposits in, or repaying any loan from any credit union operated by employees of the commonwealth or of any such county, city, town or district. Any such authorization may be withdrawn by the employee by giving at least thirty days notice in writing of such withdrawal to the state, county, municipal or district treasurer, or the treasurer of the state or county department or institution and by filing a copy with the treasurer of said credit union. Any treasurer making deductions under this section shall transmit the amounts so deducted to the treasurer of such credit union for the purpose specified by the employee; provided, that he is satisfied by such evidence as he may require that the treasurer of the credit union has given bond as required by law for the faithful performance of his duties. Moneys so deducted shall not be attached or taken upon execution or other process while in the custody of the treasurer making the deduction. *Approved July 27, 1966.*

Chap. 459. AN ACT INCREASING THE AMOUNT OF REAL AND PERSONAL ESTATE WHICH THE SISTERS OF SAINT ANN MAY HOLD.

Be it enacted, etc., as follows:

The Sisters of Saint Ann, a corporation organized under the laws of the commonwealth, is hereby authorized to hold real and personal estate to an amount not exceeding twenty million dollars, to be used for the purposes of said corporation as set forth in its charter or certificate of organization or in any amendment thereof.

Approved July 27, 1966.

Chap. 460. AN ACT AUTHORIZING THE FREEZING OF LIVE LOBSTERS.

Be it enacted, etc., as follows:

Chapter 94 of the General Laws is hereby amended by striking out section 77G, inserted by section 12 of chapter 524 of the acts of 1964, and inserting in place thereof the following section: —

Section 77G. Whoever cooks, buys, sells, offers or exposes for sale, gives away, or knowingly delivers, transports, ships, or receives for food purposes any lobster, or similar species of crustacea, or any part thereof, which is uncooked and dead, or which was cooked after it was dead, shall be punished by a fine of not less than two hundred and fifty nor more than five hundred dollars, or by imprisonment for not less than ten nor more than sixty days, or both; provided, however, that it shall not be a violation of this section to cook, buy, sell, offer or expose for sale, give away or knowingly deliver, transport, ship or receive any lobster processed for food by a rapid freezing method, by a person who has been licensed or certified under this section, as hereinafter provided.

The department of public health may license any person to process within the commonwealth live lobsters in the shell of legal length for food

by a rapid freezing method approved by it. The department shall from time to time adopt rules and regulations governing the processing of such lobsters and the sanitary conditions required for the establishment of a person licensed hereunder.

The department may certify any person engaged in processing outside the commonwealth live lobsters in the shell of legal length for food by a rapid freezing method; provided, that the board of health, or an officer or body having similar powers of the municipality, or other governmental unit wherein such lobster was so processed, certifies to the satisfaction of the department that such lobster was alive when processed and was processed under sanitary and healthful conditions.

Each container of lobsters processed by a rapid freezing method shall bear a plainly marked label, which shall include the license number or name of the packer, and the date of the processing of said lobsters.

Approved July 27, 1966.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, July 27, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience requires that the law being Chapter 460 of the Acts of 1966, entitled "An Act authorizing the Freezing of Live Lobsters." and the enactment of which received my approval on July 27, 1966, should take effect forthwith.

I further declare that in my opinion said law is an emergency law and the facts constituting the emergency are as follows:

Postponement of the operation of this act would defeat its purpose which is to provide for the freezing of lobsters during the current and subsequent seasons.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, July 28, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at ten o'clock and fifteen minutes, A.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter four hundred and sixty of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 461. AN ACT INCREASING THE MAXIMUM NUMBER OF TOWN MEETING MEMBERS WHO MAY BE ELECTED IN THE TOWN OF NORWOOD.

Be it enacted, etc., as follows:

SECTION 1. Section 7 of chapter 541 of the acts of 1947 is hereby amended by striking out, in line 11, the word "two" and inserting in place thereof the word: — three.

SECTION 2. This act shall take effect upon its passage.

Approved August 1, 1966.

Chap. 462. AN ACT MAKING APPROPRIATIONS FOR THE MAINTENANCE OF CERTAIN COUNTIES, THEIR DEPARTMENTS, BOARDS, COMMISSIONS AND INSTITUTIONS, OF SUNDRY OTHER SERVICES, FOR CERTAIN PERMANENT IMPROVEMENTS, FOR INTEREST AND DEBT REQUIREMENTS, AND TO MEET CERTAIN REQUIREMENTS OF LAW AND GRANTING A COUNTY TAX FOR SAID COUNTIES.

Be it enacted, etc., as follows:

SECTION 1. To provide for the maintenance of certain counties, their departments, boards, commissions and institutions, of sundry other services, for certain permanent improvements, for interest and debt requirements, and to meet certain requirements of law, the following sums for the several purposes and subject to the conditions specified in section two are hereby appropriated, subject to the provisions of law regulating the disbursement of county funds and the approval thereof for the year nineteen hundred and sixty-six:

BARNSTABLE COUNTY.

Item		
1.	For interest on county debt	$31,548 92
2.	For reduction of county debt	116,560 58
3.	For county commissioners, salaries and expenses	23,364 35
4.	For transportation and expenses of county and acting commissioners	900 00
5.	For clerk of courts, salaries and expenses	30,120 50
6.	For county treasurer, salaries and expenses	32,512 90
7.	For sheriff, salary and expenses	14,859 00
8.	For registry of deeds, salaries and expenses	199,069 14
8a.	For registry of probate, salaries and expenses	6,556 30
9.	For law library, salaries and expenses	6,550 00
10.	For highways, including state highways, bridges and land damages	211,750 00
12.	For criminal costs in superior court	58,045 95
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	42,225 00
14.	For district courts, salaries and expenses	223,353 94
15.	For medical examiners and commitments of insane	5,600 00
16.	For jail and house of correction, maintenance and operation	250,304 67

Item		
17.	For training school	$2,600 00
18.	For court houses and registry buildings, maintenance and operation	47,396 60
18a.	For sewage system	3,987 00
20.	For agricultural school or county aid to agriculture, maintenance and operation	51,538 04
22.	For hospital or sanatorium	773,110 00
23.	For health service	75,047 07
24.	For noncontributory pensions	18,651 54
25.	For contributory retirement system and supervisory expenses	54,771 93
26.	For miscellaneous and contingent expenses	16,720 74
27.	For unpaid bills of previous years	7,092 62
28.	For reserve fund	50,000 00
28a.	For reserve for salary adjustments	52,000 00
29.	For advertising recreational, industrial and agricultural advantages of the county	75,000 00
31.	For police radio system	63,395 19
32.	For state fire patrol	5,500 00
32a.	For maintenance of forest fire apparatus	1,300 00
33.	For police training school and bureau of criminal investigation	35,878 43
35.	For Cape Cod planning and development commission	26,050 85
38.	For airplane	2,415 00
39.	For group insurance	22,578 12
40.	For advertising and promoting county fairs	500 00
41.	For fire fighters' training school	2,000 00
	Total amount of appropriations	$2,640,854 38
	Less estimated amount available for reduction of county tax	979,980 92
	And the county commissioners of Barnstable County are hereby authorized to levy as the county tax of said county for the current year, in the manner provided by law, the sum of	$1,660,873 46

BERKSHIRE COUNTY.

Item		
1.	For interest on county debt	$17,000 00
2.	For reduction of county debt	30,000 00
3.	For county commissioners, salaries and expenses	22,726 00
4.	For transportation and expenses of county and acting commissioners	1,500 00
5.	For clerk of courts, salaries and expenses	31,145 15
6.	For county treasurer, salaries and expenses	17,956 80
7.	For sheriff, salary and expenses	9,743 50
8.	For registries of deeds, salaries and expenses	125,861 92
8a.	For registry of probate, salaries and expenses	7,861 70
9.	For law library, salaries and expenses	11,570 82

Item		
10.	For highways, including state highways, bridges and land damages	$269,275 97
11.	For examination of dams	125 00
12.	For criminal costs in superior court	93,292 09
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	56,690 00
14.	For district courts, salaries and expenses	267,676 19
15.	For medical examiners and commitments of insane	16,000 00
16.	For jail and house of correction, maintenance and operation	160,707 61
17.	For training school	2,000 00
18.	For court houses and registry buildings, maintenance and operation	52,699 78
20.	For agricultural school or county aid to agriculture, maintenance and operation	57,014 63
21.	For state reservation, maintenance and operation (Mount Greylock)	56,621 63
21a.	For state reservation, maintenance and operation (Mount Everett)	9,093 35
23a.	For county tuberculosis clinic	30,222 94
24.	For noncontributory pensions	5,899 98
25.	For contributory retirement system and supervisory expenses	41,555 87
26.	For miscellaneous and contingent expenses	6,751 38
27.	For unpaid bills of previous years	301 28
28.	For reserve fund	10,000 00
28a.	For reserve for salary adjustments	19,803 67
29.	For advertising recreational, industrial and agricultural advantages of the county	45,000 00
30.	For forest fire patrol	5,800 00
31.	For radio system for fire protection	2,480 00
32.	For forest development	2,400 00
34.	For soil conservation district	550 00
35.	For industrial development commission	53,319 90
36.	For Dutch elm disease	2,000 00
39.	For group insurance	14,000 00
	Total amount of appropriations	$1,556,647 16
	Less estimated amount available for reduction of county tax	292,397 93
	And the county commissioners of Berkshire County are hereby authorized to levy as the county tax of said county for the current year, in the manner provided by law, the sum of	$1,264,249 23

BRISTOL COUNTY.

Item		
1.	For interest on county debt	$24,330 00
2.	For reduction of county debt	70,000 00

Item		
3.	For county commissioners, salaries and expenses	$18,157 00
4.	For transportation and expenses of county and acting commissioners	1,000 00
5.	For clerk of courts, salaries and expenses	136,017 12
6.	For county treasurer, salaries and expenses	68,241 72
7.	For sheriff, salary and expenses	12,248 00
8.	For registries of deeds, salaries and expenses	315,797 86
8a.	For registry of probate, salaries and expenses	19,000 00
9.	For law libraries, salaries and expenses	37,099 93
10.	For highways, including state highways, bridges and land damages	325,550 00
11.	For examination of dams	1,000 00
12.	For criminal costs in superior court	165,031 83
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	155,932 00
14.	For district courts, salaries and expenses	581,770 02
15.	For medical examiners and commitments of insane	36,680 00
16.	For jail and house of correction, maintenance and operation	372,861 09
17.	For training school	8,000 00
18.	For court houses and registry buildings, maintenance and operation	295,384 24
20.	For agricultural school or county aid to agriculture, maintenance and operation	457,142 93
24.	For noncontributory pensions	46,000 00
25.	For contributory retirement system and supervisory expenses	118,077 30
26.	For miscellaneous and contingent expenses	29,398 11
27.	For unpaid bills of previous years	5,485 86
28.	For reserve fund	35,000 00
28a.	For reserve for salary adjustments	58,000 00
29.	For advertising recreational, industrial and agricultural advantages of the county	15,000 00
30.	For forest fire patrol	5,500 00
39.	For group insurance	30,000 00
	Total amount of appropriations	$3,443,705 01
	Less estimated amount available for reduction of county tax	920,835 69
	And the county commissioners of Bristol County are hereby authorized to levy as the county tax of said county for the current year, in the manner provided by law, the sum of	$2,522,869 32

DUKES COUNTY.

Item		
1.	For interest on county debt	$6,337 54
2.	For reduction of county debt	20,000 00
3.	For county commissioners, salaries and expenses	6,665 86

Item		
4.	For transportation and expenses of county and acting commissioners	$300 00
5.	For clerk of courts, salaries and expenses	5,902 76
6.	For county treasurer, salaries and expenses	5,499 55
7.	For sheriff, salary and expenses	4,548 20
8.	For registry of deeds, salaries and expenses	17,181 90
8a.	For registry of probate, salaries and expenses	1,345 00
9.	For law library, salaries and expenses	1,400 00
10.	For highways, including state highways, bridges and land damages	25,000 00
12.	For criminal costs in superior court	4,415 24
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	2,518 00
14.	For district courts, salaries and expenses	23,736 19
15.	For medical examiners and commitments of insane	850 00
16.	For jail and house of correction, maintenance and operation	11,780 00
18.	For court houses and registry buildings, maintenance and operation	13,577 20
20.	For agricultural school or county aid to agriculture, maintenance and operation	14,589 30
21.	For state reservation, maintenance and operation (Gay Head)	250 00
21a.	For state reservation, maintenance and operation (Indian Burial Ground)	650 00
23a.	For mental health program	1,000 00
24.	For noncontributory pensions	4,005 00
25.	For contributory retirement system and supervisory expenses	7,531 25
26.	For miscellaneous and contingent expenses	7,541 45
27.	For unpaid bills of previous years	67 50
28.	For reserve fund	6,500 00
28a.	For reserve for salary adjustments	4,300 00
29.	For advertising recreational, industrial and agricultural advantages of the county	28,871 56
34.	For soil conservation district	200 00
38.	For county airport, maintenance and operation	46,763 22
39.	For group insurance	5,000 00
42.	For rodent control	7,455 00
43.	For woodtick control	1,250 00
44.	For communication system	18,220 98
	Total amount of appropriations	$305,252 70
	Less estimated amount available for reduction of county tax	60,199 59
	And the county commissioners of Dukes County are hereby authorized to levy as the county tax of said county for the current year, in the manner provided by law, the sum of	$245,053 11

ESSEX COUNTY.

Item		
1.	For interest on county debt	$76,550 00
2.	For reduction of county debt	322,000 00
3.	For county commissioners, salaries and expenses	50,221 38
4.	For transportation and expenses of county and acting commissioners	1,000 00
5.	For clerk of courts, salaries and expenses	162,508 57
6.	For county treasurer, salaries and expenses	51,930 83
7.	For sheriff, salary and expenses	12,283 00
8.	For registries of deeds, salaries and expenses	509,474 04
8a.	For registry of probate, salaries and expenses	15,114 00
9.	For law libraries, salaries and expenses	31,875 82
10.	For highways, including state highways, bridges and land damages	523,822 25
12.	For criminal costs in superior court	202,617 03
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	280,287 00
14.	For district courts, salaries and expenses	890,905 96
15.	For medical examiners and commitments of insane	38,280 00
16.	For jail and house of correction, maintenance and operation	454,717 55
16a.	For industrial farm	171,476 58
17.	For training school	263,679 82
18.	For court houses and registry buildings, maintenance and operation	236,326 43
18a.	For county hospital buildings	9,370 00
20.	For agricultural school or county aid to agriculture, maintenance and operation	805,067 08
24.	For noncontributory pensions	97,380 71
25.	For contributory retirement system and supervisory expenses	301,639 00
26.	For miscellaneous and contingent expenses	67,582 65
27.	For unpaid bills of previous years	19,680 87
28.	For reserve fund	50,000 00
28a.	For reserve for salary adjustments	112,000 00
29.	For advertising recreational, industrial and agricultural advantages of the county	25,000 00
30.	For forest fire patrol	5,500 00
31.	For radio system for fire protection	780 00
32.	For forest development	2,300 00
39.	For group insurance	84,000 00
	Total amount of appropriations	$5,875,370 57
	Less estimated amount available for reduction of county tax	1,420,201 47
	And the county commissioners of Essex County are hereby authorized to levy as the county tax of said county for the current year, in the manner provided by law, the sum of	$4,455,169 10

FRANKLIN COUNTY.

Item		
1.	For interest on county debt	$3,500 00
3.	For county commissioners, salaries and expenses	12,175 00
4.	For transportation and expenses of county and acting commissioners	800 00
5.	For clerk of courts, salaries and expenses	26,545 96
6.	For county treasurer, salaries and expenses	16,412 40
7.	For sheriff, salary and expenses	8,380 50
8.	For registry of deeds, salaries and expenses	57,690 40
8a.	For registry of probate, salaries and expenses	3,668 50
9.	For law library, salaries and expenses	7,891 91
10.	For highways, including state highways, bridges and land damages	210,475 00
11.	For examination of dams	800 00
12.	For criminal costs in superior court	30,755 32
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	33,837 00
14.	For district courts, salaries and expenses	80,439 86
15.	For medical examiners and commitments of insane	5,630 00
16.	For jail and house of correction, maintenance and operation	117,036 98
17.	For training school	2,000 00
18.	For court houses and registry buildings, maintenance and operation	32,398 45
20.	For agricultural school or county aid to agriculture, maintenance and operation	52,966 12
21.	For state reservation, maintenance and operation (Mount Sugarloaf)	4,175 00
23a.	For mental health clinic	9,400 00
23b.	For children's camp	2,000 00
24.	For noncontributory pensions	2,711 67
25.	For contributory retirement system and supervisory expenses	22,470 60
26.	For miscellaneous and contingent expenses	4,516 48
27.	For unpaid bills of previous years	99 20
28.	For reserve fund	25,000 00
28a.	For reserve for salary adjustments	10,000 00
29.	For advertising recreational, industrial and agricultural advantages of the county	6,500 00
31.	For radio system for fire protection	4,205 00
35.	For county planning board	12,219 52
39.	For group insurance	7,500 00
	Total amount of appropriations	$814,200 87
	Less estimated amount available for reduction of county tax	131,733 25
	And the county commissioners of Franklin County are hereby authorized to levy as the county tax of said county for the current year, in the manner provided by law, the sum of	$682,467 62

HAMPDEN COUNTY.

Item		
1.	For interest on county debt	$22,500 00
2.	For reduction of county debt	30,000 00
3.	For county commissioners, salaries and expenses	37,283 72
4.	For transportation and expenses of county and acting commissioners	600 00
5.	For clerk of courts, salaries and expenses	118,258 24
6.	For county treasurer, salaries and expenses	36,606 33
7.	For sheriff, salary and expenses	12,108 00
8.	For registry of deeds, salaries and expenses	266,849 67
8a.	For registry of probate, salaries and expenses	46,400 40
9.	For law library, salaries and expenses	27,465 58
10.	For highways, including state highways, bridges and land damages	308,380 00
11.	For examination of dams	3,000 00
12.	For criminal costs in superior court	133,463 47
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	214,591 15
14.	For district courts, salaries and expenses	717,051 93
15.	For medical examiners and commitments of insane	47,000 00
16.	For jail and house of correction, maintenance and operation	444,858 75
17.	For training school	142,885 33
18.	For court houses and registry buildings, maintenance and operation	197,453 41
20.	For agricultural school or county aid to agriculture, maintenance and operation	132,284 77
21.	For state reservation, maintenance and operation (Mount Tom)	38,381 28
23b.	For children's camp	5,000 00
24.	For noncontributory pensions	37,985 68
25.	For contributory retirement system and supervisory expenses	103,478 72
26.	For miscellaneous and contingent expenses	37,858 83
27.	For unpaid bills of previous years	12,032 66
28.	For reserve fund	26,000 00
28a.	For reserve for salary increases	70,000 00
29.	For advertising recreational, industrial and agricultural advantages of the county	3,500 00
31.	For radio system for fire protection	1,200 00
39.	For group insurance	35,000 00
	Total amount of appropriations	$3,309,477 92
	Less estimated amount available for reduction of county tax	714,427 41
	And the county commissioners of Hampden County are hereby authorized to levy as the county tax of said county for the current year, in the manner provided by law, the sum of	$2,595,050 51

HAMPSHIRE COUNTY.

Item		
1.	For interest on county debt	$1,500 00
3.	For county commissioners, salaries and expenses	19,014 40
4.	For transportation and expenses of county and acting commissioners	500 00
5.	For clerk of courts, salaries and expenses	31,434 10
6.	For county treasurer, salaries and expenses	24,807 95
7.	For sheriff, salary and expenses	9,322 50
8.	For registry of deeds, salaries and expenses	59,713 82
8a.	For registry of probate, salaries and expenses	4,969 00
9.	For law library, salaries and expenses	10,638 00
10.	For highways, including state highways, bridges and land damages	193,000 00
11.	For examination of dams	2,500 00
12.	For criminal costs in superior court	54,437 68
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	47,795 00
14.	For district courts, salaries and expenses	135,280 97
15.	For medical examiners and commitments of insane	10,560 00
16.	For jail and house of correction, maintenance and operation	135,699 58
17.	For training school	100 00
18.	For court houses and registry buildings	43,361 80
20.	For agricultural school or county aid to agriculture, maintenance and operation	61,891 72
21.	For state reservation, maintenance and operation (Mount Tom)	7,518 43
21a.	For state reservation, maintenance and operation (Deer Hill)	2,500 00
24.	For noncontributory pensions	21,682 80
25.	For contributory retirement system and supervisory expenses	50,113 57
26.	For miscellaneous and contingent expenses	2,828 56
27.	For unpaid bills of previous years	1,811 15
28.	For reserve fund	25,000 00
28a.	For reserve for salary adjustments	14,000 00
29.	For advertising recreational, industrial and agricultural advantages of the county	5,700 00
31.	For radio system for fire protection	600 00
32.	For forest development in co-operation with the state	2,000 00
39.	For group insurance	9,500 00
	Total amount of appropriations	$989,781 03
	Less estimated amount available for reduction of county tax	206,591 67
	And the county commissioners of Hampshire County are hereby authorized to levy as the county tax of said county for the current year, in the manner provided by law, the sum of	$783,189 36

MIDDLESEX COUNTY.

Item		
1.	For interest on county debt	$128,271 67
2.	For reduction of county debt	1,700,000 00
3.	For county commissioners, salaries and expenses	132,870 50
4.	For transportation and expenses of county and acting commissioners	500 00
5.	For clerk of courts, salaries and expenses	434,206 66
6.	For county treasurer, salaries and expenses	108,350 68
7.	For sheriff, salary and expenses	12,650 00
8.	For registries of deeds, salaries and expenses	1,327,841 13
8a.	For registry of probate, salaries and expenses	30,306 78
9.	For law libraries, salaries and expenses	43,635 67
10.	For highways, including state highways, bridges and land damages	1,547,453 80
12.	For criminal costs in superior court	631,799 73
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	697,869 95
14.	For district courts, salaries and expenses	2,614,867 35
15.	For medical examiners and commitments of insane	89,725 00
16.	For jail and house of correction, maintenance and operation	1,653,214 05
17.	For training school	570,326 87
18.	For court houses and registry buildings, maintenance and operation	579,639 05
20.	For agricultural school or county aid to agriculture, maintenance and operation	139,476 28
21.	For state reservation, maintenance and operation (Walden Pond)	142,043 52
24.	For noncontributory pensions	239,480 22
25.	For contributory retirement system and supervisory expenses	331,624 14
26.	For miscellaneous and contingent expenses	134,748 68
27.	For unpaid bills of previous years	95,694 94
27a.	For legal overdrafts	34,403 23
28.	For reserve fund	50,000 00
28a.	For reserve for salary adjustments	338,000 00
30.	For forest fire patrol	6,000 00
39.	For group insurance	143,930 25
	Total amount of appropriations	$13,958,930 15
	Less estimated amount available for reduction of county tax	2,184,810 71
	And the county commissioners of Middlesex County are hereby authorized to levy as the county tax of said county for the current year, in the manner provided by law, the sum of	$11,774,119 44

NORFOLK COUNTY.

Item		
1.	For interest on county debt	$39,642 50
2.	For reduction of county debt	140,000 00
3.	For county commissioners, salaries and expenses	31,515 10
4.	For transportation and expenses of county and acting commissioners	660 00
5.	For clerk of courts, salaries and expenses	95,196 28
6.	For county treasurer, salaries and expenses	49,359 10
7.	For sheriff, salary and expenses	11,845 50
8.	For registry of deeds, salaries and expenses	406,593 28
8a.	For registry of probate, salaries and expenses	24,906 55
9.	For law library, salaries and expenses	9,208 80
10.	For highways, including state highways, bridges and land damages	667,505 51
12.	For criminal costs in superior court	206,883 97
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	206,044 24
14.	For district courts, salaries and expenses	823,892 25
15.	For medical examiners and commitments of insane	48,000 00
16.	For jail and house of correction, maintenance and operation	398,730 57
17.	For training school	55,000 00
18.	For court houses and registry buildings, maintenance and operation	310,894 96
20.	For agricultural school or county aid to agriculture, maintenance and operation	486,834 39
24.	For noncontributory pensions	75,000 00
25.	For contributory retirement system and supervisory expenses	110,537 95
26.	For miscellaneous and contingent expenses	10,006 00
27.	For unpaid bills of previous years	11,982 07
27a.	For legal overdraft	26,296 65
28.	For reserve fund	50,000 00
28a.	For reserve for salary adjustments	82,000 00
30.	For forest fire patrol	2,500 00
39.	For group insurance	45,000 00
	Total amount of appropriations	$4,426,035 67
	Less estimated amount available for reduction of county tax	1,357,705 41
	And the county commissioners of Norfolk County are hereby authorized to levy as the county tax of said county for the current year, in the manner provided by law, the sum of	$3,068,330 26

PLYMOUTH COUNTY.

Item		
1.	For interest on county debt	$41,229 50
2.	For reduction of county debt	200,811 38
3.	For county commissioners, salaries and expenses	34,920 08

Item		
4.	For transportation and expenses of county and acting commissioners	$1,000 00
5.	For clerk of courts, salaries and expenses	92,376 85
6.	For county treasurer, salaries and expenses	32,740 75
7.	For sheriff, salary and expenses	11,666 00
8.	For registry of deeds, salaries and expenses	243,666 19
8a.	For registry of probate, salaries and expenses	16,043 00
9.	For law libraries, salaries and expenses	9,508 90
10.	For highways, including state highways, bridges and land damages	326,050 00
11.	For examination of dams	1,000 00
12.	For criminal costs in superior court	176,189 66
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	141,763 95
14.	For district courts, salaries and expenses	444,723 68
15.	For medical examiners and commitments of insane	25,775 00
16.	For jail and house of correction, maintenance and operation	484,261 72
17.	For training school	12,000 00
18.	For court houses and registry buildings, maintenance and operation	97,775 80
20.	For agricultural school or county aid to agriculture, maintenance and operation	87,795 20
24.	For noncontributory pensions	22,000 00
25.	For contributory retirement system and supervisory expenses	87,808 20
26.	For miscellaneous and contingent expenses	5,169 27
27.	For unpaid bills of previous years	5,793 78
28.	For reserve fund	35,000 00
28a.	For reserve for salary adjustments	50,000 00
30.	For forest fire patrol	5,050 00
31.	For police radio system	585 00
32a.	For maintenance, forest fire apparatus	1,130 00
33.	For police training school and bureau of criminal investigation	28,211 15
38.	For county airplane	2,360 00
39.	For group insurance	20,057 19
	Total amount of appropriations	$2,744,462 25
	Less estimated amount available for reduction of county tax	763,803 70
	And the county commissioners of Plymouth County are hereby authorized to levy as the county tax of said county for the current year, in the manner provided by law, the sum of	$1,980,658 55

WORCESTER COUNTY.

1.	For interest on county debt	$54,480 00
2.	For reduction of county debt	130,000 00

Item		
3.	For county commissioners, salaries and expenses	$50,859 20
4.	For transportation and expenses of county and acting commissioners	5,067 00
5.	For clerk of courts, salaries and expenses	226,159 33
6.	For county treasurer, salaries and expenses	57,684 23
7.	For sheriff, salary and expenses	13,402 50
8.	For registries of deeds, salaries and expenses	373,600 30
8a.	For registry of probate, salaries and expenses	14,649 00
9.	For law libraries, salaries and expenses	39,671 82
10.	For highways, including state highways, bridges and land damages	831,708 06
12.	For criminal costs in superior court	254,777 73
13.	For civil expenses in supreme judicial, superior, probate and land courts, including auditors, masters and referees	259,260 37
14.	For district courts, salaries and expenses	1,089,087 08
15.	For medical examiners and commitments of insane	76,825 00
16.	For jail and house of correction, maintenance and operation	516,562 15
17.	For training school	4,264 00
18.	For court houses and registry buildings, maintenance and operation	340,531 77
18a.	For bindery department	14,699 98
20.	For agricultural school or county aid to agriculture, maintenance and operation	133,321 29
21.	For state reservation, maintenance and operation (Mount Wachusett)	33,942 50
21a.	For state reservation, maintenance and operation (Purgatory Chasm)	20,616 00
24.	For noncontributory pensions	61,567 50
25.	For contributory retirement system and supervisory expenses	189,672 00
26.	For miscellaneous and contingent expenses	44,080 20
27.	For unpaid bills of previous years	20,264 06
28.	For reserve fund	40,000 00
28a.	For reserve for salary adjustments	90,000 00
30.	For forest fire patrol	3,500 00
31.	For radio system for fire protection	1,000 00
36.	For Dutch elm disease	8,000 00
39.	For group insurance	62,800 00
	Total amount of appropriations	$5,062,053 07
	Less estimated amount available for reduction of county tax	1,026,669 33
	And the county commissioners of Worcester County are hereby authorized to levy as the county tax of said county for the current year, in the manner provided by law, the sum of	$4,035,383 74

SECTION 2. Sums appropriated in section one are based upon detailed schedules approved by the joint committee on counties, copies of which are deposited with the director of accounts.

Said director shall file with the county commissioners and the county treasurer of each county a certification of the amounts above appropriated as set forth in the approved schedules for such county. Except as provided by this act or except as otherwise provided by law, no liability may be incurred and no expenditure shall be made in excess of the amount available in an existing appropriation for a function, a main group, a class or a subclass.

Transfers within an appropriation from a main group to another main group may be made upon written request of the authorized official of the organization unit with the written approval of said county commissioners, and copies of said request and approval shall be filed with the county treasurer; provided, however, that no transfer shall be made from the main groups "personal services" or "equipment" to another main group nor shall any transfer be made from any other main group into the main groups "personal services" or "equipment".

Transfers within an appropriation between classes and between subclasses within a main group may be made by the authorized official of the organization unit whenever in his opinion public necessity and convenience so requires; provided, however, that no transfer shall be made within the classes of the main groups "personal services" or "equipment".

Amounts included for permanent positions in sums appropriated in section one for personal services are based upon schedules of permanent positions and salary rates as approved by the joint committee on counties, and, except as otherwise shown by the files of said committee, a copy of which shall be deposited with the county personnel board, no part of sums so appropriated in section one shall be available for payment of salaries of any additional permanent positions, or for payments on account of reallocations of permanent positions, or for payments on account of any change of salary range or compensation of any permanent positions, notwithstanding any special or general law to the contrary; except that an attendant who becomes a licensed practical nurse may be paid an increased salary rate on account of such promotion, subject to approval by the county personnel board.

Moneys appropriated under this act for the purchase of equipment shall be expended for the purposes specified in the schedules as approved by the joint committee on counties and for no other purpose.

No direct drafts against the account known as the reserve fund shall be made, but transfers from this account to other accounts may be made to meet extraordinary or unforeseen expenditures upon the request of the county commissioners with the approval of the director of accounts.

SECTION 3. No expense incurred for mid-day meals by county officers and employees, other than those who receive as part of their compensation a noncash allowance in the form of full or complete boarding and housing, and those county officers and employees who are stationed beyond commuting distance from their homes for a period of more than twenty-four hours, shall be allowed by any county; provided that officers or employees who have charge of juries or who have the care and custody of prisoners, insane persons or other persons placed in their charge by a court or under legal proceedings for transfer to or

from court to an institution or from institution to institution and persons certified by a district attorney as engaged in investigation shall be reimbursed for the expense of mid-day meals when necessarily engaged on such duty; and provided, further, that county officers and employees in attendance at meetings and conferences called by or for any group or class on a statewide basis shall be so reimbursed.

Notwithstanding the provisions of the preceding paragraph, not more than two employees of a county may be reimbursed for meals and other expenses incurred in attendance at a meeting or conference called by or for any group or class on a statewide basis.

No moneys appropriated under this act shall be expended by county officers or employees for monthly telephone service furnished to such officers or employees at places other than regular offices.

No moneys appropriated under this act shall be approved by the county commissioners and expended by the county treasurer for any unpaid bills of previous years which were incurred prior to January first of nineteen hundred and sixty-five.

SECTION 4. The allowance to county officers and employees for expenses incurred by them in the operation of motor vehicles owned by them or by any member of their immediate families and used in the performance of their official duties shall not exceed eight cents a mile, except in cases where a higher allowance is specifically provided by statute; provided that in the case of commitments of the insane the justice of the court ordering the commitment may order a higher rate, but not to exceed forty cents a mile one way. No expenditures shall be made for travel outside the commonwealth for attendance at conferences or conventions.

SECTION 5. This bill shall take effect upon its passage.

Approved August 1, 1966.

Chap. 463. AN ACT INCREASING THE SALARY OF THE SHERIFF OF SUFFOLK COUNTY, AND THE SALARIES OF COURT OFFICERS IN ATTENDANCE UPON THE SUPERIOR COURT IN SUFFOLK COUNTY.

Be it enacted, etc., as follows:

SECTION 1. The first sentence of section 49 of chapter 35 of the General Laws, as most recently amended by section 1 of chapter 841 of the acts of 1963, is hereby further amended by inserting after the word "Suffolk", in line 10, the words: — , the sheriff of the county of Suffolk.

SECTION 2. Section 17 of chapter 37 of the General Laws is hereby amended by adding the following paragraph: —

The salary of the sheriff of the county of Suffolk shall be thirteen thousand dollars.

SECTION 3. Section 73 of chapter 221 of the General Laws, as most recently amended by section 1 of chapter 766 of the acts of 1963, is hereby further amended by adding the following sentence: — Each officer in attendance upon the superior court in Suffolk county who is appointed under section seventy of chapter two hundred and twenty-one shall receive from said county in full for all services performed by him a salary equivalent to seventy per cent of the salary of the sheriff of said county; except that such officer designated to act as chief deputy

sheriff shall receive a salary equivalent to eighty per cent of the salary of said sheriff, the officer designated as assistant chief deputy sheriff shall receive a salary equivalent to seventy-eight per cent of the salary of said sheriff, the officer in charge of jurors' assembly rooms shall receive a salary equivalent to seventy-six per cent of the salary of said sheriff, the assistant to the officer in charge of the juror's assembly rooms shall receive a salary equal to seventy-five per cent of the salary of said sheriff and the officer commissioned as deputy sheriff to supervise the work of other officers and perform other related matters in the disposition session of the criminal court shall receive a salary equivalent to seventy-six per cent of the salary of said sheriff.

SECTION 4. Section two of chapter seven hundred and sixty-six of the acts of nineteen hundred and sixty-three is hereby repealed.

SECTION 5. This act shall take effect as of the date of its passage upon its acceptance by the city of Boston in the current year.

Approved August 1, 1966.

Chap. 464. AN ACT ESTABLISHING THE MIDDLEBOROUGH DEVELOPMENT AND INDUSTRIAL CORPORATION.

Be it enacted, etc., as follows:

SECTION 1. In this act, unless the context otherwise requires, the following words shall have the following meanings: —

"Corporation", the Middleborough Development and Industrial Corporation, created by section two.

"Financial institution", any banking corporation or institution, trust company, savings bank, co-operative bank, savings and loan association, insurance company, or related corporation, partnership, foundation or other institution engaged primarily in lending or investing funds.

"Members", the persons named in section two, their associates, successors and assigns.

SECTION 2. John Riley, Henry Humphreys, Joseph Whitcomb, Roger Tillson, Robert L. Anderson, Clinton Clark, Paul E. Doherty, Stephen Horbal, Kenneth Atwood, Horace Atkins, Melvin Thomas, Philip Iampietro, Alton M. Kramer, Paul R. Callan and Kenneth Keedwell, their associates, successors and assigns, are hereby constituted a body corporate under the name of Middleborough Development and Industrial Corporation.

SECTION 3. The corporation shall be a membership corporation, with its membership limited to fifteen members. Any vacancy which occurs in the membership of the corporation shall be filled by appointment or election in accordance with the by-laws of the corporation. The principal office of the corporation shall be located in the town of Middleborough.

SECTION 4. The purposes of the corporation shall be to promote, stimulate, develop and advance the business prosperity and economic welfare of the town of Middleborough, and the citizens thereof; to encourage and assist, through loans, investments or other business transactions, the location of new business and industry in the town of Middleborough, to rehabilitate and assist existing business and industry; and to stimulate and assist in the expansion of all kinds of business activity which will tend to promote the business development and maintain the

economic stability of the town of Middleborough, provide maximum opportunities for employment, encourage thrift, and improve the standard of living of its citizens; and similarly to endeavor to increase and diversify industry and employment.

The corporation shall be subject to and have the powers and privileges conferred by the provisions of chapters one hundred and fifty-five and one hundred and eighty of the General Laws, subject to the restrictions and limitations herein contained, and in addition shall have the following powers: —

(*a*) To purchase, receive, hold, lease, or otherwise acquire, and to develop, improve, sell, convey, exchange, mortgage, lease, rent and otherwise deal or trade in and dispose of real property and any estate interests or rights therein and to give clear title thereto.

(*b*) To loan money on bonds secured by mortgage on real or personal property.

(*c*) To erect, construct, alter, maintain and improve commercial, industrial or civic buildings or buildings used for civic or charitable purposes of every description on any lands of the corporation or upon other lands, and to rebuild, alter and improve industrial, civic or charitable buildings or buildings used for civic or charitable purposes thereon.

(*d*) To purchase, subscribe to, acquire, hold and to sell, assign, mortgage, hypothecate or otherwise dispose of the shares of the capital stock or preferred stock, bonds and other evidences of indebtedness of any corporation, domestic or foreign; and while owners or holders thereof to exercise all the rights of powers of ownership including the right to vote thereon for any purpose; and to issue in exchange for such stock, bonds and other evidences of indebtedness, its own bonds and other obligations.

(*e*) To buy, acquire, hold, use, employ, develop, mortgage, convey, lease and dispose of patent rights, letters patent, copyrights, trade names, labels, processes, devices, inventions, trademarks, formulae, goodwill and other rights, and to pay therefor in cash or property or to issue in exchange therefor bonds and other obligations.

(*f*) To enter into any arrangement for union of interest, cooperation, joint venture, reciprocal concession, or otherwise, with any person engaged in or about to engage in any business or transaction in the town of Middleborough, which the corporation is authorized to engage in and to lend money with security to guarantee the contracts or otherwise assist any person, persons or company or corporation when necessary for the accomplishment of the purposes herein provided for.

(*g*) To receive stocks, bonds, donations, gifts and to otherwise raise money for the above outlined purposes.

(*h*) To elect, appoint and employ officers, agents and employees; to make contracts and incur liabilities for any of the purposes of the corporation.

(*i*) To borrow money from any financial institution, and to issue therefor its bonds, debentures, notes or other evidences of indebtedness, whether secured or unsecured, and to secure the same by mortgage, pledge, deed of trust or other lien on its property, franchises, rights and privileges of every kind and nature or any part thereof or interest therein.

(*j*) To cooperate with and avail itself of the facilities of the department of commerce and development and any similar governmental agencies;

and to cooperate with and assist, and otherwise encourage, any industrial organization in the town of Middleborough in the promotion, assistance and development of the business prosperity and economic welfare of such area.

(*k*) To do all acts and things necessary or convenient to carry out the powers expressly granted in this act.

SECTION 5. Notwithstanding any rule at common law or any such other provision of any general or special law, or any provision in their respective charters, agreements of association, articles of organization, or trust indentures, all domestic corporations organized for the purpose of carrying on business within the commonwealth, including without implied limitation electric or gas companies as defined in section one of chapter one hundred and sixty-four of the General Laws, railroad corporations as defined in section one of chapter one hundred and sixty of the General Laws, financial institutions and, subject to approval, if necessary, by a court of competent jurisdiction, trustees, are hereby authorized to acquire, purchase, hold, sell, assign, transfer, or otherwise dispose of any bonds, securities, or other evidences of indebtedness of the corporation and to make contributions to the corporation. In making contributions thereto, no financial institution shall expend, in the aggregate, in any one year an amount greater than one half of one per cent of its total or gross earnings or income for the next preceding fiscal year; and provided, further, that such contributions may be made over a period not to exceed five years.

Any contribution made under this section to the corporation shall be in addition to any contributions authorized by section sixty-eight of chapter one hundred and sixty-eight of the General Laws, section thirty-five of chapter one hundred and seventy of the General Laws, and by other provisions of general or special law.

SECTION 6. The corporation shall not be subject to the provisions of chapter sixty-three of the General Laws, nor to any taxes based upon or measured by income. The securities and evidences of indebtedness issued by the corporation, and income therefrom, shall at all times be free from taxation by the commonwealth. Real property owned by the corporation shall not be subject to taxation by the city or town in which it is located until ten years from the date of its acquisition or until such property is leased, rented or otherwise disposed of, whichever is first.

SECTION 7. The provisions of chapter one hundred and ten A of the General Laws shall not apply to the bonds, debentures, notes, evidences of indebtedness, or any other securities of the corporation.

SECTION 8. The period of duration of the corporation shall be seventy-five years, subject, however, to the right of the members to dissolve the corporation prior to the expiration of said period. Upon the dissolution of the corporation all assets shall be paid over to a nonsectarian charitable organization selected by the attorney general.

Approved August 1, 1966.

Chap. 465. AN ACT CHANGING THE LAW DETERMINING WHETHER A DISTRIBUTION BY A CORPORATION OF SECURITIES OF ANOTHER CORPORATION IS TRUST INCOME OR PRINCIPAL.

Be it enacted, etc., as follows:

Chapter 203 of the General Laws is hereby amended by striking out section 21A, inserted by section 1 of chapter 481 of the acts of 1962, and inserting in place thereof the following section: —

Section 21A. Unless otherwise provided by a will or other instrument by which a trust is created, distributions to a trustee by a corporation or unincorporated association of shares or other securities or obligations of corporations or unincorporated associations other than the one making the distributions shall be treated as income; provided, however, that to the extent that the trustee, acting as a prudent man would do in the management of investments, determines that any such distribution is essentially principal of the trust, the distribution shall be as principal. *Approved August 1, 1966.*

Chap. 466. AN ACT DESIGNATING A CERTAIN TRAFFIC CIRCLE AT THE NORTHERLY APPROACH TO THE BOURNE BRIDGE IN THE TOWN OF BOURNE AS THE AUGUST BELMONT MEMORIAL CIRCLE.

Be it enacted, etc., as follows:

The rotary traffic circle in the town of Bourne at the northerly approach to the Bourne bridge shall be known and designated as the August Belmont Memorial Circle, in memory of August Belmont who financed and built the Cape Cod Canal, and suitable markers bearing said designation shall be erected and maintained thereon by the department of public works. *Approved August 1, 1966.*

Chap. 467. AN ACT PROVIDING THAT CERTAIN MEMBERS OF THE NORTH ANDOVER POLICE RELIEF ASSOCIATION MAY, UPON PENSION OR RETIREMENT FROM THE NORTH ANDOVER POLICE DEPARTMENT, BE PAID A CERTAIN SUM OF MONEY BY SAID ASSOCIATION.

Be it enacted, etc., as follows:

SECTION 1. Any member of the North Andover Police Relief Association, a corporation duly established by law, shall, if he so elects by a writing filed with the secretary of said association within sixty days after he is pensioned or retired from the police department of the town of North Andover, receive from said association a sum equal to and in lieu of the death benefit provided by the by-laws of said association, and he shall thereupon cease to be a member of said association or entitled to receive any benefits therefrom. If any member of said association who was pensioned or retired from said police department prior to the effective date of this act does not make such election within sixty days after said effective date, he shall remain a member of said association and entitled to its death benefits, and, subject to the provisions of its by-laws, entitled to any other of its benefits.

SECTION 2. This act shall take effect upon its acceptance by the North Andover Police Relief Association. *Approved August 1, 1966.*

Chap. 468. AN ACT PENALIZING THE TURNING BACK OR READJUSTING OF THE SPEEDOMETER OR ODOMETER OF MOTOR VEHICLES FOR THE PURPOSE OF MISREPRESENTING TO PURCHASERS THE NUMBER OF MILES TRAVELED BY SUCH VEHICLES.

Be it enacted, etc., as follows:

Chapter 266 of the General Laws is hereby amended by adding after section 140, added by section 2 of chapter 269 of the acts of 1966, the following section: —

Section 141. Whoever, with the intent to misrepresent to a prospective or eventual purchaser the number of miles traveled by a motor vehicle, turns back or readjusts the speedometer or odometer thereof shall be punished by a fine of not more than one hundred dollars. In a prosecution under this section, evidence that a dealer, as defined in section one of chapter ninety, or a person required to be licensed under the provisions of section fifty-nine of chapter one hundred and forty, by himself or by another turned back or readjusted the speedometer or odometer shall constitute prima facie evidence of such intent to misrepresent.

Approved August 1, 1966.

Chap. 469. AN ACT AUTHORIZING THE COMMONWEALTH, THE POLITICAL SUBDIVISIONS THEREOF, AND WATER COMPANIES TO ACQUIRE OR SELL EMERGENCY SOURCES OF WATER SUPPLY THROUGHOUT THE YEAR NINETEEN HUNDRED AND SIXTY-SIX.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to authorize forthwith the acquisition or sale of emergency sources of water supply by the commonwealth, the political subdivisions thereof, and water companies throughout the year nineteen hundred and sixty-six, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public health and convenience.

Be it enacted, etc., as follows:

Notwithstanding the limitation of six months for the emergency purchase, taking or selling of water contained in section forty of chapter forty of the General Laws, water may be purchased, taken or sold in accordance with the provisions of said section from January first, nineteen hundred and sixty-six to December thirty-first, nineteen hundred and sixty-six.

Approved August 2, 1966.

Chap. 470. AN ACT DIRECTING THE DEPARTMENT OF PUBLIC WORKS THAT ADVANCE PLANNING FOR HIGHWAY CONSTRUCTION SHALL PROVIDE FOR THE PROTECTION OF WATER RESOURCES, FISH AND WILDLIFE AND RECREATIONAL VALUES.

Be it enacted, etc., as follows:

The department of public works is hereby directed that in highway construction, both by the commonwealth acting singly and in cooperation with other political subdivisions, advance planning shall provide for the protection of water resources, fish and wildlife and recreational values.

Approved August 2, 1966.

Chap. 471. AN ACT DIRECTING THE METROPOLITAN DISTRICT COMMISSION TO INSTALL PEDESTRIAN TRAFFIC SIGNALS AT ALEWIFE BROOK PARKWAY AND MATIGNON ROAD IN THE CITY OF CAMBRIDGE.

Be it enacted, etc., as follows:

The metropolitan district commission is hereby authorized and directed to install pedestrian controlled traffic signals at Alewife Brook parkway and Matignon road in the city of Cambridge.

Approved August 2, 1966.

Chap. 472. AN ACT INCREASING THE AMOUNT OF MONEY THE ATTORNEY GENERAL MAY PAY IN SETTLING CLAIMS AGAINST STATE OFFICERS AND EMPLOYEES.

Be it enacted, etc., as follows:

Section 3C of chapter 12 of the General Laws is hereby amended by striking out the first paragraph, as appearing in chapter 337 of the acts of 1947, and inserting in place thereof the following paragraph: —

Any officer or employee of the commonwealth, or of the metropolitan district commission, may file with the attorney general a writing requesting the attorney general to represent him in connection with a claim against him for bodily injuries or for damage to property, arising out of his operation of a motor vehicle or other vehicle owned by the commonwealth, including one under the control of said commission, and stating that he thereby authorizes any decision that the attorney general may make relative to a settlement of such claim. Upon such request and authorization, and whether or not suit has been brought upon such a claim, the attorney general, if after investigation it appears to him that such officer or employee, at the time the claim arose, was acting within the scope of his official duties or employment, and that the claimant is entitled to damages, may settle such claim for such amount, not exceeding one thousand dollars on account of bodily injury to one person, and not exceeding five hundred dollars on account of damage to property, as he shall determine to be just and reasonable.

Approved August 2, 1966.

Chap. 473. AN ACT RELATIVE TO THE CARE AND CUSTODY OF CHILDREN BORN TO INMATES OF THE INDUSTRIAL SCHOOL FOR GIRLS AT LANCASTER OR OF A JAIL OR HOUSE OF CORRECTION OR WHOSE MOTHERS ARE COMMITTED TO THE CUSTODY OF THE YOUTH SERVICE BOARD.

Be it enacted, etc., as follows:

Chapter 119 of the General Laws is hereby amended by striking out section 23A, added by section 2 of chapter 588 of the acts of 1958, and inserting in place thereof the following section: —

Section 23A. Any child born to an inmate of the Massachusetts Correctional Institution, Framingham, or of the Industrial School for Girls at Lancaster, or of a jail or a house of correction, shall be accepted by the department, and any child whose mother is committed to the

Massachusetts Correctional Institution, Framingham, to a jail or a house of correction, or to the custody of the youth service board, may be accepted by the department. Thereupon the department in consultation with the commissioner of correction or the chairman of the youth service board shall make such provision at said place of commitment or elsewhere for the care of said child as may seem to be for the best interests of said child. *Approved August 2, 1966.*

Chap. 474. AN ACT DESIGNATING INTERSTATE HIGHWAY ROUTE 195 AS THE GOLD STAR MOTHERS MEMORIAL HIGHWAY.

Be it enacted, etc., as follows:

The interstate highway Route 195 shall be designated and known as the Gold Star Mothers Memorial highway. Suitable markers bearing such designation shall be erected thereon by the department of public works in compliance with the standards of said department and as authorized by the federal bureau of public roads.

Approved August 2, 1966.

Chap. 475. AN ACT VALIDATING CERTAIN PROCEEDINGS TAKEN AT A SPECIAL TOWN MEETING OF THE TOWN OF LUDLOW.

Be it enacted, etc., as follows:

SECTION 1. The proceedings taken by the town of Ludlow under Articles 7 and 8 at the special town meeting of December twentieth, nineteen hundred and sixty-five authorizing the construction of a new elementary school, appropriating one million, two hundred and thirty-six thousand, two hundred and sixty-three dollars therefor, and authorizing the issuance of bonds therefor in the amount of one million, one hundred thousand dollars, are hereby validated and confirmed in all respects, notwithstanding the failure of the finance committee to report on these propositions before town meeting action thereon pursuant to section fourteen of chapter two of the town by-laws.

SECTION 2. This act shall take effect upon its passage.

Approved August 3, 1966.

Chap. 476. AN ACT DIRECTING THE DEPARTMENT OF NATURAL RESOURCES TO ERECT A SUITABLE MONUMENT IN THE CHICOPEE MEMORIAL STATE PARK IN MEMORY OF THE VETERANS OF THE COMMONWEALTH.

Be it enacted, etc., as follows:

The department of natural resources is hereby authorized and directed to erect a suitable monument in the Chicopee Memorial State Park in memory of the men and women of the commonwealth who gave their lives in defense of their country. For said purpose said department may expend such sums as may be appropriated therefor.

Approved August 3, 1966.

Chap. 477. AN ACT AUTHORIZING THE CONSOLIDATION OF NORTH SHORE COUNCIL, INC., BOY SCOUTS OF AMERICA AND BAY SHORE COUNCIL, INC., BOY SCOUTS OF AMERICA UNDER THE NAME OF NORTH BAY COUNCIL, INC., BOY SCOUTS OF AMERICA.

Be it enacted, etc., as follows:

SECTION 1. North Shore Council, Inc., Boy Scouts of America and Bay Shore Council, Inc., Boy Scouts of America, corporations established under the laws of the commonwealth, are hereby authorized to consolidate into one corporation under the name of North Bay Council, Inc., Boy Scouts of America, hereinafter called the consolidated corporation, which shall in all respects be a continuation of each of said existing corporations and shall have all the powers, purposes, privileges and exemptions of and be subject to all the duties, liabilities and restrictions of each of said existing corporations, and all powers, privileges, exemptions, duties, liabilities and restrictions now or hereafter applicable by law to corporations established under the laws of the commonwealth for the purposes for which said existing corporations were established.

SECTION 2. Upon such consolidation, all property, real and personal, and all rights and interests, legal or equitable, of said existing corporations and all devises, bequests, conveyances and gifts heretofore or hereafter made to or for the benefit of said existing corporations shall vest in the consolidated corporation, and otherwise shall be held by the consolidated corporation subject to the same terms, conditions, limitations and trusts as they are now held, or but for this act would be held, by said existing corporations or either of them, and the treasurer of each of said existing corporations is hereby authorized to execute and deliver all papers and documents necessary or proper for the purpose of confirming in the consolidated corporation the record or beneficial title to the property, rights and interests of said existing corporations.

SECTION 3. Upon such consolidation, the members of said existing corporations immediately prior to such consolidation shall, subject to any resignations therein, be the members of the consolidated corporation until such time as the consolidated corporation may, by amendment to its constitution or by-laws or in any other proper manner, alter its membership, and the members of the executive board and the officers of the existing North Shore Council, Inc., Boy Scouts of America in office immediately prior to such consolidation, subject to any resignations therein, shall, until their successors are chosen and qualified, be the members of the governing board and officers of the consolidated corporation which shall, except as herein provided with respect to initial membership, be governed by the constitution and by-laws of said North Shore Council, Inc., Boy Scouts of America, as the same now are or may hereafter be amended.

SECTION 4. Upon acceptance of this act within one year after its passage (*a*) by vote of a majority of the members of the executive board of North Shore Council, Inc., Boy Scouts of America, at a meeting of said executive board duly called for the purpose, acting under authority of a vote of a majority of the members of North Shore Council, Inc., Boy Scouts of America, present and voting at a meeting of such members duly called for the purpose of considering and voting upon the matter

of consolidating said existing corporations and matters incidental thereto, and (*b*) by vote of a majority of the members of the executive board of Bay Shore Council, Inc., Boy Scouts of America, at a meeting of said executive board duly called for the purpose, acting under authority of a vote of a majority of the members of Bay Shore Council, Inc., Boy Scouts of America, present and voting at a meeting of such members duly called for the purpose of considering and voting upon the matter of consolidating said existing corporations and matters incidental thereto, certified copies of the respective votes of acceptance by said executive boards, signed by the respective secretaries of said existing corporations under the penalties of perjury, may, within thirty days after the last of the meetings of the executive boards at which this act is accepted, be filed for record in the Registry of Deeds for the Southern District of the County of Essex and with the state secretary, and upon such filing the consolidation of said existing corporations hereby authorized shall become effective and complete. *Approved August 3, 1966.*

Chap. 478. AN ACT DIRECTING THE METROPOLITAN DISTRICT COMMISSION TO CONSTRUCT A RELIEF SEWER IN THE CITY OF MALDEN.

Be it enacted, etc., as follows:

SECTION 1. The metropolitan district commission is hereby authorized and directed to construct a relief sewer from Broadway to Canal Street in the city of Malden. The location of said sewer and its connections shall be subject to the approval of the department of public health.

SECTION 2. To meet the expenditures necessary in carrying out the construction of a relief sewer authorized in section one, the state treasurer shall, upon request of the governor, issue and sell at public or private sale bonds of the commonwealth, registered or with interest coupons attached, as he may deem best, to an amount to be specified by the governor, from time to time, but not exceeding, in the aggregate, the sum of one million four hundred thousand dollars. All bonds issued by the commonwealth as aforesaid shall be designated on their face, Metropolitan District Commission Malden Relief Sewer Loan, Act of 1966, and shall be on the serial payment plan for such maximum term of years, not exceeding thirty years, as the governor may recommend to the general court pursuant to section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth, the maturities thereof to be so arranged that the amounts payable in the several years of the period of amortization other than the final year shall be as nearly equal as in the opinion of the state treasurer it is practicable to make them. Said bonds shall bear interest semiannually at such rate as the state treasurer, with the approval of the governor, shall fix. The initial maturities of such bonds shall be payable not later than one year from the date of issue thereof, and the entire issue not later than June thirtieth, nineteen hundred and ninety-eight. All interest payments on account of principal on such obligations shall be assessed and paid as provided in chapter ninety-two of the General Laws.

Approved August 4, 1966.

Chap. 479. AN ACT AUTHORIZING THE CITY OF PEABODY TO BORROW MONEY FOR SEWERAGE, SEWERAGE TREATMENT AND SEWERAGE DISPOSAL PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of planning, engineering and constructing or improving sewage, waste and surface water collection, transmission, treatment and disposal facilities, or for any one or more of the foregoing, the city of Peabody may borrow from time to time such sums as may be necessary, not exceeding, in the aggregate, ten million dollars, and may issue bonds or notes therefor, which shall bear on their face the words, City of Peabody Sewerage Loan, Act of 1966. The foregoing purposes may be carried out in one or more stages, which may consist of planning, engineering, acquisition of land or easements, or any other portions of the work to be done, or any combination thereof. Each authorized issue shall constitute a separate loan and such loans shall be paid in not more than thirty years from their dates. Indebtedness incurred under this act shall be in excess of the statutory limit, but shall, except as provided herein, be subject to chapter forty-four of the General Laws, exclusive of the limitations contained in the first paragraph of section seven thereof and exclusive of the provisions contained in clause fifteen of section eight thereof.

SECTION 2. This act shall take effect upon its passage.

Approved August 8, 1966.

Chap. 480. AN ACT INCREASING THE AMOUNT OF MONEY THE COUNTY COMMISSIONERS OF MIDDLESEX COUNTY MAY BORROW TO CONSTRUCT AND EQUIP A COURT HOUSE IN THE CITY OF SOMERVILLE FOR THE DISTRICT COURT OF SOMERVILLE.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 519 of the acts of 1963 is hereby amended by striking out, in line 13, the words "seven hundred and fifty" and inserting in place thereof the words: — one million four hundred and fifty.

SECTION 2. Section 2 of said chapter 519 is hereby amended by striking out, in line 4, the words "seven hundred and fifty" and inserting in place thereof the words: — one million four hundred and fifty.

SECTION 3. This act shall take effect upon its passage.

Approved August 8, 1966.

Chap. 481. AN ACT TO FURTHER REGULATE THE BIDDING PROCEDURES AND THE AWARDING OF CERTAIN CONTRACTS BY THE METROPOLITAN DISTRICT COMMISSION.

Be it enacted, etc., as follows:

Chapter 29 of the General Laws is hereby amended by striking out section 8B, inserted by chapter 754 of the acts of 1962, and inserting in place thereof the following section: —

Section 8B. The commissioner of public works or the commissioner of the metropolitan district commission shall require that any person

proposing to bid on any work, excepting the construction, reconstruction, repair or alteration of buildings, to be awarded by the department of public works or by the metropolitan district commission, respectively, and the commissioner of public works shall require that any person proposing to bid on any such work to be awarded by a municipality under section thirty-four of chapter ninety, submit a statement under the penalties of perjury setting forth his qualifications to perform such work. Such statement shall be in such detail and form and shall be submitted at such times as such commissioner may prescribe under rules promulgated by said department or commission, respectively, subject to the requirements of chapter thirty A. Such rules may require such information as may be necessary to implement this section and may establish a basis for the classification and maximum capacity rating of bidders which shall determine the class and aggregate amount of work such bidders are qualified to perform. The statement shall set forth, among other matters that may be prescribed by the rules, the proposed bidder's financial resources, his experience, the number and kinds of equipment which he has for use on such work, and the number, size and completion dates of other construction jobs, whether in this state or another state, which he has under contract. The information contained within such statement, together with other relevant available information and the proposed bidder's past performance on work of a similar nature, may be considered by said department or commission in determining whether or not the proposed bidder is qualified to perform any specific work for which proposals to bid are invited.

Based on information received and available and on past performance of the prospective bidder on work of a similar nature, each such commissioner, acting through a prequalification committee consisting of engineering personnel of said department or commission, respectively, to be appointed by him, shall determine the class and aggregate amount of work that a prospective bidder is qualified to perform, and shall limit a proposed bidder to such class and aggregate amount of work as he may be qualified to perform. Said department or commission shall limit the bid proposals to be furnished to a prospective bidder to such bidders as are determined by its commissioner to have the classification and capacity rating to perform the work required.

Any such statement filed with either such commissioner by a prospective bidder shall be confidential, and shall be used only by the department of public works or the metropolitan district commission, as the case may be, in determining the qualifications of such prospective bidder to perform work for said department or commission, or for a municipality under the provisions of said section thirty-four. No information contained in such statement shall be imparted to any other person without the written consent of said bidder.

If any prospective bidder fails to file the statement required by this section, or if, in the judgment of the commissioner, the prospective bidder is not qualified to carry out the work required under a contract which is proposed to be awarded, the commissioner shall refuse to furnish such prospective bidder with bid proposals for such work and shall reject any bid by such prospective bidder for such work.

Only persons filing the statement required herein shall be authorized as prime contractors and then only as to the class and aggregate amount of work which their qualifications warrant.

Any bidder qualified as authorized herein shall be promptly notified by the commissioner.

Any prospective bidder who is aggrieved by any decision or determination of the prequalification committee or the commissioner which affects his right to bid may file a new application for qualification at any time, or within fifteen days after receiving notice of such decision the applicant may request in writing a hearing before an appeal board to reconsider his application or qualifications. The appeal board in the department of public works shall consist of the commissioner, the associate commissioners, the chief engineer and the deputy chief engineer of public works or their designees, and the appeal board in the metropolitan district commission shall consist of the commissioner, the associate commissioners, and the director or chief engineer of the division involved, or their designees.

Any bidder or prospective bidder who so requests shall be granted a hearing by such appeal board at which he may submit any and all additional information or evidence bearing upon his finances, experience or other qualifications which may be relevant thereto. Such hearing shall be held without delay and the board shall promptly render its decision after taking into consideration all relevant information or evidence submitted relating to the bidder's qualifications. The appeal board may modify, amend or reverse any previous decision of the prequalification committee or the commissioner with respect to the qualification of the applicant or may sustain such previous decision. Such hearing shall be deemed to be an adjudicatory proceeding, and any bidder or prospective bidder who is aggrieved by the decision of the appeal board shall have a right to judicial review under the applicable provisions of said chapter thirty A.

The commissioner of public works or the commissioner of the metropolitan district commission shall not consider any bid filed with him by any person for any contract to be awarded by said department or commission, respectively, who has not been qualified as required by the rules promulgated by said department or commission, and any such bid of an unqualified bidder may be rejected without being opened. No contract shall be awarded to any bidder not qualified to bid thereon at the time fixed for receiving bids.

Any person, firm or corporation who knowingly and wilfully makes, or causes to be made, any false or fraudulent statement with respect to his financial condition or other assets in any application for qualification filed with such department or commission as required herein shall, upon final conviction, be disqualified from submitting bids on contracts advertised by the department or commission for a period of one year following the date of said conviction.

This section shall not apply to any prospective bidder the aggregate amount of whose work with said department of public works or with said metropolitan district commission, including the amount of his proposal, is less than fifty thousand dollars. *Approved August 8, 1966.*

Chap. 482. AN ACT ACCEPTING RETROCESSION BY THE UNITED STATES TO THE COMMONWEALTH OF MASSACHUSETTS OF CONCURRENT JURISDICTION OVER CERTAIN LAND IN THE VICINITY OF FORT DEVENS.

Be it enacted, etc., as follows:

The commonwealth hereby accepts the relinquishment by the United States of concurrent jurisdiction over certain land in the town of Ayer in the vicinity of the Fort Devens Military Reservation, bounded and described as follows: —

Beginning at a concrete bound in the southerly line of West Main Street, said bound being in the division line between land of the United States and land, now or formerly, of John Narey and being 25 feet distant southeasterly at right angle to about station 39 + 95 in the 1919 county layout of West Main Street; thence along said southerly line of West Main Street, south 61 degrees 04 minutes 30 seconds west 547 feet, more or less, to a stone bound, southwesterly and westerly 247.68 feet along a curve to the right with radius of 363.17 feet to a stone bound, north 79 degrees 51 minutes west 177.21 feet to a stone bound, northwesterly and westerly 161.70 feet along a curve to the left with radius of 1,021.83 feet to a stone bound, north 88 degrees 55 minutes west 42.0 feet to a stone bound, south 85 degrees 22 minutes 30 seconds west 100.5 feet to a stone bound, north 88 degrees 55 minutes west 200.0 feet to a stone bound, north 83 degrees 12 minutes 30 seconds west 100.5 feet to a stone bound, north 88 degrees 55 minutes west 669.04 feet to a stone bound, northwesterly 96.39 feet along a curve to the right with radius of 977.45 feet to a stone bound and north 83 degrees 16 minutes west 780 feet, more or less, to a point; thence north 06 degrees 44 minutes east 50.00 feet crossing West Main Street to a point in the northerly line of West Main Street at the division line between land of United States and land, now or formerly, of the Fitchburg and Leominster Street Railway; thence along the northerly line of West Main Street south 83 degrees 16 minutes east 780 feet, more or less, to a stone bound, southeasterly 91.46 feet along a curve to the left with radius of 927.47 feet to a stone bound, south 88 degrees 55 minutes east 1,111.04 feet to a stone bound, southeasterly 169.61 feet along a curve to the right with radius of 1,071.83 feet to a stone bound, south 19 degrees 51 minutes east 177.21 feet to a stone bound, southeasterly, easterly, and northeasterly 213.58 feet along a curve to the left with radius of 313.17 feet to a stone bound and north 61 degrees, 04 minutes 30 seconds east 542 feet, more or less, to a point in the division line between land of United States and land now or formerly of Patrick Foley; thence southeasterly crossing West Main Street 50 feet, more or less, to the point of beginning.

Containing 3.6 acres, more or less. *Approved August 8, 1966.*

Chap. 483. AN ACT PROVIDING FOR THE PAYMENT OF THE TAX ON RETAIL SALES OF MOTOR VEHICLES OR TRAILERS BY THE PURCHASERS.

Be it enacted, etc., as follows:

SECTION 1. Subsection 3 of section 1 of chapter 14 of the acts of 1966 is hereby amended by adding the following paragraph: —

Notwithstanding the provisions of this subsection, the excise imposed

by subsection two of this section or by subsection two of section two upon sales at retail, or upon the storage, use or other consumption of motor vehicles or trailers shall be paid by the purchaser to the registrar of motor vehicles in the manner prescribed by the commissioner. The vendor thereof shall not add the tax to the sales price and shall not collect the tax from the purchaser. The vendor thereof shall, however, furnish to the purchaser, the registrar and the commissioner a sworn statement of the sale upon a form prescribed by the commissioner, with the approval of the commission, giving such information as the commissioner may require for the determination of such tax.

SECTION 2. This act shall take effect on November first, nineteen hundred and sixty-six. *Approved August 8, 1966.*

Chap. 484. AN ACT DESIGNATING A PORTION OF STATE HIGHWAY ROUTE 2 IN THE TOWN OF WESTMINSTER AS THE GENERAL NELSON A. MILES HIGHWAY.

Be it enacted, etc., as follows:

That portion of state highway route 2 located in the town of Westminster, and beginning at the Gardner-Westminster town line and extending to that portion of said state highway route 2 designated as the Hon. George W. Stanton Highway, shall be designated and known as the General Nelson A. Miles Highway in memory of Nelson A. Miles, a native of Westminster, and a soldier who rendered distinguished service in the Civil, Indian and Spanish-American Wars. Suitable markers bearing said designation shall be erected thereon by the department of public works. *Approved August 8, 1966.*

Chap. 485. AN ACT AUTHORIZING THE COMMISSIONER OF MENTAL HEALTH TO GRANT A LICENSE TO THE TOWN OF DANVERS TO USE CERTAIN LAND LOCATED IN SAID TOWN.

Be it enacted, etc., as follows:

SECTION 1. The commissioner of mental health, in the name and on behalf of the commonwealth, is hereby authorized to grant a license, hereinafter described, to the town of Danvers to use a certain parcel of land located on the Westerly side of Nichols Street, formerly known as Ribbon Road, running from Danvers to Middleton bounded and described as follows: —

Beginning at the southeast corner thereof by said road; thence running South 73 degrees 30 minutes West three hundred and ninety-three (393) feet to a bound, thence North 48 degrees West four hundred and sixty-six (466) feet to a bound, thence North 3 degrees 15 minutes West three hundred and forty (340) feet to a bound, thence North 81 degrees 30 minutes East five hundred and sixty-three (563) feet to a bound, at an angle in said road all by land now or formerly owned by Charles P. Preston, thence Southerly by said road six hundred and sixty (660) feet more or less to the point of beginning, containing eight and fifty-five one hundredths (8.55) acres, according to a plan of said land drawn by John T. Desmond, September 1887 and recorded with deed conveying said parcel of land to George W. Fiske by Charles P. Preston on page

177 of Book 1208 at the Essex Registry of Deeds, South District, Salem, Massachusetts.

Said license shall authorize the town of Danvers, acting through its conservation commission under authority of section eight C of chapter forty of the General Laws, to promote and develop its natural resources and to protect its watershed resources; provided, however, that no building or fence shall be erected or placed on the property, and no filling or dumping shall be permitted thereon. Said license shall also permit the inhabitants of the town of Danvers to use the premises hereinbefore described for the purpose of hunting, fishing, hiking and nature study so long as said conservation commission enforces reasonable rules and regulations governing the use thereof.

SECTION 2. Any license granted by the commissioner of mental health under the provisions of section one shall terminate if such land is not used for the purposes set forth in said section one within a period of three years from the effective date of this act, or whenever such land shall cease to be used for said purposes. *Approved August 8, 1966.*

Chap. 486. AN ACT AUTHORIZING THE TOWNS OF MATTAPOISETT AND MARION TO ENTER INTO AGREEMENTS CONCERNING THE SUPPLY OF WATER TO EACH OTHER.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of supplying the inhabitants of the towns of Mattapoisett and Marion with water, the town of Mattapoisett, acting through its board of water commissioners and its board of selectmen jointly, and the town of Marion, acting through its board of selectmen, who presently are its board of water commissioners, are hereby authorized to enter into an agreement or agreements concerning (1) the manner in which the two water works distribution systems of said towns shall be improved in order to supply each other with water from sources within either town, (2) the quantity to be supplied by either town, (3) how the cost of the water is to be determined or apportioned between the two towns or by one town to the other, and (4) the obtaining of approval from the department of public health and the water resources commission of any agreement or agreements drawn up between the two towns. The towns of Mattapoisett and Marion are hereby authorized to raise and appropriate or appropriate money as well as accept funds from the state and federal government to construct, lay, repair and maintain aqueducts, conduits, pipes and other works under or over any public ways in either town in such manner as not unnecessarily to obstruct the same; and for the purpose of constructing, laying, repairing and maintaining apparatus for laying and repairing such conduits, pipes and other works, and for other proper purposes of this act, the respective towns may enter upon and dig up or raise and embank any such ways in such manner as to cause the least hindrance to public travel thereon; provided, that any work performed in the town of Mattapoisett shall be restored to the reasonable satisfaction of the board of water commissioners and the board of selectmen and any work performed in the town of Marion shall be restored to the reasonable satisfaction of the board of selectmen; and provided, further, that none of

the foregoing acts shall be commenced by either town without prior written agreement by the boards of the respective towns.

SECTION 2. If the town of Marion shall construct and lay aqueducts, conduits, or pipes in said town of Mattapoisett as herein authorized, said aqueducts, conduits, or pipes and materials so laid or constructed shall become the property of the town of Mattapoisett and shall be maintained by the town of Mattapoisett at the expense of the town of Mattapoisett. If the town of Mattapoisett shall construct and lay aqueducts, conduits, or pipes in said town of Marion as herein authorized, said aqueducts, conduits, or pipes and materials so laid or constructed shall become the property of the town of Marion and be maintained by the town of Marion at the expense of the town of Marion.

SECTION 3. Any agreement or agreements proposed under this act shall be approved by a majority of the voters of the town of Mattapoisett, present and voting thereon, at a town meeting, before becoming effective.

SECTION 4. This act shall take effect upon its acceptance by the town of Mattapoisett and of the town of Marion, within four years after its passage. *Approved August 8, 1966.*

Chap. 487. AN ACT AUTHORIZING THE CITY OF LAWRENCE TO PAY GEORGE W. HALE OF SAID CITY A CERTAIN SUM OF MONEY FOR CERTAIN SERVICES RENDERED AS A ROOFER IN THE PUBLIC PROPERTY DEPARTMENT OF SAID CITY.

Be it enacted, as follows:

SECTION 1. For the purpose of discharging a moral obligation, the city of Lawrence is hereby authorized to appropriate or transfer from available funds the sum of two thousand forty-one dollars and thirty cents and to pay the same to George W. Hale of said city for services rendered as a roofer in the public property department of said city from October ninth, nineteen hundred and sixty-five to February seventeenth, nineteen hundred and sixty-six, both dates inclusive.

SECTION 2. This act shall take effect upon its acceptance by the city of Lawrence. *Approved August 8, 1966.*

Chap. 488. AN ACT AUTHORIZING THE COMMISSIONER OF ADMINISTRATION TO RENEW THE INTERIM OPERATING AGREEMENT, EFFECTIVE JANUARY THIRD, NINETEEN HUNDRED AND SIXTY-SIX, WITH THE NEW YORK, NEW HAVEN AND HARTFORD RAILROAD COMPANY FOR THE PURPOSE OF CONTINUING PASSENGER SERVICE ON CERTAIN LINES THROUGH DECEMBER THIRTY-FIRST, NINETEEN HUNDRED AND SIXTY-SIX.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to make available forthwith certain funds to insure the continuation, without interruption, of interstate railroad passenger service between the commonwealth and certain other states, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. The commissioner of administration, with the approval of the governor, is hereby authorized and empowered to renew the

interim operating agreement entered into on January twenty-sixth, nineteen hundred and sixty-six, by him on behalf of the commonwealth with the court-appointed trustees of the New York, New Haven and Hartford Railroad Company to insure the continuation through June thirtieth, nineteen hundred and sixty-six of through passenger service now operating between Boston, on the one hand, and the cities of Providence, Kingston and Westerly, Rhode Island; New London, Saybrook, New Haven, Bridgeport, South Norwalk and Stamford, Connecticut; New York City and points south of New York, on the other; as well as between Springfield, Massachusetts, on the one hand, and the cities of Hartford, New Britain, Meriden, New Haven and New York on the other. Said renewal shall insure the continuation from July first, nineteen hundred and sixty-six through December thirty-first, nineteen hundred and sixty-six of such through passenger service.

Said renewal shall not obligate, under any circumstances, the commonwealth to make payment to said New York, New Haven and Hartford Railroad Company in excess of one hundred and fifty thousand dollars.

SECTION 2. To provide the funds required as provided in section one, the sum set forth in section three is hereby appropriated from the General Fund, subject to the provisions of law regulating the disbursement of public funds and the approval thereof.

SECTION 3.

GENERAL FUND.

STATE PURPOSES APPROPRIATION.

Executive Office for Administration and Finance.

Item		
0441-07	For the commonwealth's share of the cost of a contract renewal with the trustees of the New York, New Haven and Hartford Railroad Company, as authorized by section one of this act . .	**$150,000**

Approved August 9, 1966.

Chap. 489. AN ACT AUTHORIZING THE COMMISSIONER OF PUBLIC HEALTH TO DISPOSE OF THE RUTLAND HOSPITAL PROPERTY.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to terminate as soon as may be the obligation of the department of public health to maintain the Rutland Hospital property, therefore it is hereby declared to be an emergency law necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

The commissioner of public health is hereby authorized to dispose of, by sale, transfer or otherwise, upon the recommendation, and with the approval, of the commissioner of administration, certain property under control of the department of public health in the town of Rutland known, described and operated as the Rutland Hospital.

Approved August 9, 1966.

Chap. 490. AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF ESSEX COUNTY TO BORROW MONEY FOR CONSTRUCTING AND EQUIPPING A COURT HOUSE IN THE CITY OF LYNN FOR THE DISTRICT COURT OF SOUTHERN ESSEX.

Be it enacted, etc., as follows:

SECTION 1. The county commissioners of Essex county are hereby authorized to construct and originally equip a court house to provide suitable and adequate facilities for the district court of southern Essex, which shall be located within a radius of one half mile from the existing quarters of said court in the city of Lynn. Said commissioners may take by eminent domain or acquire by purchase or otherwise any land that may be necessary for the purposes of this act, including a sufficient area for the parking of the motor vehicles of persons in attendance upon said court. Said commissioners may expend for the purposes of this act, including the preparation of plans and specifications in connection therewith and for landscaping, such sums as may be necessary, not exceeding, in the aggregate, one million five hundred thousand dollars. Any sums received from the federal government for the purposes of this act shall be included in, and considered a part of, the total amount authorized to be expended hereunder.

SECTION 2. For the purposes authorized by section one, the treasurer of said county, with the approval of the county commissioners, may borrow upon the credit of the county such sums as may be necessary, not exceeding, in the aggregate, one million five hundred thousand dollars and may issue bonds or notes of the county thereof, which shall bear on their face the words, Essex County Court House Loan, Act of 1966. Each authorized issue shall constitute a separate loan and such loans shall be payable not more than fifteen years from their dates. The bonds or notes shall be signed by the county treasurer and countersigned by a majority of the county commissioners. The county may sell the said securities at public or private sale, upon such terms and conditions as the county commissioners may deem proper, but not for less than their par value. Indebtedness incurred hereunder shall, except as herein provided, be subject to chapter thirty-five of the General Laws.

SECTION 3. The county treasurer of said county, with the approval of the county commissioners, may issue temporary notes of the county, payable in not more than one year from their dates, in anticipation of serial bonds or notes under this act, but the time within which such serial bonds or notes shall become due and payable shall not, by reason of such temporary notes, be extended beyond the time fixed by this act. Any notes issued in anticipation of the serial bonds or notes shall be paid from the proceeds thereof.

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

Approved August 10, 1966.

Chap. 491. AN ACT PROVIDING FOR THE PAYMENT OF A CERTAIN SUM OF MONEY TO VELMA M. O'DONNELL FOR CERTAIN SERVICES RENDERED BY HER AS TEMPORARY JUNIOR CLERK IN THE SECOND DISTRICT COURT OF BARNSTABLE.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any contrary provision of law, the county commissioners of Barnstable county shall pay from any avail-

able funds the sum of six hundred and ninety-six dollars and fifty-one cents to Velma M. O'Donnell for services rendered by her as temporary junior clerk in the office of the clerk of the second district court of Barnstable at Provincetown during the months of August, September and October in the year nineteen hundred and sixty-four, and such sum shall be included in the appropriation for the current year for said county.

SECTION 2. This act shall take effect upon its passage.

Approved August 13, 1966.

Chap. 492. AN ACT DIRECTING THE METROPOLITAN DISTRICT COMMISSION TO PERMIT THE ERECTION OF A CERTAIN STATUE ON LAND OF SAID COMMISSION IN THE SOUTH BOSTON DISTRICT OF THE CITY OF BOSTON.

Be it enacted, etc., as follows:

The metropolitan district commission is hereby authorized and directed to permit the erection of a statue in memory of Father Joseph LaPorte, a beloved former parish priest in the South Boston district of the city of Boston, on such portion of the median strip of land on Columbia road in said district in the vicinity of the entrance of the L Street Bathhouse as said commission shall designate. Said commission shall maintain the grounds surrounding such statue upon its erection.

Approved August 13, 1966.

Chap. 493. AN ACT AUTHORIZING THE DIVISION OF FISHERIES AND GAME TO ACQUIRE CERTAIN LAND IN THE TOWNS OF WARE AND BELCHERTOWN FOR FISH AND WILDLIFE MANAGEMENT PURPOSES.

Be it enacted, etc., as follows:

For the purpose of establishing a public area for fishing, hunting, and the management thereof, the division of fisheries and game in the department of natural resources is hereby authorized to acquire, on behalf of the commonwealth, by eminent domain, or by purchase or otherwise, such lands and waters as are situated in the towns of Ware and Belchertown, bounded on the north by Route 9, on the east by land owned by the metropolitan district commission upon which the Chicopee Aqueduct is located, on the west by the west bank of the Swift river and on the south by Cold Spring road, and including the bottom of the Swift river extending south from Cold Spring road to the crossing of the Chicopee Aqueduct, and including two right-of-way locations for the above described tract to River road. Said land shall not include buildings or the lots they are presently located upon, nor any tracts or facilities now owned by any agency of the federal government, nor any land now owned by the metropolitan district commission. All lands acquired hereunder shall be added to and become a part of the Swift River Wildlife Management Area. The attorney general shall approve, as to form, the deeds necessary for carrying out the purposes of this act.

Approved August 13, 1966.

Chap. 494. AN ACT AUTHORIZING THE COMMONWEALTH TO GRANT EASEMENTS TO BOSTON EDISON COMPANY UNDER, UPON AND OVER CERTAIN LAND FOR THE TRANSMISSION OF ELECTRIC POWER AND OTHER PURPOSES.

Be it enacted, etc., as follows:

Subject to the approval of the governor, the commissioner of correction, in the name and behalf of the commonwealth, may sell and convey to Boston Edison Company, an electric company organized and existing under the laws of the commonwealth, additional perpetual rights and easements for the transmission of electric current and for telephone and signal line purposes incidental thereto under, upon and over a strip of land one hundred and fifty feet in width, said strip being a portion of the lands situated in the town of Norfolk held for the purposes of the Norfolk prison colony, the southerly side line of said strip being the northerly side line of an easement conveyed to said company by virtue of the authority conferred by chapter four hundred and forty-five of the acts of nineteen hundred and fifty-three, for transmission lines and for purposes incidental thereto now owned and operated by said company, for such price and upon such terms and restrictions as may be agreed upon by the commissioner of correction and said company.

Approved August 13, 1966.

Chap. 495. AN ACT RELATIVE TO SERVICES FOR MOTHERS BEARING CHILDREN OUT OF WEDLOCK.

Be it enacted, etc., as follows:

Chapter 119 of the General Laws is hereby amended by inserting after section 23A the following section: —

Section 23B. The department may, through its own resources or the resources of other appropriate agencies, provide services to mothers bearing children out of wedlock. *Approved August 13, 1966.*

Chap. 496. AN ACT AUTHORIZING THE TOWN OF NORTH BROOKFIELD TO PAY A CERTAIN SUM OF MONEY TO FRED J. GRABERT.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of section four A of chapter forty-one of the General Laws, and for the purpose of discharging a moral obligation, the town of North Brookfield is hereby authorized to pay the sum of three hundred and forty dollars to Fred J. Grabert, a member of the board of cemetery commissioners of said town, for personal services performed by him in the year nineteen hundred and sixty-four as acting cemetery superintendent therein.

SECTION 2. This act shall take effect upon its acceptance by the town of North Brookfield. *Approved August 13, 1966.*

Chap. 497. AN ACT EXCLUDING THE DETERMINATION OF WAGES OF CERTAIN EMPLOYEES OF HOUSING AUTHORITIES FROM THE PROVISIONS OF THE ADMINISTRATIVE PROCEDURE ACT.

Be it enacted, etc., as follows:

Paragraph (1) of section 1 of chapter 30A of the General Laws is hereby amended by inserting after clause (*e*), added by section 42 of chapter 14 of the acts of 1966, the following clause: — ; or (*f*) proceedings for the determination of wages under section twenty-six T of chapter one hundred and twenty-one. *Approved August 13, 1966.*

Chap. 498. AN ACT PROVIDING FOR AN ASSIGNMENT OF CERTAIN FUNDS EXPECTED BY CERTAIN PERSONS IN NEED OF PUBLIC ASSISTANCE.

Be it enacted, etc., as follows:

SECTION 1. Section 11 of chapter 118 of the General Laws, added by chapter 487 of the acts of 1961, is hereby amended by adding the following paragraph: —

If relief or support under this chapter is necessary as a result of an accident, injury or illness for which moneys are expected to be provided by accident or health insurance, workmen's compensation, or otherwise, the board of public welfare may require the person in need of such relief or support to provide for the reimbursement of the town for each day of such relief or support by assigning to the town an equivalent amount of the moneys to be so realized for such day; but such assignment shall not operate as a lien on moneys to be so realized for any day for which relief or support is not provided. Such assignment may be enforced by petition to a district court within the jurisdiction of which the town providing such relief or support is situated. Proceeds realized through the enforcement of this section shall be apportioned between the federal government, the commonwealth and the town furnishing the assistance in proportion to the amount of their respective contributions thereto, but in no case for more than the amount contributed, without interest.

SECTION 2. Section 4A of chapter 118A of the General Laws, as most recently amended by section 5 of chapter 801 of the acts of 1951, is hereby further amended by adding the following paragraph: —

If relief or support under this chapter is necessary as a result of an accident, injury or illness for which moneys are expected to be provided by accident or health insurance, workmen's compensation, or otherwise, the board of public welfare may require the person in need of such relief or support to provide for the reimbursement of the town for each day of such relief or support by assigning to the town an equivalent amount of the moneys to be so realized for such day; but such assignment shall not operate as a lien on moneys to be so realized for any day for which relief or support is not provided. Such assignment may be enforced by petition to a district court within the jurisdiction of which the town providing such relief or support is situated. Proceeds realized through the enforcement of this section shall be apportioned between the federal government, the commonwealth and the town furnishing the assistance in proportion to the amount of their respective contributions thereto, but in no case for more than the amount contributed, without interest.

SECTION 3. Section 14 of chapter 118D of the General Laws, as appearing in section 2 of chapter 741 of the acts of 1951, is hereby amended by adding the following paragraph: —

If relief or support under this chapter is necessary as a result of an accident, injury or illness for which moneys are expected to be provided by accident or health insurance, workmen's compensation, or otherwise, the board of public welfare may require the person in need of such relief or support to provide for the reimbursement of the town for each day of such relief or support by assigning to the town an equivalent amount of the moneys to be so realized for such day; but such assignment shall not operate as a lien on moneys to be so realized for any day for which relief or support is not provided. Such assignment may be enforced by petition to a district court within the jurisdiction of which the town providing such relief or support is situated. Proceeds realized through the enforcement of this section shall be apportioned between the federal government, the commonwealth and the town furnishing the assistance in proportion to the amount of their respective contributions thereto, but in no case for more than the amount contributed, without interest. *Approved August 13, 1966.*

Chap. 499. AN ACT TO EQUALIZE THE COMPENSATION OF FEMALE POLICE OFFICERS.

Be it enacted, etc., as follows:

Chapter 41 of the General Laws is hereby amended by inserting after section 108J the following section: —

Section 108K. A female regular police officer in a city or town shall receive compensation equal, in all respects, to the compensation received by a male regular police officer of equal rank and seniority.

Approved August 13, 1966.

Chap. 500. AN ACT INCREASING THE SALARIES OF THE COUNTY COMMISSIONERS.

Be it enacted, etc., as follows:

SECTION 1. Section 5 of chapter 34 of the General Laws is hereby amended by striking out the schedule, as most recently amended by section 1 of chapter 690 of the acts of 1964, and inserting in place thereof the following schedule: —

Essex	$7,320.50
Worcester	7,320.50
Middlesex	7,986.00
Hampden	5,989.50
Norfolk	7,320.50
Bristol	5,989.50
Plymouth	5,324.00
Barnstable	5,324.00
Berkshire	5,324.00
Franklin	3,993.00
Hampshire	3,993.00
Dukes County	1,815.00

SECTION 2. This act shall take effect as of July first, nineteen hundred and sixty-six. *Approved August 13, 1966.*

Chap. 501. AN ACT PROVIDING FOR THE ESTABLISHMENT OF COMMUNITY CLINICAL NURSERY SCHOOLS FOR RETARDED CHILDREN OF PRESCHOOL AGE, REQUIRING CITIES AND TOWNS TO PAY THE COST OF TRANSPORTING TO SUCH SCHOOLS AND PROVIDING THAT THE STATE REIMBURSE CITIES AND TOWNS FOR ONE HALF OF THE COST.

Be it enacted, etc., as follows:

SECTION 1. Chapter 123 of the General Laws is hereby amended by striking out section 13B, inserted by chapter 608 of the acts of 1957, and inserting in place thereof the following section: —

Section 13B. The department shall establish and maintain a community clinical nursery school for retarded children of preschool age in any city or town where six or more such children are determined by the department to be eligible for and seeking admission to such a nursery school. The department may establish and maintain in any other city or town as it shall determine appropriate for the purpose such a clinical nursery school for such children. Upon the application of a parent, the department shall examine a child to determine his eligibility for admission to a clinical nursery school.

Whenever transportation to such nursery school is required, the department shall notify the school department of the city or town in which the child resides of his admission to the nursery school program. Following such notification, the school department shall pay the cost of transporting the child to and from such nursery school on such days as it is in session, and shall be reimbursed one half such cost as provided in section twenty-nine B of chapter sixty-nine.

When a child who is attending a clinical nursery school is prepared for transfer, and in any event when he reaches the age of seven years, the department shall recommend his transfer to a public school program or to some other appropriate program.

The department may establish clinical nursery schools in any public building in the city or town where space may be available and suitable for the purpose and if such space is not available, may acquire adequate space by renting, leasing or other available means. The department shall appoint a person who, under the direction of the department, shall have general supervision of the clinical nursery schools. The department shall also appoint a clinician to be in attendance at each clinical nursery school, and may employ such other persons as may be required to conduct said clinical nursery schools. The department may expend for consultative services such sums as may be appropriated therefor.

SECTION 2. Section 29B of chapter 69 of the General Laws, as most recently amended by section 2 of chapter 750 of the acts of 1960, is hereby further amended by adding the following sentence: — The department shall reimburse a city or town in which a child attending a clinical nursery school established under section thirteen B of chapter one hundred and twenty-three is resident by paying to it one half of the cost of the transportation of such child to and from such nursery school on each day it is in session. *Approved August 13, 1966.*

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, August 16, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience requires that the law being Chapter 501 of the Acts of 1966, entitled "An Act providing for the Establishment of Community Clinical Nursery Schools for Retarded Children of Preschool Age, requiring Cities and Towns to pay the Cost of Transporting to such Schools and providing that the State reimburse Cities and Towns for One Half of the Cost." and the enactment of which received my approval on August 13, 1966, should take effect forthwith.

Postponement of the effective date for 90 days and thus beyond the beginning of the school year in September would defeat its purpose which is to provide special school training for retarded children by providing for the establishment of community clinical nursery schools for retarded children of preschool age and providing for the cost of transportation.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, August 16, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at three o'clock and five minutes, P.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter five hundred and one of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 502. AN ACT ESTABLISHING AN HISTORIC DISTRICTS COMMISSION FOR THE TOWN OF HINGHAM, DEFINING ITS POWERS AND DUTIES, AND ESTABLISHING AN HISTORIC DISTRICT THEREIN.

Be it enacted, etc., as follows:

SECTION 1. *Purpose.* — The purpose of this act is to promote the educational, cultural, economic and general welfare of the public through the preservation and protection of buildings, places and districts of architectural or historic significance or interest in the town of Hingham, through the development and maintenance of appropriate settings for said buildings, places and districts, and through the maintenance of said buildings, places and districts as sites and landmarks compatible with the historic traditions and architecture of the town of Hingham.

SECTION 2. *Establishment of a District.* — There is hereby established in the town of Hingham the Lincoln historic district, bounded and described as follows: —

Beginning at a point on the Southwesterly sideline of North Street which marks the boundary line between land now or formerly of Hines and land now or formerly of Lowrance, thence running Southwesterly, bounded Northwesterly by said land now or formerly of Lowrance and Southeasterly by said land now or formerly of Hines, a distance of two hundred sixty-four feet, more or less, to the Southeasterly corner of said land of Lowrance; thence turning and running Westerly, bounded Northerly by said land now or formerly of Lowrance and Southerly by land now or formerly of the Old Colony Railroad, a distance of one hundred five feet, more or less, to a point; thence turning and running Northerly, bounded Easterly by said land now or formerly of Lowrance and Westerly by said land now or formerly of the Old Colony Railroad, a distance of twelve feet, more or less, to a point; thence turning and running Westerly, bounded Northerly by lands now or formerly of Lowrance, of Middleton, of Hingham Visiting Nurse Association and of The Society for the Preservation of New England Antiquities, a distance of one hundred thirty-five feet, more or less, to a point; thence turning and running Northerly, bounded Easterly by said land now or formerly of The Society for the Preservation of New England Antiquities and Westerly by land now or formerly of Zona, a distance of thirty feet, more or less, to a point in the centerline of the Town Brook; thence turning and running Northwesterly and Westerly in the centerline of the Town Brook, bounded Northeasterly by said land now or formerly of The Society for the Preservation of New England Antiquities, Northerly by land now or formerly of Marita O. Lincoln and Southerly by said land now or formerly of Zona, a distance of fifty-five feet, more or less, to a point; thence turning and running Northerly, bounded Easterly by land now or formerly of Marita O. Lincoln and Westerly by land now or formerly of Rosilla H. Beal, a distance of one hundred twenty-five feet, more or less, to a point in the Southerly sideline of North Street; thence running Northwesterly across North Street a distance of eighty-five feet, more or less, to a point in the Northerly sideline of North Street which marks the boundary line between land now or formerly of Marita O. Lincoln and land now or formerly of Ludwig; thence running Northwesterly, bounded Easterly by land now or formerly of Marita O. Lincoln and Westerly by land now or formerly of Ludwig, a distance of one hundred fifteen feet, more or less, to an angle in the property line; thence running Northerly in the same common property line a distance of one hundred thirty-five feet, more or less, thence in the extension Northerly of the same line across land now or formerly of Marita O. Lincoln a distance of one hundred twenty-five feet, more or less, to a point in the Southerly line of land now or formerly of Price; thence turning and running Northeasterly, bounded Northwesterly by said land now or formerly of Price and Southeasterly by land now or formerly of Marita O. Lincoln, a distance of one hundred fifteen feet, more or less, to an angle in said property line; thence turning and running Northerly and Northeasterly, bounded as before, forty-five and three-tenths feet and fifty-seven and eight-tenths feet to a point in the Southwesterly sideline of Lincoln Street; thence running Northeasterly across Lincoln Street a distance of forty-five feet, more

or less, to a point in the Northeasterly sideline of Lincoln Street which marks the boundary line between land now or formerly of Dowd and land now or formerly of Hopkins; thence running Northeasterly, bounded Northwesterly by said land now or formerly of Dowd and Southeasterly by said land now or formerly of Hopkins, a distance of two hundred thirty feet, more or less, to land now or formerly of Pratt; thence turning and running Southeasterly, bounded Northeasterly by lands now or formerly of Pratt, of Bowie, of Earle and of Shea and Southwesterly by lands now or formerly of Hopkins, of Hingham Historical Society and of Stringer, a distance of three hundred fifty feet, more or less; thence turning and running Southwesterly, bounded Northwesterly by said land now or formerly of Stringer and Southeasterly by land of the Roman Catholic Archbishop of Boston, a distance of one hundred seventy feet, more or less, to land of Owens; thence turning and running Southeasterly, bounded Northeasterly by land of the Roman Catholic Archbishop of Boston and Southeasterly by said land now or formerly of Owens, a distance of one hundred seventy feet, more or less, to a point; thence turning and running Southerly over land of the Roman Catholic Archbishop of Boston a distance of twenty feet, more or less, to the Northerly corner of land of the New North Church; thence running Southeasterly, bounded Northeasterly by land of the Roman Catholic Archbishop of Boston and Southwesterly by said land of New North Church, a distance of one hundred feet, more or less, to a point; thence turning and running Southwesterly, bounded Northwesterly by said land of the New North Church and Southeasterly by land of the Roman Catholic Archbishop of Boston, a distance of one hundred feet, more or less, to a point in the Northeasterly sideline of Lincoln Street; thence running Southwesterly across Lincoln and North Streets a distance of one hundred three feet, more or less, to the point of beginning.

SECTION 3. *Definitions.* — As used in this act, the following words and terms shall have the following meanings: —

"Building", an independent structure having a roof supported by columns or walls resting on its own foundations and designed for the shelter, housing or enclosure of persons, animals, chattels or property of any kind.

"Building commissioner", the building commissioner of the town of Hingham.

"Commission", the Historic Districts Commission established by section four.

"Erected or altered", the phrase "erected or altered" includes also the words "built", "constructed", "reconstructed", "renovated", "restored", "changed", "enlarged" and "moved".

"Exterior architectural feature", the architectural style and general arrangement of such portion of the exterior of a building or structure as is, or is designed to be, subject to view from a public street, way or place including the general design, color and the kind and texture of the building materials of such portion and the type and style of all windows, doors, lights, signs and other fixtures appurtenant to such portion.

"Historic district", the historic district established by section two or any historic district created pursuant to section twelve, in either case as the same may be enlarged or reduced pursuant to section twelve.

"Person", the word "person" includes an individual, a corporate or unincorporated organization or association and the town of Hingham.

"Structure", a combination of materials, other than a building, sign or billboard, but including paving, a fence or a masonry or stone wall.

"Town", the town of Hingham.

SECTION 4. *Creation and Organization of Historic Districts Commission.* — An Historic Districts Commission in the town of Hingham is hereby established which shall consist of five unpaid regular members. There shall also be five unpaid associate members who shall serve and act as hereinafter provided. The regular members and associate members shall be residents of the town and shall be appointed by the board of selectmen of the town in the manner and for the terms of office herein provided and until their successors are appointed and qualified: — one regular member and one associate member shall be appointed from at least three nominees of the Boston chapter of the American Institute of Architects, each of whose initial appointments shall be for the term of the remainder of the calendar year in which such appointments are made and one year thereafter; one regular member and one associate member shall be appointed from at least three nominees of the Hingham Historical Society, each of whose initial appointments shall be for the term of the remainder of the calendar year in which such appointments are made and two years thereafter; one regular member and one associate member shall be appointed from at least three nominees of the planning board of the town, each of whose initial appointments shall be for the term of the remainder of the calendar year in which such appointments are made and three years thereafter; one regular member and one associate member shall be appointed, where possible, from among the residents of the historic district or districts, each of whose initial appointments shall be for the term of the remainder of the calendar year in which such appointments are made and four years thereafter; and one regular member and one associate member shall be appointed at large for the term of the remainder of the calendar year in which such appointments are made and five years thereafter. As the terms of office of said regular members and associate members expire, their respective successors shall be appointed in like manner for terms of five years. All nominations for appointment of regular or associate members of the commission shall be submitted to the board of selectmen by letter which shall contain a statement of the qualifications of the nominees. A vacancy in the regular or associate membership of the commission shall be filled by appointment for the unexpired term. If the member who shall have vacated his office was nominated by said chapter, society or board, his successor shall be appointed from at least two nominees of said chapter, society or board, as the case may be. A regular member who shall absent himself without cause from three consecutive meetings of the commission shall be deemed to have vacated his office, and the secretary of the commission shall give notice thereof to the board of selectmen, who shall thereupon proceed to fill the vacancy. The commission shall elect a chairman, vice-chairman and secretary from its regular membership. In the case of the absence of the chairman from any meeting, the vice-chairman shall preside. Associate members shall serve and act only in the following cases: — (1) In case of the absence, inability to act or interest on the part of a regular mem-

ber, his place shall be taken by an associate member designated by the chairman of the commission. (2) In the case of a vacancy in the regular membership of the commission, the chairman shall designate an associate member to serve as a member of the commission until said vacancy is filled as provided in this section.

SECTION 5. *Limitations.* — (*a*) Except as provided under section six, no building or structure or any portion thereof within an historic district shall be: —

(1) Erected or altered unless and until an application for a certificate of appropriateness as to exterior architectural features shall have been filed with the commission and either a certificate of appropriateness or a certificate that no exterior architectural feature is involved shall have been issued by the commission.

(2) Changed as to any exterior color feature which is subject to view from a public street, way or place unless and until an application for a certificate of appropriateness as to such change in exterior color feature shall have been filed with the commission and such certificate shall have been issued by the commission.

(3) Demolished or removed unless and until an application for a permit to demolish or remove the same shall have been filed with the commission and such permit shall have been issued by the commission.

(*b*) Except as provided under section six, no occupational, commercial or other sign or billboard which is subject to view from a public street, way or place shall be erected or displayed within an historic district unless and until an application for a certificate of appropriateness shall have been filed with the commission and such certificate shall have been issued by the commission. In the case of any such sign or billboard erected or displayed prior to the inclusion of the premises in an historic district, there shall be allowed a period of five years subsequent to the effective date of the establishment of such district in which to obtain such certificate.

(*c*) No landscaping feature which shall have been considered in granting a certificate of appropriateness or permit for demolition or removal and referred to in such certificate as a condition to the granting thereof shall be changed, except for ordinary maintenance.

(*d*) Except in cases excluded by section six: —

(1) No permit shall be issued by the building commissioner for any building or structure or any portion thereof to be erected or altered within an historic district unless and until a certificate of appropriateness or a certificate that no exterior architectural feature is involved shall have been issued by the commission.

(2) No permit shall be issued by the building commissioner for the demolition or removal of any building or structure or any portion thereof within an historic district unless and until a permit to demolish or remove the same shall have been issued by the commission.

SECTION 6. *Exclusions.* — (*a*) Nothing in this act shall be construed to prevent: —

(1) The ordinary maintenance or repair of any exterior architectural feature of any building or structure within an historic district which does not involve a change in the design, color, materials or outward appearance thereof.

(2) Landscaping changes, except landscaping changes involving more than ordinary maintenance, which relate to landscaping features con-

sidered in granting a certificate of appropriateness or permit for demolition or removal and referred to in such certificate or permit as a condition to the granting thereof.

(3) The erection or alteration, demolition or removal of any building or structure or any portion thereof which the building commissioner shall certify is required by the public safety because of an unsafe or dangerous condition or which was validly authorized by a permit issued by the building commissioner prior to the inclusion of the premises in an historic district.

(*b*) The following structures and signs may be erected or displayed within an historic district without the filing of an application for, or the issuance of, a certificate of appropriateness: —

(1) Temporary structures or signs for use in connection with any official celebration or parade or any charitable drive in the town; provided, that any such structure or sign shall be removed within three days following the termination of the celebration, parade or charitable drive for which said structure or sign shall have been erected or displayed. Any other temporary structures or signs which the commission shall determine from time to time may be excluded from the provisions of section five without substantial derogation from the intent and purposes of this act.

(2) Real estate signs of not more than six square feet in area advertising the sale or rental of only the premises on which they are erected or displayed.

(3) Occupational signs of not more than three square feet in area bearing the name, occupation or address of the occupant of the premises on which such sign is erected or displayed where such premises are located within a residence district as defined in the zoning by-law of the town; provided, that there shall be not more than one such sign for any such occupant.

(*c*) The exterior color of any building or structure within an historic district may, without the filing of an application for, or the issuance of, a certificate of appropriateness, be changed to white or to any color or any combination of colors which the commission shall determine from time to time may be used without substantial derogation from the intent and purposes of this act.

SECTION 7. *Application to be filed with Commission.* — Excepting cases excluded by section six, any person who desires to erect or alter, demolish or remove any building or structure or any portion thereof now or hereafter within an historic district, or to change any exterior color feature subject to view from a public street, way or place within an historic district, or to erect or display within an historic district any sign or billboard for which a certificate of appropriateness is required under paragraph (*b*) of section five, shall file with the commission an application for a certificate of appropriateness or a permit for demolition or removal, as the case may be, together with such plans, elevations, specifications, material and other information as shall be deemed necessary by the commission to enable it to make a determination on the application.

SECTION 8. *Meetings, Hearings, Time for Making Determinations.* — (*a*) Meetings of the commission shall be held at the call of the chairman and also when called in such other manner as the commission shall determine in its rules. Five members of the commission, including any

associate members serving and acting as provided in section four, shall constitute a quorum.

(*b*) Within fourteen days after the filing of an application for a certificate of appropriateness to erect or alter any building or structure or any portion thereof, the commission shall determine whether the application involves any exterior architectural feature. If the commission determines that such application involves any exterior architectural feature, the commission shall hold a public hearing on such application. The commission shall also hold a public hearing on all other applications required to be filed with it under this act, except that the commission may issue a certificate of appropriateness approving an application for a change in any exterior color feature without holding a hearing if it determines that the color change proposed is appropriate.

(*c*) The commission shall fix a reasonable time for the hearing on any application and shall give notice thereof by publishing notice of the time, place and purpose of the hearing in a local newspaper at least fourteen days before said hearing and also by mailing a copy of said notice, at least seven days before said hearing, to the applicant, to the owners of all property deemed by the commission to be affected thereby as they appear on the most recent local tax list, to the planning board, and to such other persons as the commission shall deem entitled to notice.

(*d*) As soon as convenient after such public hearing but in any event within forty-five days after the filing of the application, or within such further time as the applicant shall allow in writing, the commission shall make a determination on the application. If the commission shall fail to make a determination within said forty-five days, or within such further time allowed by the applicant, the commission shall be deemed to have approved the application.

SECTION 9. *Powers, Functions and Duties of Commission.* — The commission shall have the following powers, functions and duties: —

(*a*) It shall pass upon: —

(1) The appropriateness of exterior architectural features of buildings and structures or any portion thereof to be erected or altered within an historic district.

(2) The appropriateness of changes in exterior color features of buildings and structures or any portion thereof within an historic district wherever such features are subject to view from a public street, way or place.

(3) The demolition or removal of any building or structure or any portion thereof within an historic district.

(4) The appropriateness of the erection or display of occupational, commercial or other signs or billboards within an historic district wherever a certificate of appropriateness for any such sign or billboard is required under paragraph (*b*) of section five.

(*b*) In passing upon an application for a certificate of appropriateness or a permit for demolition or removal, the commission shall determine whether the features, demolition or removal, sign or billboard involved will be appropriate for the purposes of this act and, if it shall be determined to be appropriate, the commission shall approve the application. If it shall be determined to be inappropriate, the commission shall disapprove the application; provided, however, that the commission shall nevertheless approve the application if it shall determine that, owing

to conditions especially affecting the building, structure, sign or billboard involved but not affecting the historic district generally, failure to approve the application would involve a substantial hardship, financial or otherwise, to the applicant and that such application may be approved without substantial detriment to the public welfare and without substantial derogation from the intent and purposes of this act.

(*c*) In making determinations as to appropriateness, the commission shall consider, among other things, the historic and architectural value and significance of the site, building or structure, the architectural style, general design, arrangement, texture, material and color of the features, sign or billboard involved, and the relation of such factors to similar factors of sites, buildings and structures in the immediate surroundings. The commission shall consider the appropriateness of the size, shape, position and location on the lot of the building or structure in relation to (1) the land area upon which the building or structure is situated, (2) the landscaping features proposed by the applicant and (3) the neighboring sites, buildings and structures and public streets, ways and places. The commission may determine to be inappropriate the demolition or removal of any building or structure of architectural or historic interest if, in the opinion of the commission, such demolition or removal would be detrimental to the public interest. The commission shall also consider the applicable zoning and other by-laws of the town. The commission shall not consider detailed designs, interior arrangement and other building features not subject to view from a public street, way or place.

(*d*) In approving an application the commission may impose conditions which, if the certificate of appropriateness or the permit for demolition or removal is acted upon, shall be binding upon the applicant, the owner of the property and his successors in title. Any such conditions may subsequently be modified or removed by the commission. Prior to approving an application subject to conditions, the commission may notify the applicant of its proposed action and permit the applicant to express his opinion thereon.

(*e*) The concurring vote of three members of the commission shall be necessary to make a determination in favor of the applicant on any matter upon which the commission is authorized to pass under this act.

(*f*) In the case of an approval by the commission of an application for a certificate of appropriateness or a permit for demolition or removal, or in the event an application is deemed approved through failure to make a determination within the time specified in section eight, the commission shall cause a certificate of appropriateness or a permit for demolition or removal, as the case may be, dated and signed by its chairman or vice-chairman, to be issued to the applicant.

(*g*) In the case of disapproval of an application for a certificate of appropriateness or a permit for demolition or removal, the commission shall cause a notice of its determination, dated and signed by its chairman or vice-chairman, to be issued to the applicant, which shall contain the reasons for its determination and may contain recommendations to the applicant as to appropriateness in connection with the matter. Prior to the issuance of any disapproval, the commission may notify the applicant of its proposed action accompanied by recommendations of changes in the applicant's proposal which would make the application acceptable to the commission. If within ten days of the receipt of such

a notice the applicant files a written modification of his application in conformity with the recommended changes of the commission, the commission shall cause a certificate of appropriateness or permit for demolition or removal, as the case may be, dated and signed by its chairman or vice-chairman, to be issued forthwith to the applicant.

(*h*) In the case of a determination by the commission that an application for a certificate of appropriateness does not involve any exterior architectural feature, the commission shall cause a certificate of such determination, dated and signed by its chairman or vice-chairman, to be issued forthwith to the applicant.

(*i*) The commission shall keep a permanent record of its resolutions, transactions and determinations and may make such rules and regulations consistent with this act and prescribe such forms as it shall deem necessary or desirable.

(*j*) The commission shall file with the town clerk of the town a notice of all determinations made by it and approvals of applications through failure of the commission to make a determination within the time allowed under section eight, except that no notice of a determination that an application for a certificate of appropriateness does not involve any exterior architectural feature shall be filed.

(*k*) The commission may incur expenses necessary to the carrying on of its work within the amount of its appropriation.

SECTION 10. *Appeals.* — Any person aggrieved by a determination of the commission or by an approval of an application through failure of the commission to make a determination within the time allowed under section eight, whether or not previously a party to the proceeding, or any officer or board of the town may, within twenty days after the filing of a notice of such determination or approval with the town clerk, appeal to the superior court sitting in equity for the county of Plymouth. The court shall hear all pertinent evidence and determine the facts and if, upon the facts so determined, such determination or approval is found to exceed the authority of the commission, the court shall annul such determination or approval and remand the case for further action by the commission. The remedies provided by this action shall be exclusive; but the parties shall have all rights of appeal and exception as in other equity cases. Costs shall not be allowed against the commission unless it shall appear to the court that the commission acted in bad faith or with malice in the matter from which the appeal was taken. Costs shall not be allowed against the party appealing from such determination or approval of the commission unless it shall appear to the court that said party acted in bad faith or with malice in making the appeal to the court.

SECTION 11. *Enforcement.* — Any person who violates any of the provisions of this act shall be guilty of a misdemeanor and upon conviction thereof shall be fined not less than ten dollars nor more than five hundred dollars. The superior court sitting in equity for the county of Plymouth upon the petition of the commission shall have jurisdiction to enforce the provisions of this act and the determinations, approvals, rulings and regulations issued thereunder and may restrain by injunction violations thereof and issue such other orders for relief of violations as may be required.

SECTION 12. *Changes in Historic Districts.* — The historic district established by section two may be enlarged, reduced or abolished, and

new historic districts in the town may be created, enlarged, reduced or abolished, by a two thirds vote at any annual town meeting or at any special town meeting called for the purpose. Prior to any such action, the commission shall hold a public hearing thereon, duly advertised, and shall report its recommendations to the town meeting.

SECTION 13. *Severability of Provisions.* — The provisions of this act shall be deemed to be severable; and in case any section, paragraph of part of this act shall be held unconstitutional by any court of competent jurisdiction, the decision of such court shall not affect or impair the validity of any other sections, paragraphs or parts of this act.

SECTION 14. *Effectiveness.* — This act shall take effect upon its acceptance by the town of Hingham. *Approved August 13, 1966.*

Chap. 503. AN ACT PROVIDING THAT FUNDS RECEIVED BY THE CITY OF PITTSFIELD FROM THE COMMONWEALTH ON ACCOUNT OF THE TAKING OF PARK LAND FOR HIGHWAY PURPOSES SHALL BE EXPENDED FOR THE ACQUISITION OR DEVELOPMENT OF PARK LAND.

Be it enacted, etc., as follows:

Notwithstanding any provision of law to the contrary, all funds received by the city of Pittsfield on account of the taking of park land by the commonwealth for highway purposes shall be used by said city solely for the acquisition or improvement of park land.

Approved August 13, 1966.

Chap. 504. AN ACT AUTHORIZING THE TOWN OF NATICK TO INDEMNIFY JOSEPH SAVIANO FOR CERTAIN EXPENSES.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of promoting the public good, the town of Natick may appropriate and pay to Joseph Saviano, of said town, such sums not to exceed eighty dollars, to indemnify him for certain medical expenses.

SECTION 2. This act shall take effect upon its acceptance by the town of Natick. *Approved August 13, 1966.*

Chap. 505. AN ACT AUTHORIZING THE CITY OF PITTSFIELD TO USE CERTAIN PARK LAND FOR HIGHWAY PURPOSES.

Be it enacted, etc., as follows:

For the purpose of constructing an extension to Springside avenue in the city of Pittsfield, said city may use a portion of Abbott park, hereinafter described and being part of lots 16, 17, 18, 19, and 20 as shown on a plan of land marked, "Map of Springfield Building Lots, Pittsfield, Mass. as surveyed by G. A. Murdock, June 10, 1893", and recorded in the registry of deeds for the middle Berkshire District, and a part of two lots lying south of the lake on said park known as the Coogan lots, all bounded and described as follows: — Beginning at a point on the present southerly location line of Springside Avenue said point bearing S25°–30′W and thirty-three (33.00′) feet distant from

Station 8 + 75.72 as shown on the baseline; thence southeasterly by a curve to the right of four hundred sixty-seven (467.00′) feet radius a distance 145.35′ feet to a point, bearing S43°–20′–05″W and thirty-three (33.00′) feet distant from station 10 + 31.34 of the baseline; thence S40°–50′–40″E a distance of sixty-nine and one hundredths (69.01′) feet to a point bearing S43°–20′–05″W and forty (40′) feet distant from station 11 + 0 of the baseline; thence S46°–39′–55″E a distance of one hundred seventy-one and fifty hundredths (171.50′) feet to a point bearing S60°–24′–55″W and forty-one and eighty-five hundredths (41.85′) feet distant from station 12 +83.79 of the baseline; thence S9°–23′–30″E a distance of thirty-seven and two hundredths (37.02′) feet to a point bearing S27°–57′–30″W and sixty-four and seventy-four hundredths (64.74′) feet distant from station 12 + 83.79 of the baseline; said last-mentioned point being the northwest corner of Pine Street; thence northerly in the projection northerly of the west line of Pine Street about 106′ ± to a point in the northerly line of the proposed location of Springside Avenue through Springside Park, so-called; thence westerly in a line parallel to an eighty (80′) feet northerly of the southerly line of said location about eighty-four (84′) feet to a point in the extension easterly of the southerly line of Springside Avenue lying westerly of the new location; thence westerly in the projection of the southerly line of Springside Avenue as described above a distance of about three hundred fifteen (315′) feet to the place of beginning which is opposite station 8 + 75.72 of the baseline, containing 0.32 acres of land. *Approved August 13, 1966.*

Chap. 506. AN ACT PROVIDING FOR THE ATTENDANCE OF CERTA N CHILDREN IN PUBLIC SCHOOLS OF CITIES OR TOWNS OTHER THAN THE CITIES OR TOWNS IN WHICH THEY RESIDE.

Be it enacted, etc., as follows:

Chapter 76 of the General Laws is hereby amended by inserting after section 12 the following two sections: —

Section 12A. The school committee of any town may adopt a plan for attendance in the public schools in such town of a limited number of children residing in other towns in which racial imbalance, as defined in section thirty-seven D of chapter seventy-one, exists in a public school. Such plan shall tend to eliminate said racial imbalance, shall be consistent with the objectives of said section thirty-seven D, and shall include an estimate of the expenses necessary to put such plan in operation. The school committee shall file a copy of such plan and the vote by which it was adopted with the state board of education. The state board of education shall approve or disapprove such plan within ninety days after the date of such filing. If it disapproves such plan, it shall state the reasons therefor; if it approves such plan, it shall inform the town of the amount of financial assistance which the commonwealth shall provide, as hereinafter provided. The town shall not be required to proceed with such plan unless and until the school committee agrees with the state board of education, through the commissioner of education, on the amount of such financial assistance and the terms upon which such financial assistance shall be provided. A school committee and board of education may accept, for the purpose of carrying

out such plan, gifts, grants, or contributions from any source, whether public or private.

Any child residing in any town and attending therein a public school in which racial imbalance, as defined in said section thirty-seven D, exists, may attend a public school of a town in which he does not reside, providing the school committee of such town has adopted, and the state board of education has approved, a plan for the attendance of nonresident children in such town, as set forth in this section.

The state board of education, from funds appropriated for the purpose, shall provide financial assistance to any town which adopts a plan for the elimination of racial imbalance in other towns, which plan meets the approval of the state board of education. Such financial assistance may include payments of part or all of the tuition required for any child, payment for part or all of the transportation costs for such child and payment for all of the salaries of teachers and others who may be required under such plan. The state board of education shall provide technical and other assistance to any town in the formulation and execution of any such plan.

Section 12B. Notwithstanding the provisions of section twelve, any child may attend the public school of a town where he does not reside upon such terms as the school committee of such town where he does not reside shall fix; provided said school committee shall be paid a sum equal to the average expense per student for such school for the period the child shall attend.

The commonwealth and the school committee of any town may accept funds of or from the federal government pursuant to the provisions of Public Law 89–10 of the Eighty-ninth Congress for the purposes of this section. Any amounts so received by the school committee of any town shall be deposited with the treasurer of such town and held as a separate account, and may be expended by said school committee without further appropriation, notwithstanding the provisions of section fifty-three of chapter forty-four.

Whenever such funds are received after the submission of the annual school budget, all or any portion thereof may be expended by the school committee without further appropriation, but shall be accounted for in the next annual school budget. *Approved August 13, 1966.*

Chap. 507. AN ACT AUTHORIZING THE SHELLFISH CONSTABLE OF THE TOWN OF CHATHAM TO ENFORCE WITHIN SAID TOWN CERTAIN LAWS RELATIVE TO DRAGGING FOR FISH.

Be it enacted, etc., as follows:

SECTION 1. The shellfish constable of the town of Chatham shall, within the lands and waters of said town, have all the powers and duties of a natural resource officer appointed under the provisions of section six of chapter twenty-one of the General Laws, to enforce the provisions of chapter sixty-six of the acts of nineteen hundred and thirty-one, as amended, and chapter two hundred and thirty-eight of the acts of nineteen hundred and thirty-six, as amended, concurrently with any other persons having the power and duty to enforce the provisions of said acts.

SECTION 2. This act shall take effect upon its passage.

Approved August 14, 1966.

Chap. 508. AN ACT MAKING APPROPRIATIONS FOR THE FISCAL YEAR ENDING JUNE THIRTIETH, NINETEEN HUNDRED AND SIXTY-SEVEN, SUPPLEMENTING CERTAIN APPROPRIATIONS FOR THE DEPARTMENT OF CORPORATIONS AND TAXATION.

Be it enacted, etc., as follows:

SECTION 1. To provide for supplementing certain appropriations previously made, and for certain new activities and projects, the sums set forth in section two are hereby made available from the funds designated, to be in addition to any amounts otherwise available for the purpose, subject to the provisions of law regulating the disbursement of public funds and the approval thereof and the conditions pertaining to appropriations in chapter four hundred and eleven of the acts of nineteen hundred and sixty-six.

SECTION 2.

GENERAL FUND.

STATE PURPOSES APPROPRIATION.

Department of Corporations and Taxation.

Item		
1201–20	For the rental of certain office space and for moving expenses of state agencies to said office space	**$300,000**

SECTION 3. This act shall take effect upon its passage.

Approved August 14, 1966.

Chap. 509. AN ACT PROVIDING THAT THE TIME DURING WHICH RESERVE OR PERMANENT-INTERMITTENT POLICE OFFICERS OR FIRE FIGHTERS OR CALL FIRE FIGHTERS ARE ON THEIR RESPECTIVE LISTS SHALL COUNT AS FULL-TIME SERVICE UNDER THE CONTRIBUTORY RETIREMENT SYSTEM.

Be it enacted, etc., as follows:

SECTION 1. Subdivision (2) of section 4 of chapter 32 of the General Laws is hereby amended by striking out paragraph (*b*), as most recently amended by chapter 73 of the acts of 1965, and inserting in place thereof the following paragraph: —

(*b*) The board shall fix and determine how much service in any calendar year is equivalent to a year of service. In all cases involving part-time, provisional, temporary, temporary provisional, seasonal or intermittent employment or service of any employee in any governmental unit, including such employment or service of any state official or of any person elected by popular vote to a county or municipal office or position, the board, under appropriate rules and regulations which shall be subject to the approval of the actuary, shall fix and determine the amount of creditable prior service, if any, and the amount of credit for membership service of any such employee who becomes a member, including any prescribed waiting period before eligibility for membership, established either by law or board ruling, prior to January first, nineteen hundred and forty-six, for which such service credit was given upon attaining membership; provided, that in the case of any such employee whose work is found by the board to be seasonal in its nature, the board

shall credit as the equivalent of one year of service, actual full-time service of not less than seven months during any one calendar year; and provided, further, that the board shall credit as full-time service not to exceed a maximum of five years that period of time during which a reserve or permanent-intermittent police officer or a reserve, permanent-intermittent or call fire fighter was on his respective list and was eligible for assignment to duty subsequent to his appointment; and provided, further, that such service as a permanent-intermittent or call fire fighter shall be credited only if such permanent-intermittent or call fire fighter was later appointed as a permanent member of the fire department.

SECTION 2. So much of this act allowing creditable service for time spent on certain lists as applies to lists of reserve police officers and reserve fire fighters shall take effect as of May thirty-first, nineteen hundred and sixty-four, and so much thereof as applies to lists of call fire fighters shall take effect as of October seventh, nineteen hundred and sixty-four, and so much thereof as applies to lists of permanent-intermittent police officers or permanent-intermittent fire fighters shall take effect as of May twenty-sixth, nineteen hundred and sixty-five.

Approved August 15, 1966.

Chap. 510. AN ACT EXTENDING THE BOUNDARIES OF THE DRACUT WATER SUPPLY DISTRICT.

Be it enacted, etc., as follows:

The boundaries of the Dracut Water Supply District are hereby extended so as to include the territory hereinafter described and such taxable inhabitants of the town of Dracut as reside in said territory: — Beginning at a point in the present Dracut Water Supply District line which point is at the northeast corner of the Dracut Water Supply District Reservoir; thence running in a Northeast direction to a point two hundred feet (200′) Northeast of the Northerly line of the intersection of Old Marsh Hill Road and Marsh Hill Road; thence running in a Westerly direction following Marsh Hill Road at a point one hundred fifty feet (150′) North of Marsh Hill Road to a point where the present Dracut Water Supply District now ends at the intersection of Cross Road and Bridge Street. *Approved August 15, 1966.*

Chap. 511. AN ACT RELATIVE TO THE GRANTING OF LICENSES FOR THE SALE OF ALCOHOLIC BEVERAGES BY CERTAIN HOTELS.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to permit a city or town to grant all alcoholic beverage licenses to certain hotels beginning January first, nineteen hundred and sixty-seven, provided that a majority of the voters in such city or town vote in favor of the granting of such licenses at the biennial state election in the current year, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

Chapter 138 of the General Laws is hereby amended by striking out section 11, as most recently amended by section 3 of chapter 138 of the acts of 1947, and inserting in place thereof the following section: —

Section 11. The state secretary shall cause to be placed on the official ballot used in the cities and towns at each biennial state election the following subdivided question:

A. Shall licenses be granted in this city (or town) for the sale therein of all alcoholic beverages (whisky, rum, gin, malt beverages, wines and all other alcoholic beverages)?

YES.	
NO.	

B. Shall licenses be granted in this city (or town) for the sale therein of wines and malt beverages (wines and beer, ale and all other malt beverages)?

YES.	
NO.	

C. Shall licenses be granted in this city (or town) for the sale therein of all alcoholic beverages in packages, so called, not to be drunk on the premises?

YES.	
NO.	

D. Shall licenses be granted in this city (or town) for the sale of all alcoholic beverages by hotels having a dining room capacity of not less than ninety-nine persons and lodging capacity of not less than fifty rooms?

YES.	
NO.	

If a majority of the votes cast in a city or town in answer to subdivision A is in the affirmative, such city or town shall, irrespective of the result of the votes in answer to subdivisions B, C, and D be taken to have authorized, for the two calendar years next succeeding, the retail sale in such city or town of all alcoholic beverages to be drunk on and off the premises where sold, in accordance with the provisions of this chapter.

If a majority of the votes cast in a city or town in answer to subdivisions A, C, and D is not in the affirmative, but a majority thereof in answer to subdivision B is in the affirmative, such city or town shall be taken to have authorized, for said calendar years, the retail sale therein of wines and malt beverages only to be drunk on and off the premises where sold, in accordance with the provisions of this chapter.

If a majority of the votes cast in a city or town in answer to subdivisions A, B, and D is not in the affirmative, but a majority thereof in answer to subdivision C is in the affirmative, such city or town shall be taken to have authorized, for said calendar years, the retail sale therein of all alcoholic beverages but only in packages, so called, not to be drunk on the premises where sold, in accordance with the provisions of this chapter.

If a majority of the votes cast in a city or town in answer to subdivisions A and D is not in the affirmative, but a majority thereof in answer to subdivisions B and C is in the affirmative, such city or town shall be taken to have authorized, for said calendar years, the retail sale therein of wines and malt beverages to be drunk on and off the premises where sold, and also the sale of all other alcoholic beverages but only in packages, so called, not to be drunk on the premises where sold, in accordance with the provisions of this chapter.

If a majority of the votes cast in a city or town in answer to subdivisions A, B, and C is not in the affirmative, but a majority thereof in answer to subdivision D is in the affirmative, such city or town shall be taken to have authorized, for said calendar years, the retail sale therein of all alcoholic beverages to be drunk on premises of hotels having a dining room capacity of not less than ninety-nine persons and lodging capacity of not less than fifty rooms, in accordance with the provisions of this chapter. *Approved August 16, 1966.*

Chap. 512. AN ACT PROVIDING ADDITIONAL FUNDS FOR COMPLETION BY THE METROPOLITAN DISTRICT COMMISSION OF THE ATHLETIC PLANT IN THE CITY OF MEDFORD.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide additional funds for final completion of an athletic plant in the city of Medford by the metropolitan district commission, and to facilitate immediate construction thereof, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 549 of the acts of 1962 is hereby amended by striking out, in line 4, the words "five hundred" and inserting in place thereof the words: — six hundred and twenty-five.

SECTION 2. For the purposes set forth in section one of chapter five hundred and forty-nine of the acts of nineteen hundred and sixty-two, as amended by section one of this act, the additional sum of one hundred and twenty-five thousand dollars is hereby transferred from funds made available by chapter seven hundred and four of the acts of nineteen hundred and sixty-two. *Approved August 16, 1966.*

Chap. 513. AN ACT AUTHORIZING THE FORMATION OF A VOCATIONAL REGIONAL SCHOOL DISTRICT BY THE CITY OF MARLBOROUGH AND THE TOWNS OF BERLIN, BOYLSTON, CLINTON, HUDSON, LINCOLN, MAYNARD, NORTHBOROUGH, SOUTHBOROUGH, SUDBURY AND WESTBOROUGH.

Be it enacted, etc., as follows:

SECTION 1. The city of Marlborough, by vote of its city council, and each of the towns of Berlin, Boylston, Clinton, Hudson, Lincoln, Maynard, Northborough, Southborough, Sudbury, and Westborough, by vote in a town meeting, may create a special unpaid committee to be known as a vocational regional school district planning committee, to consist of three members from each such municipality, one of whom shall be a member of the school committee, to be appointed by the mayor or the moderator as the case may be. Each of said municipalities may appropriate at any time for the expenses of said committee such sum or sums, not exceeding one tenth of one per cent of the assessed valuation of such municipality in the preceding year, as it may deem necessary. Any vacancy in the membership of a vocational regional school district planning committee acting under this act may be filled by the mayor or moderator as the case may be. The vocational regional school district planning committees from said city and from any three or more of said towns may join together to form a vocational regional school district planning board. Such vocational regional school district planning board shall organize forthwith upon its formation by the election of a chairman and a secretary treasurer. The proceedings taken by the city of Marlborough and the towns of Berlin, Boylston, Clinton, Hudson, Lincoln, Maynard, Northborough, Southborough, Sudbury, and Westborough, whereby said municipalities purported to create committees for the purpose of planning a vocational regional school district, and the proceedings heretofore taken by such commit-

tees either separately or together as a planning board are ratified and confirmed in all respects, and for all the purposes of this act said committees and said board shall be deemed to be the committees and the board whose creation and organization are authorized by this section.

SECTION 2. It shall be the duty of the vocational regional school district planning board to study the advisability of establishing a vocational regional school district, hereinafter called the regional school district or the district, its organization, operation and control, and of constructing, maintaining and operating a vocational-technical school or schools to serve the needs of such district; to estimate the construction and operating costs thereof; to investigate the methods of financing such vocational-technical school or schools, and any other matters pertaining to the organization and operation of a regional school district; and to submit a report of its findings and recommendations to the city council of said city and, at the same time or at a later time or times, to the selectmen of each of said towns.

SECTION 3. The said vocational regional school district planning board may recommend that there shall be established a vocational regional school district which may include all the municipalities represented by its membership, or any specified combination of such municipalities, including at least said city and three of said towns. If the said vocational regional school district planning board so recommends, it shall submit a proposed agreement setting forth the following: —

(*a*) The number, composition, method of selection and terms of office of the members of the regional district school committee.

(*b*) The municipality or municipalities in which, or the general area within the regional school district where, the regional district school or schools are to be located.

(*c*) The method of apportioning the expenses of the regional school district, and the method of apportioning the costs of school construction, including any interest and retirement of principal of any bonds or other obligations issued by the district among the several municipalities comprising the district, and the time and manner of payment of the shares of said municipalities of any such expense.

(*d*) The method by which school transportation shall be provided.

(*e*) The terms by which any municipality may be admitted to or separated from the regional school district.

(*f*) The method by which the agreement may be amended.

(*g*) The detailed procedure for the preparation and adoption of an annual budget.

(*h*) Any other matters, not incompatible with law, which the said board may deem advisable.

Copies of such agreement shall be submitted to the emergency finance board established under section one of chapter forty-nine of the acts of nineteen hundred and thirty-three, and the department of education, and, subject to their approval, to the several municipalities which are recommended to be included in the district, for their acceptance.

The type of regional district school or schools shall be a vocational high school or schools consisting of grades nine through twelve, inclusive, which may include all phases of vocational education as prescribed in chapter seventy-four of the General Laws. The regional district school committee may also establish and maintain extended courses of instruction beyond the secondary level in accordance with the provi-

sions of section thirty-seven A of said chapter seventy-four of the General Laws. When the district has been organized and its school or schools are available for use, no city or town belonging to the district and no other regional school district of which such city or town is a member shall offer vocational education except with the approval of the commissioner of education.

SECTION 4. The agreement made under section three, or any amendment to such an agreement, may contain provisions authorizing any member municipality to sell, lease or grant a license to use any school building and any land appurtenant thereto or used in connection therewith to the regional school district, and any such municipality may authorize such sale, lease or license accordingly, notwithstanding the provisions of section three of chapter forty of the General Laws or any other provisions of law to the contrary. In case of a sale, the price and time or times of payment and the method by which the municipalities other than the selling municipality shall be assessed for such payment shall be set forth in the agreement or amendment; but in no case shall payments be made which shall extend over a period in excess of twenty years. In the case of a lease or license to use, the rental or license fee and terms of payment and assessment shall be set forth in the agreement or amendment. The lease or license to use may be for a term or period not in excess of twenty years, and may contain provisions for the extension of the lease or license to use for an additional term or period not in excess of twenty years, at the option of the regional district school committee.

SECTION 5. Upon receipt by the city council of the city of Marlborough of a recommendation that a regional school district be established, and of a proposed agreement therefor submitted in accordance with the provisions of sections one to three, inclusive, of this act, said city council shall direct the city clerk to cause the question of accepting the provisions of this act to be placed on the ballot to be used at the next state election or at the next regular city election after such receipt, whichever occurs first, in substantially the form hereinafter set forth; and not more than sixty days after receipt by the selectmen of any town of a recommendation that a regional school district be established and of a proposed agreement therefor submitted in accordance with the provisions of sections one to three, said selectmen shall cause to be presented for determination by vote, with printed ballots at an annual town meeting or a special town meeting called for the purpose, the question of accepting the provisions of this act, which question shall be in substantially the following form: — "Shall the city (town) accept the provisions of an act passed by the General Court in the year nineteen hundred and sixty-six, providing for the establishment of a regional school district by the city of Marlborough and the towns of (such towns as may be recommended under section three of this act) and the construction, maintenance and operation of a vocational regional school by the said district in accordance with the provisions of a proposed agreement filed with the city council of said city and the selectmen of said towns?" If a majority of the voters present and voting in said city and a majority of the voters present and voting in at least three of said towns shall vote in the affirmative, this act shall become fully effective, and the proposed regional school district, comprising the said city and the towns which accepted this act as herein provided, shall be deemed

to be established forthwith in accordance with the terms of the agreement so adopted, notwithstanding any defect or omission in the creation or organization of any vocational regional school district planning committee or the vocational regional school district planning board.

SECTION 6. The regional school district established under the provisions of section five shall be a body politic and corporate with all the powers and duties conferred by law upon school committees, and with the following additional powers and duties: —

(*a*) To adopt a name and a corporate seal, and the engraved or printed facsimile of such seal on a bond or note of the district shall have the same validity and effect as though such seal were impressed thereon.

(*b*) To sue and be sued, but only to the same extent and upon the same conditions that a city or town may sue or be sued.

(*c*) To acquire property within the municipalities comprising the district under the provisions of chapter seventy-nine and section fourteen of chapter forty of the General Laws, for the purposes of the district, and to construct, reconstruct, add to, remodel, make extraordinary repairs to, equip, organize and operate a school or schools for the benefit of the municipalities comprising the district, and to make any necessary contracts in relation thereto.

(*d*) To incur debt for the purpose of acquiring land and constructing, reconstructing, adding to, and equipping a school building or buildings for a term not exceeding twenty years or for the purpose of remodeling and making extraordinary repairs to a school building or buildings for a term not exceeding ten years; provided, however, that any indebtedness so incurred shall not exceed an amount approved by the emergency finance board; and provided, further, that written notice of the amount of the debt and of the general purposes for which it was authorized shall be given to the city council of said city and to the board of selectmen in each of the member towns comprising the district not later than seven days after the date on which said debt was authorized by the district committee; and no debt may be incurred until the expiration of thirty days from the date said debt was authorized by the district committee. If, prior to the expiration of said period, the city council of said city expresses disapproval of the amount authorized by the district committee, or any member town expresses such disapproval by vote of a majority of the voters present and voting on the matter at a town meeting called for the purpose of expressing such disapproval, the said debt shall not be incurred and the district school committee shall prepare another proposal which may be the same as any prior proposal and an authorization to incur debt therefor.

(*e*) To issue bonds and notes in the name and upon the full faith and credit of said district; said bonds or notes shall be signed by the chairman and treasurer of the district committee, except that said chairman by a writing bearing his written signature and filed in the office of said treasurer, which writing shall be open to public inspection, may authorize said treasurer to cause to be engraved or printed on said bonds or notes a facsimile of said chairman's signature, and such facsimile so engraved or printed shall have the same validity and effect as said chairman's written signature, and each issue of bonds or notes shall be a separate loan.

(*f*) To receive and disburse funds for any district purpose.

(*g*) To incur temporary debt in anticipation of revenue to be received from member municipalities.

(*h*) To assess member municipalities for any expenses of the district.

(*i*) To receive any grants or gifts for the purposes of the regional district school or schools.

(*j*) To engage legal counsel.

(*k*) To submit an annual report to each of the member municipalities, containing a detailed financial statement, and a statement showing the method by which annual charges assessed against each municipality were computed, together with such additional information relating to the operation and maintenance of such school or schools as may be deemed necessary by the district school committee or by the city council of said city or by the selectmen of any member town.

(*l*) To employ an administrator who meets the qualifications for a director of a state aided vocational school as established by the department of education, and said administrator shall have all the powers and duties imposed upon school superintendents by law.

(*m*) To adopt an annual operating and maintenance budget, not later than December first.

SECTION 7. The powers, duties and liabilities of the regional school district shall be vested in and exercised by a regional district school committee organized in accordance with the agreement. The committee shall choose a chairman and a vice chairman by ballot from its membership. The vice chairman shall, in the absence of the chairman, exercise the powers and perform the duties of said chairman. It shall appoint a secretary and a treasurer who may be the same person, but who need not be members of said committee. The treasurer shall receive and take charge of all money belonging to the district, and shall pay any bill of the district which shall have been approved by the committee. The committee may appoint an assistant treasurer who need not be a member of the committee, and who shall, in the absence of the treasurer, perform his duties and shall have the powers and be subject to the requirements and penalties applicable to him. The treasurer and assistant treasurer may, by vote of said committee, be compensated for their services. The treasurer and assistant treasurer of said district shall be subject to the provisions of sections thirty-five, fifty-two and one hundred and nine A of chapter forty-one of the General Laws, to the extent applicable.

SECTION 8. The regional district school committee shall annually determine the amounts necessary to be raised to maintain and operate the district school or schools during the ensuing calendar year, and the amounts required for payment of debt and interest incurred by the district which will be due in the said year, and shall apportion the amount so determined among the several municipalities in accordance with the terms of the agreement. The amounts so apportioned for each municipality shall, prior to December thirty-first in each year, be certified by the regional district treasurer to the treasurers of the several municipalities. Each municipality shall appropriate the amounts so certified, and in case any such municipality fails to pay over to the treasurer of said district the amount of its apportionment within the time specified in said agreement for such payment, the district school committee shall invoke the provisions of section thirty-four of chapter seventy-one of

the General Laws. The city or town treasurer, as the case may be, shall pay the amount so appropriated or any amount ordered to be raised by court decree to said district at the time or times specified in the agreement.

SECTION 9. The regional school district shall be subject to all laws pertaining to school transportation; and when the agreement provides for the furnishing of transportation by the regional school district, the commonwealth shall reimburse such district to the full extent of the amounts expended for such transportation, except that no such reimbursement shall be made for transportation of any pupil who resides less than one and one half miles, measured by a commonly traveled route, from the district school which he attends. The state treasurer shall annually, on or before November twentieth, pay to the regional school district, subject to appropriation, the sums required for such reimbursement and approved by the commissioner of education. There shall be allocated from the local aid fund such sums as said commissioner shall certify as necessary for the payment of such reimbursement.

SECTION 10. Each municipality comprising the regional school district shall continue to receive state aid for educational purposes in the amount to which it would be entitled if such district had not been formed; and such regional school district shall be entitled to receive state aid for construction of regional schools.

SECTION 11. The director of accounts in the department of corporations and taxation shall annually cause an audit to be made of the accounts of the regional district school committee, and for this purpose he, and his duly accredited agents, shall have access to all necessary papers, books and records. Upon the completion of each audit, a report thereon shall be made to the chairman of the district committee, and a copy thereof shall be sent to the mayor of said city and to the chairman of the board of selectmen of each town and the chairman of the school committee of each municipality which is a member of the district. The director shall apportion the cost among the several municipalities which are members of the district on the basis provided by section three, and submit the amounts of each apportionment to the state treasurer who shall issue his warrant requiring the assessors of the municipalities which are members of the district to assess a tax to the amount of the expense, and such amounts shall be collected and paid to the state treasurer as provided by section twenty of chapter fifty-nine of the General Laws.

SECTION 12. No municipality in the regional school district shall be liable for any obligation imposed on any other municipality in said district by authority of this act, or of any agreement thereunder, any other provision of law to the contrary notwithstanding.

SECTION 13. The members of the aforesaid emergency finance board when acting under this act shall receive from the commonwealth compensation to the same extent as provided under section eighty-seven of chapter eight hundred and one of the acts of nineteen hundred and sixty-three.

SECTION 14. The provisions of sections sixteen to twenty-eight, inclusive, of chapter forty-four of the General Laws shall, so far as pertinent, apply to the regional school district, but the provisions of said section sixteen relating to the countersigning of bonds and notes and the provisions of section twenty-four of said chapter forty-four relating

to the countersigning and approval of notes and the certificates of the clerk relating thereto shall not apply to said district.

SECTION 15. If any provision of this act, or the application of such provision to any person or circumstances, shall be held invalid, the remainder of said act and the application of such provision to persons or circumstances, other than those as to which it is held invalid, shall not be affected thereby.

SECTION 16. This act shall take effect upon its passage.

Approved August 16, 1966.

Chap. 514. AN ACT AUTHORIZING THE ADAMS FIRE DISTRICT TO BORROW A CERTAIN SUM OF MONEY FOR THE CONSTRUCTION OF A NEW DAM AT BASSETT RESERVOIR AND TO ASSESS TAXES FOR THE PAYMENT OF INDEBTEDNESS INCURRED THEREBY.

Be it enacted, etc., as follows:

SECTION 1. The treasurer of the Adams Fire District, hereinafter called the district, with the approval of its prudential committee, is hereby authorized to borrow on behalf of the district, from time to time, such sums, not exceeding, in the aggregate, two hundred fifty thousand dollars, as may be necessary for the purpose of constructing a new dam at Bassett Reservoir in replacement of the present dam, and may issue bonds or notes of the district therefor; provided that the amount which may be borrowed by the district under this section shall be reduced by the amount of any federal aid for the project which the district has received or expects to receive, as determined by said prudential committee, at the time of any such borrowing. Each issue of bonds or notes authorized under this section shall constitute a separate loan and shall be payable within such maximum term not exceeding twenty years as may be fixed by the emergency finance board. No indebtedness may be incurred under this section until plans for the project have been approved by the state department of public health. Indebtedness incurred under this section shall be subject to the ten per cent limit for water project borrowings set forth in section eight of chapter forty-four of the General Laws and shall, except as provided herein, be subject to said chapter forty-four.

SECTION 2. Said district treasurer, with the approval of said prudential committee, may also make temporary loans under the provisions of section seventeen of chapter forty-four of the General Laws in anticipation of the proceeds of the bonds or notes authorized by section one of this act.

SECTION 3. In addition to the authority conferred by the foregoing sections of this act and for the purposes mentioned in section one of this act, the district may borrow from time to time such sums, not exceeding, in the aggregate, fifty thousand dollars, as may be approved by said emergency finance board, and may issue bonds or notes therefor. Each authorized issue shall constitute a separate loan, and such loans shall be payable within ten years from their dates. No indebtedness may be incurred under this section until plans for the project have been approved by the state department of public health. Indebtedness incurred under this section shall be subject to the ten per cent limit for water project borrowings set forth in section eight of chapter forty-four

of the General Laws and shall, except as provided herein, be subject to said chapter forty-four.

SECTION 4. Whenever said prudential committee determines that there will be insufficient funds of the district available for the payment of the principal of or interest on any indebtedness of the district incurred for the purpose of financing a capital project, or whenever the district votes to raise any sum by taxation for the payment of such principal or interest, said prudential committee shall certify to the assessors of the town of Adams the amount required to pay such principal or interest or the amount voted for such purpose; and the assessors of the town of Adams shall assess the amount so certified in the manner provided for the assessment of district taxes in section twenty-one of chapter fifty-nine of the General Laws. The proceeds of such taxes shall be paid to the district.

SECTION 5. This act shall take effect upon its passage.

Approved August 16, 1966.

Chap. 515. AN ACT VALIDATING THE ESTABLISHMENT OF THE REGIONAL SCHOOL DISTRICT CONSISTING OF THE TOWNS OF ADAMS AND CHESHIRE.

Be it enacted, etc., as follows:

SECTION 1. The formation of the regional school district consisting of the towns of Adams and Cheshire is hereby validated and confirmed in all respects notwithstanding that the question of accepting the provisions of sections sixteen to sixteen I, inclusive, of chapter seventy-one of the General Laws was submitted to and determined by the voters of the town of Cheshire at the elective session of the annual town meeting held on February twenty-first, nineteen hundred and sixty-six rather than at the deliberative session of said annual town meeting held on February twenty-eighth, nineteen hundred and sixty-six. Said regional school district is declared to be, and, at all times since February twenty-first of said year, to have been, a validly established district with all the rights, powers and duties of a district duly organized under said chapter seventy-one.

SECTION 2. This act shall take effect upon its passage.

Approved August 16, 1966.

Chap. 516. AN ACT DIRECTING THE COUNTY COMMISSIONERS OF THE COUNTY OF NORFOLK TO HAVE PLANS AND SPECIFICATIONS PREPARED FOR REPAIRS, MODERNIZATION, RENOVATION, ALTERATIONS AND ADDITIONS TO THE SUPERIOR COURT HOUSE IN THE TOWN OF DEDHAM.

Be it enacted, etc., as follows:

SECTION 1. The county commissioners of the county of Norfolk are hereby authorized and directed to have plans and specifications prepared for repairs, modernization, renovation, alterations and additions to the Superior Court House in the town of Dedham, which shall be in harmony with the present architecture of said building. For said purpose said commissioners may expend not exceeding seventy-five thousand dollars from any available funds.

SECTION 2. This act shall take effect upon its passage.

Approved August 16, 1966.

Chap. 517. AN ACT ESTABLISHING A TEACHERS' CORPS FOR THE COMMONWEALTH.

Be it enacted, etc., as follows:

SECTION 1. There is hereby established a teachers' corps commission, hereinafter called the commission, to consist of five persons to be appointed by the governor, not more than three of whom shall be of the same political party. The governor shall fill any vacancy for the remainder of the unexpired term. The chairman of the commission shall be chosen annually by the members thereof. The members of the commission shall serve without compensation, but shall be reimbursed for expenses necessarily incurred in the performance of their duties. The commission shall meet monthly and at other times at the call of the chairman or as the commission may determine. The commission shall be provided with suitable quarters in the city of Boston. The commission shall make an annual report to the general court and shall also submit a copy of such report to the governor and the state secretary.

SECTION 2. The teachers' corps commission shall establish a teachers' corps, to consist of twenty-five carefully selected teachers of ability and experience who volunteer to serve for terms of one year or two years, as they may determine, as teachers in the public schools of any city, town or regional school district of the commonwealth which requests teaching assistance.

The commission shall appoint a director of the teachers' corps, who shall be an experienced educator. He shall not be subject to the provisions of chapter thirty-one of the General Laws or section nine A of chapter thirty of the General Laws. The commission shall establish his salary. He may appoint such other employees as he deems necessary to carry out the provisions of this act, none of whom shall be subject to said chapter thirty-one or said section nine A of said chapter thirty of the General Laws.

Each applicant shall submit with his application (*a*) proof that he is an American citizen, in good health, of sound moral character and that he has been certified as a teacher by the state board of education, and (*b*) a statement of his previous teaching experience. The director shall submit on or before March first, a list of all applicants for the corps to the state commissioner of education, who shall approve twenty-five such applicants. The applicants so approved shall, upon their acceptance, be members of the teachers' corps.

Each member of the teachers' corps shall receive a salary equivalent to the salary received by him from the city, town or school district in which he was teaching at the time of his application, or, if not teaching at said time, commensurate with his education and experience as a teacher. The salaries of all members shall be paid by the commonwealth. A member of the corps shall be assigned by the commission to work under the school committee of the city, town or district which requested him and which, in the opinion of the board, is most deserving of educational assistance.

A member assigned to a city, town or regional school district shall be paid by the commonwealth the expenses involved in moving his family to such city, town or district, not to exceed three hundred dollars. If a member volunteers for the term of one year, he shall receive at the end of said year, in addition to his salary, five hundred dollars; and if

he volunteers for the term of two years' service, he shall receive said additional amount at the end of each year of service. The school committees of the city, town or school district to which a member of the teachers' corps is assigned shall determine where such member is to teach and what subjects he shall teach.

The tenure rights, if any, of a teacher in any public school system of the commonwealth shall not be affected by his service in the teachers' corps. Any member of the teachers' corps who is a member of the teachers' retirement system, or of any other contributory retirement system, and is on authorized leave of absence for the purpose of serving in said teachers' corps, shall have his period of service as a member of the teachers' corps count as creditable service for purposes of retirement, and the commonwealth shall pay into the annuity saving fund of such system an amount equal to the regular deductions from his regular compensation during such period.

SECTION 3. Subject to the approval of the commissioner of administration, the commission may apply for and accept on behalf of the commonwealth any funds or monies from any source, including grants, bequests, gifts, contributions, compensation or other payments made by the federal government and any agency or subdivision thereof, or by any individual, foundation, corporation or public authority.

The commission may contract with any agency or subdivision of the federal government and the commonwealth to provide or to receive services in connection with the work of the commission.

SECTION 4. This act shall cease to be operative on August thirty-first, nineteen hundred and sixty-nine. *Approved August 16, 1966.*

Chap. 518. AN ACT ESTABLISHING THE MUNICIPAL PROBLEMS COMMISSION.

Be it enacted, etc., as follows:

Chapter 3 of the General Laws is hereby amended by adding after section 61, under the caption MUNICIPAL PROBLEMS COMMISSION, the following section: —

Section 62. There is hereby established a municipal problems commission, hereinafter called the commission, to consist of three members of the senate to be designated annually by the president thereof, three members of the house of representatives to be designated annually by the speaker thereof, and six persons to be appointed annually by the governor, of whom three shall be elected municipal officials. Members of the commission shall be reimbursed for all necessary expenses, except that members of the general court shall not be reimbursed for traveling expenses as members of the commission while the general court is in session. The commission shall consider any matter germane to municipal government and shall file its recommendations, if any, from time to time, with the clerk of the senate, together with drafts of legislation necessary to carry its recommendations into effect.

Approved August 16, 1966.

Chap. 519. AN ACT AUTHORIZING THE REGISTRAR OF MOTOR VEHICLES TO ACQUIRE A SITE FOR A BRANCH OFFICE FOR THE REGISTRY OF MOTOR VEHICLES IN THE CITY OF WOBURN BY EMINENT DOMAIN.

Be it enacted, etc., as follows:

SECTION 1. The registrar of motor vehicles, subject to appropriation therefor, is hereby authorized and directed to establish and maintain in the city of Woburn a branch office of the registry of motor vehicles and for said purpose may, with the consent of the governor, acquire a site therefor by eminent domain or by purchase or otherwise.

SECTION 2. Chapter five hundred and thirty-one of the acts of nineteen hundred and sixty-four is hereby repealed.

Approved August 16, 1966.

Chap. 520. AN ACT FURTHER REGULATING BOARDING OUT OF CERTAIN PATIENTS.

Be it enacted, etc., as follows:

The first sentence of section 16 of chapter 123 of the General Laws, as appearing in chapter 189 of the acts of 1954, is hereby amended by inserting after the word "family", in line 2, the words: — or in any institution or private house established or maintained as provided in section thirty-three, — so as to read as follows: — The superintendent of each state hospital may place at board in a suitable family or in any institution or private house established or maintained as provided in section thirty-three, or in a place in this commonwealth or elsewhere any patient in such hospital who is in the charge of the department and is quiet and not dangerous nor committed as a dipsomaniac or inebriate, nor addicted to intemperate use of narcotics or stimulants.

Approved August 16, 1966.

Chap. 521. AN ACT REQUIRING THAT CERTAIN WHOLESALERS OF STUFFED TOYS BE LICENSED.

Be it enacted, etc., as follows:

Section 271 of chapter 94 of the General Laws, as appearing in section 2 of chapter 611 of the acts of 1959, is hereby amended by striking out the third paragraph and inserting in place thereof the following paragraph: —

A wholesaler of upholstered furniture, bedding or stuffed toys shall annually obtain a wholesale dealer's license from the department, unless he holds a manufacturer's license. *Approved August 16, 1966.*

Chap. 522. AN ACT RELATIVE TO PAYMENT OF FEES BY APPLICANTS SEEKING OPERATORS' LICENSES AND LEARNERS' PERMITS.

Be it enacted, etc., as follows:

SECTION 1. The third paragraph of section 8B of chapter 90 of the General Laws, as appearing in section 2 of chapter 713 of the acts of 1963, is hereby amended by striking out the first sentence and inserting in place thereof the following two sentences: — Each application or a learner's permit shall be made upon a form furnished by the regis-

trar and the fee as prescribed by section thirty-three shall be paid at the time the appointment is made for the examination. The registrar, for reasons he deems sufficient, may authorize an applicant to be examined without payment of an additional fee when the applicant has been unable to take the examination at the time originally scheduled.

SECTION 2. Subdivision (7) of section 33 of said chapter 90 is hereby amended by striking out the eleventh paragraph, as amended by chapter 580 of the acts of 1960, and inserting in place thereof the following paragraph: —

For each application for an appointment for an examination for a license to operate motor vehicles, three dollars. The registrar, for reasons he deems sufficient, may authorize an applicant to be examined without payment of an additional fee when the applicant has been unable to take the examination at the time originally scheduled.

Approved August 16, 1966.

Chap. 523. AN ACT RELATIVE TO THE FINANCIAL RESPONSIBILITY OF THE COMMONWEALTH TO CITIES AND TOWNS FOR THE SUPPORT FURNISHED CERTAIN SICK PERSONS WHO HAD NO SETTLEMENT WITHIN THE COMMONWEALTH.

Be it enacted, etc., as follows:

Section 2 of chapter 545 of the acts of 1964 is hereby amended by inserting after the word "repealed", in line 2, the words: — ; provided, however, that all claims against the commonwealth for expenses incurred under the provisions of said sections prior to the effective date of this act shall be enforceable in accordance with the provisions of law in effect at the time when such expenses were incurred.

Approved August 16, 1966.

Chap. 524. AN ACT AUTHORIZING THE METROPOLITAN DISTRICT COMMISSION TO DISCHARGE CERTAIN AMOUNTS OF SURPLUS WATER FROM ITS SUDBURY RESERVOIR SYSTEM INTO THE SUDBURY RIVER.

Be it enacted, etc., as follows:

When, in the opinion of the metropolitan district commission, hereinafter called the commission, sufficient water is available in the reservoirs of the metropolitan water district, the commission is hereby authorized to release water from its Sudbury reservoir system into the Sudbury river for the purpose of increasing the flow of the Concord river through the town of Billerica during periods of low river flows. The maximum flow to be released under this act, together with that released under the provisions of section three of chapter five hundred and fifty-seven of the acts of nineteen hundred and forty-seven, shall not exceed thirty million gallons in any calendar day.

The amounts of water so released under this act shall be in such amounts and for such periods of time as requested in writing by the town of Billerica, subject to the approval of the commission, the department of public health and the water resources commission; and the water so released shall be paid for by said town at a price to be agreed upon by the commission and said town prior to the release of any water under the provisions of this act. *Approved August 16, 1966.*

Chap. 525. AN ACT TRANSFERRING TO THE MASSACHUSETTS HISTORICAL COMMISSION THE DUTIES IN CONNECTION WITH HISTORIC DISTRICTS AT PRESENT PERFORMED BY THE ART COMMISSION FOR THE COMMONWEALTH.

Be it enacted, etc., as follows:

SECTION 1. Chapter 40C of the General Laws is hereby amended by striking out section 3, as appearing in chapter 372 of the acts of 1960, and inserting in place thereof the following section: —

Section 3. A city or town may, by ordinance or by-law adopted by a two thirds vote of the city council in a city or by a two thirds vote of a town meeting in a town, establish historic districts subject to the following provisions: — Prior to such establishment, an historic district study committee, established as provided in section four, shall make an investigation and report on the historic significance of the buildings, structures, features, sites or surroundings included in any such proposed historic district and shall transmit copies of its report to the planning board, if any, to the Massachusetts historical commission, to the commissioner of commerce and to the commissioner of natural resources for their consideration and recommendations. Sixty days after such transmittal the committee shall hold a public hearing thereon after due notice, which shall include a written notice, postage prepaid, to the owners of all properties to be included in such districts. The committee shall submit a final report with its recommendations and a draft of a proposed ordinance or by-law, to the city council or town meeting.

Any such ordinance or by-law may, from time to time, be amended in the same manner except that the historic district commission established as provided in section four shall study such proposed amendments and report thereon as required hereunder.

SECTION 2. The art commission for the commonwealth shall on the effective date of this act transfer to the Massachusetts historical commission all reports, records and other data in its possession relative to historic districts. *Approved August 16, 1966.*

Chap. 526. AN ACT RELATIVE TO PROCEEDINGS WHEN RENT OF SAFE DEPOSIT BOXES IS UNPAID.

Be it enacted, etc., as follows:

Chapter 158 of the General Laws is hereby amended by striking out section 17, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: —

Section 17. As herein used, "bank" shall mean any bank as defined in section one of chapter one hundred and sixty-seven, any national banking association doing business in the commonwealth and any domestic corporation organized under general or special laws of the commonwealth for the purpose of carrying on the business of a safe deposit company; "safe deposit box" shall mean a box or safe in the vaults of any bank; "lessee" shall mean the person or persons in whose name or names a safe deposit box stands on the books of a bank; and "rent" shall mean the amount due to a bank for the rental or use of a safe deposit box.

If the rent for a safe deposit box in a bank has not been paid for two years after being due, the bank may mail, postpaid, to the lessee at his

address shown on the books of said bank, a notice stating that if the rent for such safe deposit box is not paid within sixty days from the date of such notice, the bank may cause such safe deposit box to be opened and the contents disposed of in accordance with the terms of this section. Upon the expiration of sixty days from the date of such notice, if the lessee has failed to pay the rent for such safe deposit box in full to the date of such notice, all rights of the lessee in the safe deposit box and of access thereto shall cease, and such bank may, at any time thereafter in the presence of one of its officers and of a notary public not in the general employ of such bank, cause such safe deposit box to be opened, and such notary public shall remove the contents thereof, list the same and seal such contents in a package, marking thereon the name of the lessee and his address as shown on the books of the bank. An affidavit setting forth the facts concerning the entry, listing the contents of the safe deposit box and signed by the bank officer and the notary public shall be retained by the bank. Such affidavit shall be prima facie evidence of the facts therein set forth in all proceedings at law and equity wherein evidence of such facts would be competent.

The package containing the contents of any safe deposit box opened as aforesaid shall be retained on special deposit by the bank, subject to payment of rent due for such safe deposit box, all expenses incurred in connection with opening said safe deposit box and charges for safekeeping of such package. If such package remains unclaimed for seven years and the amounts due as above provided remain unpaid the bank may mail, postpaid, to the person or persons to whom, and at the address at which, the notice provided for above was mailed, a notice stating that if such amounts shall not be paid within sixty days from the date of such notice, the bank will turn over the contents less the rental charges to the commissioner of corporations and taxation as abandoned property, to be held by him subject to the provisions of chapter two hundred A. The bank may sell, assign or deliver so much of the contents of such package, at either public or private sale, as will enable it to realize such amount as will compensate for said charges.

The affidavit required by this section may be in the following form: —

COMMONWEALTH OF MASSACHUSETTS

County of

We, ... an authorized official of .....
..... and ..... a notary public not in the general employ of said bank, hereby certify that on the ..... day .....
..... 19 ....., we were present and witnessed the forcible opening of Safe No. ..... leased in the name of ..... in the vaults of the ..... office of said bank; that the contents of said safe were removed, examined, listed and then enclosed in a package and sealed in our presence. We further certify that the following is a true and complete list of all the contents removed from said safe.

(Allow space here for listing of contents.)

.....
Signature of officer. Title.

.....
Name of Bank.

.....
Signature of notary public not in the general employ of said bank.

Approved August 16, 1966.

Chap. 527. AN ACT RELATIVE TO THE AGE OF AN APPLICANT FOR LIMITED REGISTRATION AS AN ASSISTANT IN MEDICINE.

Be it enacted, etc., as follows:

The first sentence of section 9A of chapter 112 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by striking out, in line 3, the words "twenty-one years of age or over and", — so as to read as follows: — An applicant for limited registration under this section as an assistant in medicine, who shall furnish the board with satisfactory proof that he is of good moral character, that he is enrolled in and has creditably completed not less than two years of study in a legally chartered medical school having the power to grant degrees in medicine, and that he has been assigned to the care and observation of persons requiring medical service by an instructor in said medical school, which instructor shall be a registered physician, may, upon the payment of one dollar, be registered by the board as an assistant in medicine for such time as it may prescribe.

Approved August 16, 1966.

Chap. 528. AN ACT PROVIDING FOR THE CONTINUATION OF UNEMPLOYMENT BENEFITS FOR TWO WEEKS FOR CERTAIN ILL OR DISABLED PERSONS.

Be it enacted, etc., as follows:

Section 24 of chapter 151A of the General Laws is hereby amended by striking out the last paragraph, added by chapter 636 of the acts of 1965, and inserting in place thereof the following paragraph: —

No individual shall be considered ineligible for benefits because of failure to comply with the provisions of said clause (*b*) if such failure is due to an illness or disability which occurs during a period of unemployment after he has filed a claim and registered for work, and has been determined to be otherwise eligible; provided, that no work which would have been considered suitable but for such illness or disability was offered to him after he became ill or disabled; provided further, that the exception granted under this paragraph shall apply to two weeks only within a benefit year. *Approved August 16, 1966.*

Chap. 529. AN ACT RELATING TO THE ELIGIBILITY OF THE BERKSHIRE HILLS REGIONAL SCHOOL DISTRICT TO RECEIVE A MATCHING STABILIZATION FUND PAYMENT FROM THE COMMONWEALTH UNDER THE PROVISIONS OF THE SCHOOL BUILDING ASSISTANCE LAW.

Be it enacted, etc., as follows:

The Berkshire Hills Regional School District, consisting of the towns of Great Barrington, Stockbridge and West Stockbridge, shall, if it otherwise qualifies to receive a matching stabilization fund payment from the commonwealth under the provisions of chapter six hundred and forty-five of the acts of nineteen hundred and forty-eight, as amended, in connection with the construction of a regional high school, be eligible to receive such stabilization fund payment, notwithstanding the fact that the amount which may be appropriated by the town of

West Stockbridge from its stabilization fund in the year nineteen hundred and sixty-six was not contained therein on December thirty-first, nineteen hundred and sixty-five. *Approved August 16, 1966.*

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, August 18, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience requires that the law being Chapter 529 of the Acts of 1966, entitled "An Act relating to the Eligibility of the Berkshire Hills Regional School District to receive a Matching Stabilization Fund Payment from the Commonwealth under the Provisions of the School Building Assistance Law." and the enactment of which received my approval on August 16, 1966, should take effect forthwith.

Postponement of the operation of this act would delay the start of construction and thus defeat the purpose of the act.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, August 19, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at nine o'clock and fifteen minutes, A.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter five hundred and twenty-nine of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 530. AN ACT RELATIVE TO THE TIME OF MAKING AN OFFER OF SETTLEMENT OR A PAYMENT PRO TANTO FOR EMINENT DOMAIN TAKINGS.

Be it enacted, etc., as follows:

SECTION 1. Chapter 79 of the General Laws is hereby amended by striking out section 8A, as amended by section 2 of chapter 793 of the acts of 1963, and inserting in place thereof the following section: —

Section 8A. The board of officers who have made a taking under this chapter shall, prior to the expiration of sixty days subsequent to the recording of the order of taking, offer in writing to every person entitled to damages on account of such taking a reasonable amount which such board is willing to pay, either in settlement under section thirty-nine of all damages for such taking with interest thereon, together with

taxable costs, if any, or as a payment pro tanto. If such person elects to accept the offer as a pro tanto payment, such election shall be without prejudice to or waiver or surrender of any right to claim a larger sum by proceeding before an appropriate tribunal. If such tribunal shall assess damages in an amount less than the amount actually paid as a pro tanto payment, the petitioner shall be ordered by a proper decree to refund to the body politic or corporate an amount equal to the difference between the pro tanto payment and the amount of damages so found by such tribunal, plus costs and interest at the rate of six per cent per annum from the date when such damages were assessed.

After a pro tanto payment has been made or after an offer of payment has been made in writing as required by this section and not accepted, no interest shall be recovered except upon such amount of damages as shall upon final adjudication be in excess of said payment or in excess of the written offer of payment as herein described; provided, however, that all taxable costs accruing subsequently to such payment or to such written offer of payment shall be recoverable by the petitioner if the adjudicated damages exceed such payment or such offer, otherwise the petitioner shall be liable for and pay such costs.

SECTION 2. Section 7C of said chapter 79, as appearing in section 3 of chapter 579 of the acts of 1964, is hereby amended by striking out, in lines 10 and 11, the words "and in either case the time within which he may request an offer under section eight A".

Approved August 17, 1966.

Chap. 531. AN ACT PROVIDING FOR NOTICE OF PUBLIC HEARINGS RELATIVE TO LICENSES FOR CHARTER BUS SERVICE.

Be it enacted, etc., as follows:

The first paragraph of section 11A of chapter 159A of the General Laws, as appearing in chapter 537 of the acts of 1965, is hereby amended by inserting after the third sentence the following sentence: — Notice of such public hearing shall be given to each holder of a license issued under this section who is doing business in the city or town in which the proposed service is to be located or in contiguous cities or towns and to each holder of a certificate issued under section seven who is doing business in such city or town. *Approved August 17, 1966.*

Chap. 532. AN ACT PROVIDING FOR TWO ADDITIONAL ASSISTANT CLERKS OF THE COURTS FOR THE COUNTY OF NORFOLK.

Be it enacted, etc., as follows:

SECTION 1. Section 5 of chapter 221 of the General Laws, as most recently amended by section 1 of chapter 535 of the acts of 1965, is hereby further amended by striking out the third paragraph and inserting in place thereof the following paragraph: —

Norfolk, a second assistant, a third assistant, a fourth assistant, and a fifth assistant, subject to removal by the court or by the clerk.

SECTION 2. This act shall take effect upon its passage.

Approved August 18, 1966.

Chap. 533. AN ACT PROVIDING FOR A FOURTH ASSISTANT CLERK FOR THE MUNICIPAL COURT OF THE DORCHESTER DISTRICT.

Be it enacted, etc., as follows:

Section 10 of chapter 218 of the General Laws is hereby amended by inserting after the second paragraph the following paragraph: —

A fourth assistant clerk with salary payable by the county may be appointed in the municipal court of the Dorchester district.

Approved August 18, 1966.

Chap. 534. AN ACT PROVIDING FOR A SECOND ASSISTANT CLERK IN THE DISTRICT COURT OF BROCKTON.

Be it enacted, etc., as follows:

The third sentence of the first paragraph of section 10 of chapter 218 of the General Laws, as appearing in chapter 813 of the acts of 1965, is hereby amended by inserting after the word "Newton", in line 7, the words: —, the district court of Brockton. *Approved August 18, 1966.*

Chap. 535. AN ACT ABOLISHING THE DIVISION OF THE BLIND IN THE DEPARTMENT OF EDUCATION AND ESTABLISHING IN PLACE THEREOF A COMMISSION FOR THE BLIND, AND TRANSFERRING TO SAID COMMISSION ALL POWERS, DUTIES AND FUNCTIONS FORMERLY EXERCISED BY SAID DIVISION OF THE BLIND.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith for establishing of a commission for the blind in lieu of a division of the blind in the department of education, thereby removing the functions of caring for the blind from supervision of the department of education, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. Chapter 6 of the General Laws is hereby amended by striking out section 17, as most recently amended by section 1 of chapter 353 of the acts of 1966, and inserting in place thereof the following section: —

Section 17. The armory commission, the art commission, the executive office for administration and finance, the commissioner of veterans' services, the commissioners on uniform state laws, the public bequest commission, the state ballot law commission, the board of trustees of the Soldiers' Home in Massachusetts, the board of trustees of the Soldiers' Home in Holyoke, the milk regulation board, the alcoholic beverages control commission, the trustees of the state library, the state racing commission, the Greylock reservation commission, the metropolitan area planning council, the Port of Boston commission, the Massachusetts commission against discrimination, the state airport management board, weather amendment board, commission on aging, the boxers' fund board, finance advisory board, medical, dental and nursing scholarship board, retirement law commission, the Massachu-

setts aeronautics commission, the obscene literature control commission, the mobile homes commission, the consumers' council, the municipal police training council, the Massachusetts rehabilitation commission, the service corps commission, the World War II memorial commission, the health and welfare commission, the commission on employment of the handicapped, and the Massachusetts commission for the blind shall serve under the governor, and shall be subject to such supervision as the governor deems necessary and proper.

SECTION 2. Said chapter 6 is hereby further amended by adding after section 128 under the caption MASSACHUSETTS COMMISSION FOR THE BLIND, the following twenty-two sections: —

Section 129. There shall be a commission for the blind, to be known as the Massachusetts commission for the blind, in this section and in sections one hundred and thirty to one hundred and fifty, inclusive, called the commission, consisting of a commissioner of the blind and an advisory board of five members as hereinafter described. The commission shall cooperate with the United States Department of Health, Education and Welfare or its successors in the administration of the Vocational Rehabilitation Act, as amended, and in the administration of Titles ten, eighteen and nineteen of the Social Security Act and amendments thereto relative to public assistance basic maintenance for the blind and public assistance medical care for the blind respectively, and with Library of Congress relative to the administration of the program of talking books for the blind and may expend such state, federal or other funds as are available for the aforementioned purposes.

The commissioner for the blind shall be appointed by the governor for a term of five years and until his successor is duly appointed and qualified. He shall receive such salary, not to exceed fourteen thousand dollars, as the governor may determine, and shall devote his entire time to the duties of his office.

The advisory board shall consist of five persons, qualified by training, experience, or demonstrated interest in the amelioration of the condition of the blind, to be appointed by the governor for a period of five years. Upon expiration of the term of any member, his successor shall be appointed in like manner for a term of five years. Said members of the advisory board shall elect their chairman and shall meet at least once a month. They shall serve without compensation, but shall be reimbursed for expenses necessarily incurred in the performance of their duties. If any member is absent from three regularly scheduled monthly meetings in any one calendar year, his office as a member of said board shall be deemed vacant. The chairman of the board shall forthwith notify the governor that such vacancy exists.

Section 130. The commissioner shall be the executive and administrative head of the commission. The commissioner shall have charge of the administration and enforcement of all laws which it is the duty of the commission to administer and enforce. The commissioner may appoint and remove supervisors. The compensation of such supervisors shall be determined by the commissioner with the approval of the governor. The commissioner, subject to appropriation, may also appoint and remove such other agents, teachers and clerks as may be necessary but no person employed or appointed by him shall be a member of the advisory board.

The commissioner may establish divisions and appoint directors as

he deems necessary and such assistants and consultants as may from time to time be necessary to enable him to perform his duties. The commissioner may ameliorate the condition of the blind by devising means to facilitate the circulation of books, by promoting visits among the aged or helpless blind in their homes, by aiding individual blind persons with money or other assistance, including the furnishing of medical care and hospitalization, or by other means as he may deem expedient; provided, that contributions by the commission for aid to any blind person shall be based on the needs of the recipient, with a minimum of forty dollars per month, less whatever resources he may have. In furnishing aid to each claimant for aid to the blind, the commissioner shall disregard the first eighty-five dollars of earned income plus one half of earned income in excess of the said eighty-five dollars of each claimant.

The commissioner of the blind shall include in the budget of each recipient of aid to the blind an item to be known as "incidental expenses arising from blindness", under which there shall be paid to each recipient, in addition to any other sum paid to him, the sum of four dollars monthly.

The commissioner may, if no other means are available, pay for the expense of the funeral and burial of such a blind person a sum not exceeding two hundred dollars; provided, that the total expense of the funeral and burial does not exceed three hundred and fifty dollars. Payment under this section may be made directly to the person furnishing the services.

Section 131. A treasurer of a savings bank, institution for savings, national bank, trust company, co-operative bank, benefit association, insurance company or safe deposit company who upon request in writing signed by the commissioner, or his duly authorized agent, unreasonably refuses to inform him of the amount deposited in the corporation or association to the credit of a person named in such request who is a recipient of aid under the preceding section or an applicant therefor, or who wilfully renders false information in reply to such request, shall forfeit fifty dollars to the use of the commonwealth.

Section 132. There may be advanced annually to the commissioner from the state treasury, from the amount appropriated for the maintenance of the industries established by the commissioner, such sum, approved by the governor, as may be necessary to be used as a working capital for said industries. Said sum when drawn from the treasury shall be deposited in a national bank or trust company to the credit of the commissioner, who shall give a bond in such sum and with sureties as the governor may approve.

Section 133. The officer, board or other authority in charge of any building or property of the commonwealth, or any county, city or town thereof, shall grant to a blind person, duly licensed therefor by the commission for the blind, authority to operate in such building or on such property a stand for the vending of newspapers, periodicals, confections, tobacco products and such other articles as such officer, board or other authority approves, wherever a vending stand may be properly and satisfactorily operated by a blind person.

Section 134. The state purchasing agent, such officers in charge of state institutions as may be authorized by him to make purchases and officers in charge of other public institutions shall purchase brooms,

mops and other supplies, other than products of prison labor, from the commission of the blind; provided, that the commission has the same for sale and that they were produced by persons under the supervision of the commission or in industrial schools or workshops under its supervision. Said purchasing agent and officers shall, when employing persons for piano tuning, cane seating or mattress renovating, employ persons who are under the supervision of said commission or who work in any such industrial school or workshop. Any officer who wilfully refuses or neglects to comply with any requirement of this section relative to the purchase of articles and employment of persons shall be punished by a fine of not more than one hundred dollars. The term "public institutions", as used in this section, shall include all offices, departments and institutions of the several counties, cities and towns. The commissioner may issue a release from the provisions of this section upon request of the purchasing officer of a county, city or town, when convenience or emergency requires it.

Section 135. The commissioner of the blind shall maintain a register of the blind in the commonwealth which shall describe therein the condition, cause of blindness and capacity for education and industrial training. Said register shall be maintained on a current basis so as to give information which will aid in planning improved facilities and services to the blind and restoration and conservation of sight. Boards of welfare of each city or town shall furnish the director the names and addresses of all known blind persons residing within such city or town and said boards and the department of public welfare shall report to the commissioner whenever aid is granted by such boards or department to families in which there is a blind member and the commissioner shall report to said boards and department of any blind persons who, or whose families, are known to be receiving aid from the commission.

Section 136. Whenever, upon examination at a clinic, hospital or other institution, or elsewhere, by a physician or optometrist, the visual acuity of any person is found to be with correction 20/200 or less in the better eye, or the peripheral field of his vision to have contracted to the ten degrees radius or less regardless of visual acuity, the superintendent of such institution, or the physician, optometrist or other person who conducted or was in charge of the examination if it took place elsewhere than in such an institution, shall within thirty days report to the commissioner the result of the examination and that blindness of the person has been established.

Section 137. The commissioner may require an applicant for assistance under any provision of section one hundred and thirty to submit to an examination by an accredited ophthalmologist, chosen by the applicant and to be paid by the commission.

Section 138. The commissioner, upon written application stating the purpose and manner of raising funds, the time during which it is proposed to solicit, and the time and place of any proposed entertainment or game, may issue licenses to raise funds for the benefit of the blind. He may order a hearing on any such application, and may require such public notice thereof to be given as he deems expedient. If the commissioner has reasonable grounds for believing that a violation of law is intended, or that the granting of the license will not be for the public interest, he may refuse to issue the same. Every such license shall contain the name of the applicant, the purpose for which it is granted, and

the period, which shall not exceed one year, for which it is issued. Any person aggrieved by the refusal of the commissioner to issue such a license may appeal to the advisory board of the commission, whose decision shall be final.

Section 139. No person shall offer for sale tags, tickets, souvenirs, or other merchandise, or conduct an entertainment or game, or otherwise solicit funds, for the benefit of any blind person or group of blind persons, without a license under section one hundred and thirty-eight. Whoever receives such a license shall cause to appear upon every article sold thereunder, and shall post in a conspicuous place near the entrance of any building where an entertainment or game is to be held thereunder, a statement that such sale, entertainment or game has been duly licensed by the commissioner, and shall comply with all rules and regulations made by said commissioner under authority of section one hundred and forty.

Section 140. The commissioner may make rules and regulations relative to the conduct of sales, entertainments, soliciting campaigns and other methods of raising funds for the benefit of blind persons, and may by such rules and regulations limit the amount of commissions and other compensation to be received by persons engaged in raising such funds. Such rules and regulations may provide penalties for the violation thereof not exceeding a fine of five hundred dollars for any particular offense.

Section 141. Whoever violates any provision of section one hundred and thirty-nine shall be punished by a fine of not less than one hundred nor more than five hundred dollars, or by imprisonment for not less than three months nor more than one year, or both. A conviction of any such violation shall be reported forthwith by the court or magistrate to the commissioner, who may revoke the license of any licensed person so convicted.

Section 142. Sections one hundred and thirty-eight to one hundred and forty-one, inclusive, shall not apply to Perkins School for the Blind, or to any organization incorporated under the laws of the commonwealth prior to January first, nineteen hundred and thirty-eight, and theretofore engaged in work for the blind; nor shall the provision of said sections restrict any blind person in the pursuit of a gainful occupation if he does not hold out his blindness as an inducement of patronage, or prohibit the featuring of blind artists at duly licensed places of amusements, or at entertainments for the benefit of charitable, benevolent or religious organizations not subject to said sections.

Section 143. The commissioner shall, with the approval of the governor, establish, equip and maintain schools for the industrial training of blind persons and workshops for their training and employment. He may pay suitable wages to the employees of such schools and workshops and may devise means for the sale and distribution of products of such schools and workshops.

Section 144. The commissioner may provide or pay for temporary lodgings and temporary support for workmen or pupils received at any industrial school or workshop and may contribute to the support of pupils from the commonwealth receiving instruction in institutions outside thereof. The commissioner, with the advice of the advisory board, may subsidize the earnings of blind employees in any such school or workshop. He may receive in schools established by the commission

pupils from other states upon the payment of such fees as it may determine.

Section 145. (*a*) The commission shall continuously study the problems relating to blindness and make investigations, demonstrations and reports thereon, and shall establish and maintain contact with such physicians and other qualified persons or facilities available to render competent services to the blind; provided, that no facility shall be considered as qualified unless it is established to provide services for the blind and unless such facility is operated under the supervision of physicians or other persons qualified to render services to the blind and is staffed with trained and qualified assistants.

(*b*) The commission may establish and operate rehabilitation facilities and workshops for the blind, and make grants to public and contracts with private nonprofit organizations for such purposes.

(*c*) The commission may supervise the operation of small business enterprises established to provide employment for blind persons.

(*d*) The commission shall make an annual report.

Section 146. There shall be in the commission, a bureau of medical care, a bureau of individual services, a bureau of rehabilitation, a bureau of industrial aid and workshops and a bureau of research. The commissioner shall organize such bureaus and may assign to them such functions as he deems advisable.

Section 147. In carrying out the provisions of section one hundred and twenty-nine to one hundred and fifty, inclusive, the commission shall cooperate with the secretary of the Department of Health, Education and Welfare, and shall develop state plans including such methods of administration as are found by said secretary and the commission to be necessary for the proper and efficient operation of said sections, to assure that the benefits of all federal laws may be available to the commonwealth and its citizens.

Section 148. The commission is hereby authorized and empowered to accept and use gifts made unconditionally by will or otherwise for carrying out the provisions of sections one hundred and twenty-nine to one hundred and fifty, inclusive. Gifts made under such conditions as in the judgment of the commission are proper and consistent with said provisions may be so accepted and shall be held, invested, reinvested and the principal and interest may be used in accordance with the conditions of the gift and may be expended under the order or the approval of the commission without specific appropriation.

Section 149. The commission shall have power to establish and to enforce reasonable rules and regulations governing the custody, use and preservation of the records, papers and files and communications of the commission concerning blind persons. No other department, bureau or agency of the commonwealth or of any political subdivision thereof, which, under any provision of law is furnished with the names of recipients of aid to the blind, shall permit the publication of lists of such names or make use thereof for purposes not directly connected with the administration of aid to the blind.

Section 150. If a blind person who is eligible to receive aid under section one hundred and thirty is also eligible to receive aid and assistance under chapter one hundred and fifteen or one hundred and eighteen A he shall be entitled to exercise from time to time such options and exe-

cute such waivers as may be necessary to receive the aid or assistance he seeks.

SECTION 3. Sections thirteen, thirteen A and fifteen of chapter fifteen of the General Laws are hereby repealed, and the caption preceding said section thirteen is hereby stricken out.

SECTION 4. Section 17A of chapter 66 of the General Laws is hereby amended by striking out, in lines 4 and 5, as appearing in chapter 525 of the acts of 1948, the words "department of education" and inserting in place thereof the words: — commission for the blind, — by striking out, in lines 15 and 16 as so appearing, the words "the director of the division of the blind" and inserting in place thereof the words: — the commissioner for the blind, — and by striking out, in line 21 as so appearing, the words "commissioner or director" and inserting in place thereof the word: — commissioners.

SECTION 5. Sections twelve, thirteen, thirteen A, thirteen B, thirteen C, thirteen D, fourteen, fifteen, seventeen, nineteen, nineteen A, nineteen B, twenty-three, twenty-three A, twenty-three B, twenty-four, twenty-four A, twenty-five, twenty-five A, twenty-five B, twenty-five C, twenty-five D, twenty-five E and twenty-six A of chapter sixty-nine of the General Laws are hereby repealed, and the caption preceding said section twelve is hereby stricken out.

SECTION 6. Section twenty-two C of chapter seventy-four of the General Laws is hereby repealed.

SECTION 7. Section 24 of chapter 101 of the General Laws is hereby amended by striking out, in line 9, as appearing in section 22 of chapter 627 of the acts of 1954, the words "the director of the division" and inserting in place thereof the word: — commissioner.

SECTION 8. Section 9 of chapter 118A of the General Laws as appearing in section 8 of chapter 584 of the acts of 1946, is hereby amended by striking out, in line 3, the word "sixty-nine" and inserting in place thereof the word: — six.

SECTION 9. Section 10 of chapter 118D of the General Laws, as most recently amended by section 14 of chapter 432 of the acts of 1963, is hereby further amended by striking out, in line 3, the word "sixty-nine" and inserting in place thereof the word: — six.

SECTION 10. Section 11 of said chapter 118D, as appearing in section 2 of chapter 741 of the acts of 1951, is hereby amended by striking out, in line 4, the word "sixty-nine" and inserting in place thereof the word: — six.

SECTION 11. The third sentence of section 139 of chapter 140 of the General Laws, as appearing in section 1 of chapter 35 of the acts of 1962, is hereby amended by striking out, in line 3, the words "division of" and inserting in place thereof the words: — Massachusetts commission for.

SECTION 12. Section 147H of chapter 149 of the General Laws, as appearing in chapter 429 of the acts of 1937, is hereby amended by striking out, in lines 5 and 6, the words "division of the blind in the department of education" and inserting in place thereof the words: — Massachusetts commission for the blind.

SECTION 13. The last clause of section 15 of chapter 159 of the General Laws, as most recently amended by chapter 726 of the acts of 1951, is hereby further amended by striking out the words "nineteen of chap-

ter sixty-nine from the director of the division" and inserting in place thereof the words: — one hundred and thirty-five of chapter six from the commission.

SECTION 14. Section 43 of chapter 271 of the General Laws is hereby amended by striking out, in lines 7 and 8, as appearing in section 3 of chapter 240 of the acts of 1945, the words "department of education made under authority of section twenty-six A of chapter sixty-nine" and inserting in place thereof the words: — commission for the blind made under authority of section one hundred and forty-nine of chapter six, — and by striking out, in line 17 as so appearing, the words "department of education" and inserting in place thereof the words: — commission for the blind.

SECTION 15. The employees of the division of the blind in the department of education, who hold positions classified under chapter thirty-one of the General Laws or are veterans covered by section nine A of chapter thirty of the General Laws whose positions are not classified under said chapter thirty-one, are hereby transferred to the service of the Massachusetts commission for the blind without impairment of their civil service, retirement, seniority or other rights, and their term of office shall not be deemed to be interrupted within the meaning of said chapter thirty-one or said section nine A of chapter thirty; provided, that no such employee shall be lowered in rank or compensation. The employees of said division who hold positions not classified under said chapter thirty-one, or are not subject to the provision of section nine A of said chapter thirty, are hereby transferred to the service of the Massachusetts commission for the blind without impairment of their tenure, retirement, seniority or other rights, notwithstanding any change in title or duties made as a result of such transfer; provided, that no such employee shall be lowered in rank or compensation, and the positions to which they are transferred shall not be subject to chapter thirty-one.

SECTION 16. On the effective date of this act, federal, state or other funds available for use by the division of the blind in the department of education shall be transferred to and made available for expenditure by the Massachusetts commission for the blind, established by section one hundred and twenty-nine of chapter six of the General Laws, inserted by section two of this act.

SECTION 17. The Massachusetts commission for the blind, as established under the provisions of this act, shall be the successor in function to the division of the blind in the department of education under any agreement entered into on behalf of the commonwealth prior to the effective date of this act.

SECTION 18. Notwithstanding the provisions of section one hundred and twenty-nine of chapter six of the General Laws, inserted by section two of this act, each member of the advisory board appointed under section thirteen of chapter fifteen of the General Laws and serving on the effective date of this act shall serve as a member of the advisory board established under said section one hundred and twenty-nine until the expiration of the term for which he was appointed.

Approved August 22, 1966.

Chap. 536. AN ACT ESTABLISHING THE SALARIES OF THE CLERKS AND ASSISTANT CLERKS OF DISTRICT COURTS OTHER THAN THE MUNICIPAL COURT OF THE CITY OF BOSTON, AND THE CLERK AND ASSISTANT CLERKS OF THE BOSTON JUVENILE COURT.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to adjust the compensation forthwith of the clerks and assistant clerks of the district courts commensurate with the responsibility of said offices, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. Paragraph (2) of section 79 of chapter 218 of the General Laws is hereby amended by striking out the salary schedule, as appearing in section 4 of chapter 841 of the acts of 1963, and inserting in place thereof the following: —

SALARY SCHEDULE.

COURT CLASS.	Minimum.	Step 2.	Step 3.	Step 4.	Maximum.	ANNUAL INCREMENT.
I . .	$4,942	$5,203	$5,464	$5,725	$5,986	$261
II . .	5,642	5,971	6,300	6,629	6,958	329
III . .	6,932	7,286	7,640	7,994	8,348	354
IV . .	9,513	9,917	10,321	10,725	11,129	404
V . .	11,891	12,397	12,903	13,409	13,915	506

SECTION 1A. Notwithstanding any provision of this act to the contrary, the provisions of section seventy-nine of chapter two hundred and eighteen of the General Laws in effect immediately prior to the effective date of this act shall remain in effect and apply to persons appointed between the effective date of this act and January fourth, nineteen hundred and sixty-seven, both dates inclusive, to the offices referred to therein.

SECTION 2. This act shall take effect as of July first, nineteen hundred and sixty-six. *Approved August 22, 1966.*

Chap. 537. AN ACT TO PERMIT THE REGISTRAR OF MOTOR VEHICLES TO ISSUE BUT ONE PLATE TO CERTAIN CLASSES OF REGISTRANTS.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to permit forthwith the registrar of motor vehicles to issue but one plate to certain classes of registrants in order to eliminate the hazard to public safety involved in the attachment of registration plates to the front end of motorcycles, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public safety.

Be it enacted, etc., as follows:

Section 6B of chapter 90 of the General Laws, added by section 2 of chapter 2 of the acts of 1953, is hereby amended by striking out the

first sentence and inserting in place thereof the following sentence: — Notwithstanding any contrary provision of law, the registrar may issue but one number plate, instead of two, for certain motor vehicles or for all motor vehicles. *Approved August 22, 1966.*

Chap. 538. AN ACT PROVIDING THAT THE COMMONWEALTH REIMBURSE THE TOWN OF HOLDEN FOR EXPENSES INCURRED IN FIGHTING A CERTAIN FOREST FIRE IN THE YEAR NINETEEN HUNDRED AND SIXTY-FOUR.

Be it enacted, etc., as follows:

There shall be allowed and paid out of the state treasury, subject to appropriation, the sum of twelve thousand, seven hundred and eighteen dollars and seventeen cents to the town of Holden, as reimbursement for expenses incurred by said town in fighting a certain forest fire in the year nineteen hundred and sixty-four. *Approved August 22, 1966.*

Chap. 539. AN ACT INCREASING THE SALARIES OF THE CLERKS AND ASSISTANT CLERKS OF THE MUNICIPAL COURT OF THE CITY OF BOSTON.

Be it enacted, etc., as follows:

SECTION 1. Chapter 218 of the General Laws is hereby amended by striking out section 75A, as most recently amended by section 1 of chapter 774 of the acts of 1963, and inserting in place thereof the following section: —

Section 75A. The salary of the clerk of the municipal court of the city of Boston for civil business and the salary of the clerk of said court for criminal business shall be sixteen thousand five hundred dollars. The salary of the first assistant clerks of said court shall be twelve thousand three hundred dollars. The salary of the other assistant clerks of said court shall be eleven thousand dollars.

SECTION 2. This act shall take effect as of July first, nineteen hundred and sixty-six. *Approved August 22, 1966.*

Chap. 540. AN ACT CHANGING THE NAME OF THE TRUSTEES OF LEICESTER ACADEMY TO LEICESTER JUNIOR COLLEGE.

Be it enacted, etc., as follows:

SECTION 1. The name of the Trustees of Leicester Academy, incorporated by an act passed by the General Court on March twenty-third, seventeen hundred and eighty-four, is hereby changed to Leicester Junior College.

SECTION 2. This act shall take full effect upon its acceptance by vote of a majority of the trustees of said corporation and the filing in the office of the state secretary of a copy of such vote.

Approved August 22, 1966.

Chap. 541. AN ACT DEFINING "CIGARETTE" IN THE CIGARETTE EXCISE LAW.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 64C of the General Laws is hereby amended by striking out the third sentence, added by section 1 of chapter 435 of the acts of 1966, and inserting in place thereof the following sentence: — Whenever used in this chapter, unless the context otherwise requires, the word "stamper" shall mean any person authorized by the commissioner to purchase and affix adhesive or meter stamps under this chapter, and the word "cigarette" shall mean (1) any roll of tobacco wrapped in paper or in any substance not containing tobacco, and (2) any roll of tobacco wrapped in any substance containing tobacco which, because of its appearance, the type of tobacco used in the filler, or its packaging and labeling, is likely to be offered to, or purchased by, consumers as a cigarette described in clause (1).

SECTION 2. This act shall apply with respect to cigarettes sold, imported or acquired after December thirty-first, nineteen hundred and sixty-six. *Approved August 22, 1966.*

Chap. 542. AN ACT AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS TO CONVEY TO THE TOWN OF SWAMPSCOTT ALL THE RIGHT, TITLE AND INTEREST OF THE COMMONWEALTH IN AND TO PALMER'S POND IN SAID TOWN.

Be it enacted, etc., as follows:

The department of public works is hereby authorized to convey to the town of Swampscott all the right, title and interest of the commonwealth in and to Palmer's pond including the waters and the land under the same, situated in the northeasterly section of said town and containing approximately sixteen acres. Such conveyance shall be made subject to the condition that said pond shall not be filled in or conveyed to private ownership and that it shall be maintained by said town in its natural condition for the preservation of native plants and wild life.

Approved August 22, 1966.

Chap. 543. AN ACT AUTHORIZING THE CITY OF BOSTON TO CONVEY MADISON PARK IN SAID CITY TO THE BOSTON REDEVELOPMENT AUTHORITY FOR URBAN RENEWAL OR LAND ASSEMBLY AND REDEVELOPMENT PROJECT PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any contrary provision of general or special law, the city of Boston, acting by its mayor without further authority than that contained in this act, may convey, with or without consideration, to the Boston Redevelopment Authority, for urban renewal or land assembly and redevelopment project purposes certain park land in the Roxbury district of said city bounded by Sterling, Marble, Warwick and Westminster streets and commonly known as Madison park.

SECTION 2. This act shall take effect upon its acceptance by the city council and the parks and recreation commission of the city of Boston. *Approved August 22, 1966.*

Chap. 544. AN ACT DESIGNATING THE METROPOLITAN DISTRICT COMMISSION SKATING RINK IN THE CHARLESTOWN DISTRICT OF THE CITY OF BOSTON AS THE FREDERICK DOUGLAS EMMONS AND JOHN GERALD HORRIGAN RINK.

Be it enacted, etc., as follows:

The metropolitan district commission skating rink in the Charlestown district of the city of Boston shall be known and designated as the Frederick Douglas Emmons and John Gerald Horrigan Rink, in memory of Frederick Douglas Emmons, a veteran of World War I and Seaman First Class John Gerald Horrigan. A suitable marker bearing said designation shall be erected at said rink by said commission.

Approved August 22, 1966.

Chap. 545. AN ACT PROVIDING THAT THE DEPARTMENT OF PUBLIC UTILITIES SHALL NOTIFY THE MAYOR OF CERTAIN CITIES AND THE SELECTMEN OF CERTAIN TOWNS OF THE TIME AND PLACE OF ANY HEARING ON A PROPOSED DISCONTINUANCE OF SERVICE OR CHANGE OF RATES.

Be it enacted, etc., as follows:

Section 4A of chapter 25 of the General Laws, as most recently amended by chapter 372 of the acts of 1966, is hereby further amended by adding at the end the following sentence: — The department shall, at least fourteen days prior to holding any public hearing under this section, notify in writing the mayor of each city and the selectmen of each town in which the company does business of the time and place of such hearing.

Approved August 22, 1966.

Chap. 546. AN ACT AUTHORIZING THE CITY OF FALL RIVER TO APPROPRIATE MONEY FOR THE PAYMENT OF, AND TO PAY A CERTAIN UNPAID BILL.

Be it enacted, etc., as follows:

SECTION 1. The city of Fall River is hereby authorized to appropriate money for the payment of, and after such appropriation, the treasurer of said city is hereby authorized to pay Holland Electric Company an unpaid bill, incurred by the city clerk's department of said city and certified for payment by said department in the amount of one hundred and fifty-nine dollars, said bill being legally unenforceable against said city by reason of its being incurred in excess of available appropriations; provided, that the money so appropriated to pay said bill shall be raised by taxation in said city.

SECTION 2. Said bill shall not be approved by the city auditor of said city for payment nor paid by the treasurer thereof under authority of this act unless and until a certificate has been signed and filed with said city auditor, stating under the penalties of perjury that the goods, materials or services for which said bill has been submitted were ordered by an official or an employee of said city, and that such goods and materials were delivered and actually received by said city or that such services were rendered to said city, or both.

SECTION 3. Any person who knowingly files a certificate required by section two, which is false and who thereby receives payment for goods, materials or services which were not received by or rendered to said city, shall be punished by imprisonment for not more than one year or by a fine of not more than three hundred dollars, or both.

SECTION 4. This act shall take effect upon its acceptance by the city of Fall River. *Approved August 22, 1966.*

Chap. 547. AN ACT AUTHORIZING CO-OPERATIVE BANKS AND SAVINGS BANKS TO PAY SUPPLEMENTAL OR VARIABLE RATES OF DIVIDENDS OR INTEREST ON CERTAIN SHARE AND DEPOSIT ACCOUNTS.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to authorize forthwith co-operative banks and savings banks to pay supplemental or variable rates of dividends or interest on certain share and deposit accounts in order that such banks may be placed on an equitable basis with other banks in the commonwealth, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any provisions of law limiting the number and types of share and deposit accounts which a co-operative bank or savings bank may offer to shareholders or depositors, any co-operative bank or savings bank may in addition to dividends or interest regularly payable on distribution dates pay supplemental or variable rates of dividends or interest on share or deposit accounts with the approval of the commissioner in accordance with a plan submitted to him by such bank. Such a plan shall specify (*a*) the proposed supplemental or variable rates of dividends or interest to be paid on such share or deposit accounts, including day to day dividends or interest if the plan so provides, (*b*) the minimum amount, which shall be not less than one thousand dollars, and the maximum amount, of share or deposit balances and the minimum period, which shall be not less than six months, of maintenance of such balances to which such specified rates shall apply, (*c*) the additional reserves to be established for such supplemental or variable rates of dividends or interest, (*d*) the form and substance of the certificate or passbook which shall represent the shares or deposits to which such dividends or interest may apply, and (*e*) may contain such other provisions as are deemed necessary or advisable to give effect to the purposes of this act.

SECTION 2. No such supplemental or variable rates of dividends or interest shall be contracted for by any co-operative bank or savings bank after two years immediately following the effective date of this act, but any such rates contracted for during the two-year period next following said effective date shall remain in force and effect until discontinued or substituted by the bank in accordance with such plan or any amendment thereto. *Approved August 24, 1966.*

Chap. 548. AN ACT AUTHORIZING THE TOWN OF AYER TO FUND CERTAIN INDEBTEDNESS.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of providing funds to meet a deficit created during the current year by the payment of temporary loans prior to reimbursement from the federal government, said loans having been issued pursuant to the provisions of chapter seventy-four of the acts of nineteen hundred and forty-five, as amended by chapter ninety-two of the acts of nineteen hundred and sixty-three, the treasurer of the town of Ayer, with the approval of the board of selectmen, is hereby authorized to borrow such sum, not exceeding one hundred ninety-three thousand dollars, as may be necessary during the year nineteen hundred and sixty-six, and may issue notes therefor, which shall bear on their face the words, Town of Ayer Funding Loan, Act of 1966. Each authorized issue shall constitute a separate loan and such loans shall be payable in not more than one year from their dates. Indebtedness incurred under this act shall be outside the statutory limit of indebtedness, but shall, except as herein provided, be subject to chapter forty-four of the General Laws, exclusive of section two thereof and the limitation contained in the first paragraph of section seven thereof.

SECTION 2. This act shall take effect upon its passage.

Approved August 24, 1966.

Chap. 549. AN ACT PROVIDING FOR THE ESTABLISHMENT OF JOB TRAINING AND JOB RETRAINING CENTERS BY THE BOARD OF EDUCATION.

Be it enacted, etc., as follows:

The third paragraph of section 1F of chapter 15 of the General Laws, as appearing in section 2 of chapter 572 of the acts of 1965, is hereby amended by inserting after the first sentence the following sentence: — The board shall establish job training and job retraining centers.

Approved August 24, 1966.

Chap. 550. AN ACT ESTABLISHING A BOARD OF PUBLIC WORKS IN THE CITY OF QUINCY.

Be it enacted, etc., as follows:

SECTION 1. There shall be established in the city of Quincy a board of public works, hereinafter called the board, consisting of three members. The initial members thereof shall be appointed by the mayor for terms expiring on the first Monday of February next ensuing. Thereafter, members shall be appointed annually on the first Monday of February and shall serve until their successors are appointed and qualified. In the case of a vacancy, the mayor shall appoint a new member to serve for the balance of the unexpired term. No person shall serve on the board who holds an elective or other appointive office in the city. Members shall receive no salary or other compensation but may be reimbursed for their actual expenses. The board shall constitute one of the administrative boards of the city.

SECTION 2. Upon the appointment and qualification of the initial members of the board, the board shall have all the powers and duties now vested in the commissioner of public works by law, and ordinances, except as hereinafter specifically reserved to said commissioner. Subject to such rules and regulations as the city council of said city may establish by ordinance, the expenditure of all moneys appropriated for the branch of public works, the general management, care and control of said branch and all its departments and divisions together with all buildings and grounds connected therewith, the equipment thereof and the authority to rent equipment, employ temporary laborers, authorize overtime employment, sign contracts, payrolls and warrants shall be vested in the board.

SECTION 3. The branch of public works shall contain the following departments and divisions: — administrative division, engineering department, public buildings division, highway and sanitary division, sewer division, water department, forestry department and division of parking areas. Subject to the authority granted to the board, the commissioner of public works shall supervise and control the day to day operation of the branch of public works. Said commissioner shall be exempt from the civil service law and shall be appointed by the mayor annually on the first Monday in February. Said commissioner shall act as clerk of the board of public works and shall administer said branch in accordance with the general administrative policies established by the board.

SECTION 4. The board may delegate to the commissioner of public works any or all of the authority vested in the board in general or special terms for limited or unlimited periods reserving at all times its power to ratify and confirm any act of the commissioner done in the name of the board.

SECTION 5. The board shall constitute a continuing instrumentality of the city of Quincy and all prior acts of the commissioner of public works shall continue to be legally sufficient without special reenactment or ratification.

SECTION 6. So much of the provisions of section thirty-four of chapter three hundred and forty-seven of the acts of eighteen hundred and eighty-eight, section one of chapter two hundred and seventy-nine of the acts of eighteen hundred and ninety-five, chapter two hundred and thirty-seven of the acts of eighteen hundred and ninety-nine and the provisions of any other general or special law which are inconsistent with the provisions of this act are hereby superseded.

SECTION 7. This act shall take effect upon its acceptance by the city of Quincy. *Approved August 24, 1966.*

Chap. 551. AN ACT AUTHORIZING THE ESTABLISHMENT OF MUNICIPAL DATA PROCESSING CENTERS.

Be it enacted, etc., as follows:

Chapter 41 of the General Laws is hereby amended by inserting after section 23C the following section: —

Section 23D. A city by ordinance and a town by by-law may provide for the establishment of a municipal data processing center for the use

of any department, office, board, committee or agency of the city or town, including the school committee and any public authority or special district within the town and for the appointment of a data processing coordinator.

The data processing center shall be under the supervision and control of the coordinator and shall provide programs or systems for the collection, processing, storage and retrieval of information, and the preparation of reports.

Such ordinance or by-law may provide for the establishment and duties of an advisory board to assist the coordinator in planning and scheduling the use of the data processing center.

The coordinator may also serve in any other public office or position in the city or town, notwithstanding any provision of any general or special law to the contrary. The office or position of coordinator shall not be subject to the provisions of chapter thirty-one.

Approved August 24, 1966.

Chap. 552. AN ACT AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH TO MAKE CERTAIN RULES AND REGULATIONS RELATIVE TO AMBULANCES.

Be it enacted, etc., as follows:

Chapter 111 of the General Laws is hereby amended by inserting after section 8A the following section: —

Section 8B. The department may make such rules and regulations relative to the sanitary conditions of ambulances and the necessary equipment for the care and treatment of sick or injured persons being transported therein as it shall deem necessary, which rules and regulations may provide penalties for the violation thereof not exceeding a fine of five hundred dollars for any particular offense.

Approved August 24, 1966.

Chap. 553. AN ACT AUTHORIZING THE CITY OF CHICOPEE TO APPROPRIATE AND PAY ANNUALLY FOR FIVE YEARS A CERTAIN SUM OF MONEY TO ANN M. KENNETT IN SATISFACTION OF A JUDGMENT AGAINST SAID CITY.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any contrary provision of general or special law, the city of Chicopee may appropriate and pay in each of five successive years a sum not exceeding sixty-two thousand dollars to Ann M. Kennett in full satisfaction of a judgment rendered against said city in an action of tort, being case number 104293 in Hampden county superior court in the year nineteen hundred and sixty-four, including interest and costs.

SECTION 2. This act shall take effect upon its acceptance by the city of Chicopee during the current year. *Approved August 24, 1966.*

Chap. 554. AN ACT AUTHORIZING THE WATER RESOURCES COMMISSION TO PERMIT WINDEMERE LAKE CORPORATION TO CONSTRUCT A DAM AND RESERVOIR IN A CERTAIN PART OF THE BLACKBERRY RIVER WATERSHED IN THE TOWN OF NEW MARLBOROUGH.

Be it enacted, etc., as follows:

The water resources commission is hereby authorized to permit Windemere Lake Corporation, a corporation established under the laws of the commonwealth, to construct, in the town of New Marlborough, a dam and reservoir in that part of the Blackberry River watershed which is commonly known as the One Thousand Acre Swamp, and thereafter to operate and maintain the same, subject to such specifications, conditions and regulations as may be deemed necessary by said commission; provided that the entire cost of such construction and operation and maintenance shall be borne by said corporation. Said commission may grant to said corporation all necessary easements for such construction.

Approved August 24, 1966.

Chap. 555. AN ACT RELATIVE TO THE METHOD OF PAYMENT OF CERTAIN CLAIMS UNDER THE ABANDONED PROPERTY LAW WHEREIN THE CLAIMANTS ARE DOMICILED IN CERTAIN FOREIGN COUNTRIES.

Be it enacted, etc., as follows:

Section 10 of chapter 200A of the General Laws is hereby amended by adding after paragraph (*e*), as amended by section 5 of chapter 359 of the acts of 1957, the following paragraph: —

(*f*) If the claimant is domiciled in a country or state outside the United States or its territories and the commission determines that there is not a reasonable assurance that the claimant will actually receive the payment to which he is entitled under this section in substantially full value, the superior court, upon petition of the commission or an interested party, or in its discretion, may order that the commission be permitted to liquidate the property if it has not already been liquidated and to turn over the amount of the payment to a recognized public or private agency for the purchase of goods in the form of necessaries of life, food, clothing, and medicines, to be sent to the claimant upon his written request, order or assignment. Such order shall be final and binding upon all the parties in interest. *Approved August 24, 1966.*

Chap. 556. AN ACT CLARIFYING THE STATE RETIREMENT LAW WITH REGARD TO THE DISPOSITION OF THE ACCOUNT OF A DECEASED MEMBER.

Be it enacted, etc., as follows:

Paragraph (*c*) of subdivision (2) of section 11 of chapter 32 of the General Laws is hereby amended by striking out the last sentence, as amended by section 2 of chapter 857 of the acts of 1965, and inserting in place thereof the following sentence: — Payment shall not be made under this subdivision if the deceased member is survived by a bene-

ficiary appointed under option (*d*) of subdivision (2) of section twelve who is eligible to receive the allowance provided by said option, nor if the deceased member is a male and is survived by a person eligible to receive the allowance provided for in section twelve B, or is a female and is survived by a child eligible to receive the allowances provided for in section twelve B, unless the widow or person acting for such child elects, in lieu of receiving allowances provided for in said section twelve B, to have payment of any moneys due made in accordance with the provisions of this paragraph. *Approved August 24, 1966.*

Chap. 557. AN ACT EXEMPTING FROM THE INCOME TAX LAW THE INCOME FROM AN ANNUITY, PENSION, ENDOWMENT OR RETIREMENT FUND OF ANY OTHER STATE GOVERNMENT.

Be it enacted, etc., as follows:

SECTION 1. Paragraph (*g*) of section 8 of chapter 62 of the General Laws, as most recently amended by section 1 of chapter 576 of the acts of 1962, is hereby further amended by inserting after the word "contributed", in line 10, the words: — , or any income from a contributory annuity, pension, endowment or retirement fund of any other state or any political subdivision thereof, provided that income from any such similar fund established under the laws of the commonwealth is not subject to taxation in such other state or political subdivision.

SECTION 2. This act shall apply only to income received in taxable years commencing after December thirty-first, nineteen hundred and and sixty-five. *Approved August 24, 1966.*

Chap. 558. AN ACT ESTABLISHING THE RETIREMENT DATE OF JOHN T. WILLIAMS, A FORMER EMPLOYEE OF THE OFFICE OF THE ADJUTANT GENERAL.

Be it enacted, etc., as follows:

Notwithstanding any provision of chapter thirty-two of the General Laws to the contrary, the state board of retirement is hereby authorized and directed to establish the date of September thirtieth, nineteen hundred and sixty-five as the effective date of retirement of John T. Williams of Peabody, a former employee of the office of the adjutant general. *Approved August 24, 1966.*

Chap. 559. AN ACT GRANTING AN ADDITIONAL INCOME TAX EXEMPTION TO MEMBERS OF THE ARMED FORCES SERVING IN AN AREA DESIGNATED BY THE PRESIDENT AS A COMBAT ZONE.

Be it enacted, etc., as follows:

Section 5 of chapter 62 of the General Laws is hereby amended by striking out subsection (*b*), as most recently amended by section 6 of chapter 14 of the acts of 1966, and inserting in place thereof the following subsection: —

(*b*) The excess of the business income as defined in section six over the applicable exemption provided in this subsection shall be taxed at

the rate of one and one half per cent. In the case of a single person or married person filing a separate return the exemption allowable under this subsection shall be two thousand dollars; provided, however, that if the taxpayer is totally blind the exemption otherwise allowable shall be increased by two thousand dollars; and provided further, however, that if at any time during the taxable year the taxpayer served as a member of the armed forces of the United States on active service in an area which the president of the United States has by executive order designated as a combat zone the exemption otherwise allowable shall be increased by two thousand dollars; and provided further, however, that if the taxpayer had attained the age of sixty-five before the close of the preceding calendar year the exemption otherwise allowable shall be increased by five hundred dollars. In the case of a husband and wife filing a joint return the exemption allowable under this subsection shall be an amount equal to the sum of two thousand dollars and the income as defined in section six of the spouse having the smaller such income, or four thousand dollars, whichever is less. If either spouse is totally blind, the aggregate exemption otherwise allowable on such joint return shall be increased by two thousand dollars and if both spouses are totally blind, such exemption shall be increased by four thousand dollars. If either spouse had attained the age of sixty-five before the close of the preceding calendar year, the aggregate exemption otherwise allowable on such joint returns shall be increased by five hundred dollars or an amount equal to such spouse's total business income subject to taxation under this chapter in excess of two thousand dollars, whichever is less. If, at any time during the taxable year, either spouse served as a member of the armed forces of the United States on active service in an area which the president of the United States has by executive order designated as a combat zone the aggregate exemption otherwise allowable on such joint return shall be increased by two thousand dollars and, if, both spouses served as members of the armed forces of the United States under such circumstances, the exemption otherwise allowable on such joint return shall be increased by four thousand dollars. In determining such income, the rental value of living quarters furnished any individual as part of his compensation shall be included. The wages, salary or compensation received prior to January first, nineteen hundred and thirty-nine, for personal services of officers and employees of the United States, any territory or possession or political subdivision thereof, the District of Columbia, or any agency or instrumentality of any one or more of the foregoing, shall be exempt unless such officers and employees are officers or employees of any corporate agency or instrumentality which is not exempt from federal income taxation, or which, if so exempt, is one (*a*) a majority of the stock of which is not owned by or on behalf of the United States, and (*b*) the power to appoint or select a majority of the board of directors of which is not exercisable by or on behalf of the United States. Retirement allowances, however described, from the commonwealth or any county, city, town or district thereof, or from any person, if not exempt by law, and interest received in the course of business by persons subject to the provisions of sections seventy to eighty-five, inclusive, of chapter one hundred and forty, shall be taxed under this subsection.

Approved August 24, 1966.

Chap. 560. AN ACT TO PROVIDE FOR THE ESTABLISHMENT OF A CONTINGENT FUND FOR THE ADMINISTRATION OF THE DIVISION OF EMPLOYMENT SECURITY.

Be it enacted, etc., as follows:

SECTION 1. Section 6 of chapter 151A of the General Laws is hereby amended by striking out subsection (*e*), as appearing in section 1 of chapter 393 of the acts of 1961, and inserting in place thereof the following subsection: —

(*e*) Service performed in the employ of the United States government or of an instrumentality of the United States which is wholly or partially owned by the United States, or exempt from the tax imposed by section 3301 of the Federal Internal Revenue Code of 1954 or any acts in addition thereto and amendments thereof, by virtue of any provision of law which specifically refers to such section (or the corresponding section of a prior law) in granting such exemption; provided that if this commonwealth should not be certified by the Secretary of Labor under section 3304 of said Internal Revenue Code, as amended, for any year, then the contributions, interest, penalties and fines required of any instrumentalities of the United States government under this chapter with respect to such year shall be deemed to have been erroneously collected within the meaning of section eighteen and said contributions shall be refunded from the clearing account of the unemployment compensation fund and the interest, penalties and fines shall be refunded from the interest, penalty or fine payments in the clearing account of the unemployment compensation fund or from the contingent fund;

SECTION 2. Subsection (*d*) of section 14 of said chapter 151A, as appearing in chapter 397 of the acts of 1953, is hereby amended by striking out paragraph (2) and inserting in place thereof the following paragraph: —

(2) An amount equal to the amount of contributions refunded to any employer in accordance with the provisions of section eighteen shall be charged to the employer's account as of the date when refunded.

SECTION 3. Section 18 of said chapter 151A, as appearing in section 1 of chapter 685 of the acts of 1941, is hereby amended by striking out the first paragraph and inserting in place thereof the following paragraph: —

If not later than three years after the date of payment of any amount as contributions, interest, penalty, or fine, an employer who has made such payment shall make application for an adjustment thereof in connection with subsequent contribution, interest, penalty or fine payments, or for a refund thereof because such adjustment cannot be made, and if the director shall determine that payment of such contributions, interest, penalty or fine was erroneous, the director shall allow such employer to make an adjustment of the amount erroneously paid, without interest, in connection with subsequent contribution, interest, penalty or fine payment by him, or if such adjustment cannot be made, the director shall refund from the unemployment compensation fund, the clearing account in the unemployment compensation fund, or from the contingent fund, as provided in sections eighteen and fifty-eight A, without interest, the amount erroneously paid; provided that the director shall not allow any adjustment in connection with subsequent contributions for amounts of interest, penalty, or fine collected subsequent to July first, nineteen hundred and sixty-six, nor shall he refund

any such payment from the unemployment compensation fund. For like cause, within the same period, and subject to the same conditions, adjustment or refund from the unemployment compensation fund, the clearing account in said fund or from the contingent fund, as appropriate, may be so made on the director's own initiative. Refunds of contributions, interest, penalties or fines pursuant to subsection (*e*) of section six shall be refunded by the director in accordance with the provisions of said section, without application.

SECTION 4. The fourth paragraph of section 47 of said chapter 151A, as appearing in section 19 of chapter 763 of the acts of 1951, is hereby further amended by striking out the last sentence and inserting in place thereof the following sentence: — All fines collected under this section shall be paid to the director and after clearance shall be deposited in the contingent fund.

SECTION 5. Section 48 of said chapter 151A, as appearing in section 1 of chapter 685 of the acts of 1941, is hereby amended by striking out the second paragraph and inserting in place thereof the following paragraph: —

This fund shall consist of all contributions and moneys paid into the state treasury and credited to the fund as provided in this chapter; all property and securities acquired by and through the use of moneys belonging to the fund and all interest thereon, less payments therefrom under this chapter, and excepting refunds made pursuant to the provisions of section eighteen of sums erroneously paid into the fund, and refunds of contributions made in accordance with the provisions of subsection (*e*) of section six.

SECTION 6. Said chapter 151A is hereby amended by striking out section 54, as so appearing, and inserting in place thereof the following section: —

Section 54. Except as otherwise provided in this chapter, moneys in the clearing and benefit accounts and the contingent fund may be deposited in any depositary bank in which general funds of the commonwealth may be deposited, but no public deposit insurance charge or premium shall be paid out of the unemployment compensation fund or the contingent fund.

Moneys in the clearing and benefit accounts and the contingent fund shall not be commingled with other funds of the commonwealth, but shall be maintained as separate accounts on the books of the depositary bank.

SECTION 7. Section 58 of said chapter 151A, as so appearing, is hereby amended by striking out subsection (*d*) and inserting in place thereof the following subsection: —

(*d*) If any moneys received after June thirtieth, nineteen hundred and forty-one from the United States Treasury under Title III of the Social Security Act, as amended, any unencumbered balances in the unemployment compensation administration account created by section forty-two of chapter one hundred and fifty-one A as then in effect, or any moneys granted after said date to this commonwealth pursuant to the provisions of the Wagner-Peyser Act, are found by the Secretary of Labor, because of any action or contingency, to have been lost or expended for purposes other than, or in amounts in excess of, those found necessary by said Secretary of Labor for the proper administration of the commonwealth's employment security law, the commonwealth shall replace such money

from the contingent fund and to the extent that moneys in the contingent fund are insufficient for this purpose, replace such moneys by funds appropriated for this purpose from the general revenue of the commonwealth to the employment security administration account for expenditures as provided by law. Upon receipt of notice of such finding by said Secretary of Labor, the director shall promptly report the amount required for such replacement, as determined pursuant to the provisions of this subsection, to the governor who shall include said amount in the next budget for expenditures of the commonwealth, or by message to the general court request the inclusion of such amount in the next general or in a special appropriation bill. This section shall not be construed to relieve the commonwealth of its obligation with respect to unexpended balances on hand July first, nineteen hundred and forty-one received pursuant to the provisions of said Title III.

SECTION 8. Said chapter 151A is hereby amended by inserting after section 58 the following section: —

Section 58A. There is hereby established a special fund to be known as the contingent fund which shall be maintained by the state treasurer separate and apart from all public moneys or funds of the commonwealth. The fund shall consist of all interest, penalties and fines collected under this chapter after July first, nineteen hundred and sixty-six, together with any interest earned on moneys in this fund. Any provisions of this chapter to the contrary notwithstanding, all interest, penalty and fine payments collected after such date shall be deposited in the clearing account of the unemployment compensation fund for clearance only and shall not become a part of such fund. After clearance thereof, the moneys derived from such payments, less refunds made pursuant to this section and other provisions of this chapter, shall be deposited in the contingent fund. Said moneys shall not be expended or available for expenditure in any manner which would permit their substitution for, or a corresponding reduction in, federal funds which would in the absence of said moneys be available to finance expenditures for the administration of this chapter, but nothing in this section shall prevent said moneys from being used as a revolving fund, to cover expenditures for which federal funds have been requested but have not yet been received, subject to the charging of such expenditures against such funds when received. The moneys in this fund shall be used by the director for the payment of costs of administration which he finds are not properly and validly chargeable against federal grants (or other funds) received for or in the employment security administration account. The moneys in this fund are hereby specifically made available to the director for replacement, within a reasonable period of time, of any moneys received by this commonwealth in the form of grants from the federal government for administrative expenses which because of any action or contingency have been lost or have been expended for purposes other than, or in excess of, those found by the United States Secretary of Labor to be necessary for the proper and efficient administration of the employment security law. Such moneys shall be available either to satisfy the obligations incurred directly or by transferring the required amount from the contingent fund to the employment security administration account.

Refunds of interest, penalties and fines erroneously collected pursuant to this chapter may be made from this fund, the unemployment compensation fund, or from the interest, penalty and fine moneys which are

temporarily in the clearing account in the unemployment compensation fund pending their transfer to the contingent fund; provided that interest and penalty payments collected after July first, nineteen hundred and sixty-six shall not be refunded from the unemployment compensation fund. The moneys in this fund shall be continuously available to the director for expenditures and refunds in accordance with the provisions of this section and shall not lapse at any time or be transferred to any other fund or account except as herein provided. All moneys in the contingent fund shall be deposited, administered and disbursed in the same manner as is provided by law for other special funds in the treasury of this commonwealth. If on September thirtieth of any calendar year the balance in the contingent fund exceeds ten thousand dollars by one thousand dollars or more, the state treasurer shall transfer such excess to the unemployment compensation fund.

Approved August 24, 1966.

Chap. 561. AN ACT RELATIVE TO THE REIMBURSEMENT OF THE COUNTIES OF BRISTOL, ESSEX AND NORFOLK FOR THE MAINTENANCE OF CERTAIN SCHOOLS.

Be it enacted, etc., as follows:

Chapter 74 of the General Laws is hereby amended by striking out section 11, as most recently amended by section 2 of chapter 617 of the acts of 1941, and inserting in place thereof the following section: —

Section 11. The counties of Bristol, Essex and Norfolk shall, so long as their respective schools are approved, be reimbursed annually by the commonwealth for one half the net maintenance sums of such schools.

Approved August 24, 1966.

Chap. 562. AN ACT REALLOCATING CERTAIN JOB GROUPS OF THE DEPARTMENT OF CORRECTION IN THE GENERAL SALARY SCHEDULE.

Be it enacted, etc., as follows:

Notwithstanding any provision of law to the contrary the director of personnel and standardization shall change the job groups of the following titles in the general salary schedule of the commonwealth as follows: —

	From Job Group.	*To Job Group.*
Superintendent, M.C.I., Bridgewater	25	26
Superintendent, M.C.I. (women)	24	25
Superintendent, M.C.I.	24	25
Deputy Superintendent, M.C.I. (men)	19	20
Deputy Superintendent, M.C.I. (women)	19	20
Director of Prison Camps	18	19
Assistant Director of Prison Camps	16	17
Assistant Deputy Superintendent, M.C.I. (men)	17	18
Assistant Deputy Superintendent, M.C.I. (women)	17	18
Supervisor of Prison Camps	15	16
Supervising Transportation Officer	15	16

Supervising Correction Officer	14	15
Correction Officer Chef	13	14
Senior Prison Camp Officer	13	14
Senior Transportation Officer	13	14
Senior Correction Officer	12	13
Senior Female Correction Officer	12	13
Prison Camp Officer	12	13
Correction Officer	11	12
Female Correction Officer	11	12

Approved August 26, 1966.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, August 29, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience requires that the law being Chapter 562 of the Acts of 1966, entitled "An Act Reallocating certain Job Groups of the Department of Correction in the general Salary Schedule." and the enactment of which received my approval on August 26, 1966, should take effect forthwith.

Postponement of the operation of this act for 90 days would defeat its purpose which is to provide an immediate adjustment for certain job groups in the Department of Correction in the general salary schedule.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, August 30, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at ten o'clock and thirty minutes, A.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter five hundred and sixty-two of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 563. AN ACT PROVIDING ADDITIONAL FUNDS FOR THE METROPOLITAN DISTRICT COMMISSION TO COVER THE COST OF COMPLETING THE SEWERAGE PROGRAM.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of further carrying out the sewerage projects and works authorized by section one of chapter seven hundred and five of the acts of nineteen hundred and forty-five, by section one of

chapter six hundred and six of the acts of nineteen hundred and forty-nine and by section two of chapter six hundred and forty-five of the acts of nineteen hundred and fifty-one, and any acts in addition thereto and in amendment thereof, the metropolitan district commission, subject to all applicable provisions of said acts and to the conditions hereinafter provided, may expend the unexpended and uncommitted balance of the previously authorized amounts, and in addition thereto, sums not exceeding, in the aggregate, six million, five hundred thousand dollars.

Engineering and administrative expenses, including, but not limited to, personnel, materials, supplies and transportation costs, incurred under this act and all aforesaid prior acts shall be considered as part of the direct cost of the projects and works for which they are incurred.

In case federal funds or federal assistance is made available to the commonwealth for projects authorized by this act, such funds or assistance shall be in addition to the sums herein authorized; provided that such funds when received shall be deposited in the state treasury and be available for expenditure subject to the provisions of law regulating the disbursement of public funds and the approval thereof.

SECTION 2. To meet the expenditures necessary in carrying out the provisions of this act, the state treasurer shall, upon request of the governor, issue and sell at public or private sale bonds of the commonwealth, registered or with interest coupons attached, as he may deem best, to an amount to be specified by the governor from time to time, but not exceeding, in the aggregate, the sum of six million, five hundred thousand dollars. Such bonds shall be designated on their face, Metropolitan Sewerage Loan, Act of 1966, and shall be on the serial payment plan for such maximum term of years, not exceeding forty years, as may be recommended by the governor to the general court in accordance with Section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth, the maturities thereof to be so arranged that the amounts payable in the several years of the period of amortization other than the final year shall be as nearly equal as in the opinion of the state treasurer it is practicable to make them. Such bonds shall bear interest semiannually at such rate as the state treasurer, with the approval of the governor, shall fix. The initial maturities of such bonds shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, two thousand and twelve. All interest payments and payments on account of principal of such bonds shall be assessed and paid as provided in chapter ninety-two of the General Laws.

SECTION 3. This act shall take effect upon its passage.

Approved August 29, 1966.

Chap. 564. AN ACT PROVIDING ADDITIONAL FUNDS FOR THE METROPOLITAN DISTRICT COMMISSION FOR THE EXTENSION OF THE WATER TUNNEL TO THE DORCHESTER LOWER MILLS DISTRICT OF THE CITY OF BOSTON, AND FOR MAKING CERTAIN CONNECTIONS THERETO.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of further carrying out and extending the water supply projects and works authorized by chapter three hundred and seventy-five of the acts of nineteen hundred and twenty-six,

chapter three hundred and twenty-one of the acts of nineteen hundred and twenty-seven, chapter five hundred and fifteen of the acts of nineteen hundred and forty-six, chapter six hundred and sixty of the acts of nineteen hundred and fifty, chapter six hundred and nineteen of the acts of nineteen hundred and fifty-two, chapter six hundred and eighty-five of the acts of nineteen hundred and fifty-six, chapter five hundred and twenty-two of the acts of nineteen hundred and sixty-one, and chapter six hundred and fifty-four of the acts of nineteen hundred and sixty-two, and any acts in addition thereto and in amendment thereof, and for further constructing and extending a water tunnel from a point at Shaft 7–B of its City Tunnel, so called, in the city of Boston, to a suitable point in the Dorchester Lower Mills district of said city to improve distribution conditions in the southern area of the metropolitan water district, together with such shafts, appurtenant connections and other projects and works as may be deemed necessary or desirable, the metropolitan district commission, subject to all applicable provisions of said acts and to the conditions hereinafter provided, may expend the unexpended and uncommitted balance of the previously authorized amounts, and, in addition thereto, may expend sums not exceeding in the aggregate eleven million, five hundred thousand dollars. Said commission may for the purposes aforesaid acquire, install and operate such machinery, pumps, generators, waterwheels and other appurtenances as may from time to time be found necessary or advisable.

Engineering and administrative expenses including, but not limited to, personnel, materials, supplies and transportation costs, incurred under this act and all aforesaid prior acts, shall be considered as part of the direct cost of the projects and works for which they are incurred.

In case federal funds or federal assistance is made available to the commonwealth for projects authorized by this act, such funds or assistance shall be in addition to the sums herein authorized; provided that such funds, when received, shall be deposited in the state treasury and be available for expenditure subject to the provisions of law regulating the disbursement of public funds and the approval thereof.

SECTION 2. The state treasurer may borrow from time to time on the credit of the commonwealth such sums of money as may be necessary for the purpose of meeting payments as authorized by this act, and may issue and renew from time to time notes of the commonwealth therefor, bearing interest payable at such times and at such rates as shall be fixed by the state treasurer. Such notes shall be issued and may be renewed one or more times for such terms, not exceeding one year, as the governor may recommend to the general court in accordance with Section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth, but the final maturities of such notes, whether original or renewal, shall be not later than three years from the date of the original issue. Notwithstanding any provision of this act, such notes shall be part of the debt of the metropolitan water district.

SECTION 3. To meet the expenditure necessary in carrying out the provisions of this act or to refinance notes issued as provided in section two of this act, the state treasurer shall, upon request of the governor, issue and sell at public or private sale bonds of the commonwealth, registered or with interest coupons attached, as he may deem best, to an amount to be specified by the governor from time to time, but not exceeding, in the aggregate, the sum of eleven million, five hundred

thousand dollars. All bonds issued by the commonwealth, as aforesaid, shall be designated on their face, Metropolitan Water District Additional Loan, Act of 1966, and shall be on the serial payment plan for such maximum term of years, not exceeding fifty years, as the governor may recommend to the general court pursuant to Section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth, the maturities thereof to be so arranged that the amounts payable in the several years of the period of amortization other than the final year shall be as nearly equal as in the opinion of the state treasurer it is practicable to make them. Said bonds shall bear interest semiannually at such rate as the state treasurer, with the approval of the governor, shall fix. The initial maturities of such bonds shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, two thousand and twenty. All interest payments and payments on account of principal on such obligations shall be part of the debt and expenses of the metropolitan water district.

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

Approved August 29, 1966.

Chap. 565. AN ACT AUTHORIZING THE METROPOLITAN DISTRICT COMMISSION TO EXPEND CERTAIN ADDITIONAL FUNDS TO COVER THE COST OF CERTAIN SEWERAGE WORKS IN THE CITY OF MEDFORD AND THE TOWNS OF ARLINGTON AND LEXINGTON.

Be it enacted, etc., as follows:

SECTION 1. For the purpose of further carrying out the construction authorized by chapter five hundred and ninety-three of the acts of nineteen hundred and sixty-two, the metropolitan district commission may expend, in addition to the amount authorized by said chapter, a sum not exceeding one million two hundred fifty thousand dollars.

Engineering and administrative expenses incurred under this act shall be considered as part of the direct cost of the projects and works for which they are incurred.

In case federal funds or federal assistance are made available to the commonwealth for projects authorized by this act, such funds or assistance shall be in addition to the sum herein authorized; provided, that such funds when received shall be deposited in the state treasury and be available for expenditure subject to the provisions of law regulating the disbursement of public funds and the approval thereof.

No funds shall be expended for projects authorized by this act for consultant services, so called, or services coded in accordance with the expenditure code manual under the subsidiary title "03 Services — Non-employees" unless the rate of compensation for such services shall have been approved by the executive office for administration and finance. Said office shall, immediately upon approval of any such rate or rates, file copies of schedule or schedules of approved rates with the house and senate committees on ways and means.

SECTION 2. To meet the expenditures necessary in carrying out the provisions of this act the state treasurer shall, from time to time, on request of the metropolitan district commission and subject to the approval of the governor, issue and sell at public or private sale bonds of

the commonwealth, registered or with interest coupons attached, as he may deem best, to an amount not exceeding one million two hundred fifty thousand dollars, which shall be in addition to the amount of bonds heretofore authorized by section two of chapter five hundred and ninety-three of the acts of nineteen hundred and sixty-two. All bonds issued by the commonwealth as aforesaid shall be designated on their face, Metropolitan District Sewerage Relief Loan, Act of 1966, shall be on the serial payment plan, and shall be issued for such maximum term of years, not exceeding thirty, as the governor may recommend to the general court pursuant to Section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth, the maturities thereof to be so arranged that the amounts payable in the several years of the period of amortization other than the final year shall be as nearly equal as in the opinion of the state treasurer it is practicable to make them. Said bonds shall bear interest semiannually at such rate as the state treasurer, with the approval of the governor, shall fix. The initial maturities of such bonds shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, two thousand and two.

SECTION 3. The interest and serial bond requirements on account of the moneys expended in constructing the projects authorized by chapter five hundred and ninety-three of the acts of nineteen hundred and sixty-two shall be deemed to be, and shall be paid as, a part of the interest, sinking fund or serial bond requirements and costs, and shall be apportioned and assessed on the entire metropolitan sewerage district, notwithstanding the provisions of the first sentence of section five B of chapter ninety-two of the General Laws.

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

Approved August 29, 1966.

Chap. 566. AN ACT EXEMPTING TAXICABS LICENSED IN THE COUNTIES OF DUKES AND NANTUCKET FROM THE LAW REQUIRING CERTAIN MARKINGS ON TAXICABS.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to exclude forthwith the counties of Dukes and Nantucket from a law which requires certain markings on taxicabs, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

Section 22 of chapter 40 of the General Laws is hereby amended by striking out the last paragraph, added by chapter 273 of the acts of 1966, and inserting in place thereof the following paragraph: —

Except in the counties of Dukes and Nantucket every taxicab licensed under this section shall have the name or the trade name of the owner and the name of the city or town in which it is licensed painted on the sides thereof in letters not less than four inches high and one half inch wide.

Approved August 29, 1966.

Chap. 567. AN ACT PROVIDING FOR THE DEVELOPMENT, ACCORDING TO AN APPROVED PLAN, OF SOUTH BAY, ROXBURY CANAL, AND DORCHESTER BROOK, AND CERTAIN ADJACENT TERRITORIES AFTER FILLING.

Be it enacted, etc., as follows:

SECTION 1. Section 3 of chapter 762 of the acts of 1962 is hereby amended by striking out the second sentence and inserting in place thereof the following sentences: — Upon such completion, the commonwealth, acting as aforesaid, shall also convey to said city without consideration all right, title and interest of the commonwealth in and to South Bay, Roxbury Canal, Dorchester Brook, and that part of Fort Point Channel southwesterly of Dover street as those bodies of water now or at any time previously existed, including all of that area in the city bounded by Massachusetts avenue, Albany street, Dover street, the John F. Fitzgerald Expressway and the ramp connecting said expressway with Massachusetts avenue; and said city shall thereupon proceed to improve the same by filling those portions which have not theretofore been filled. The conveyance provided for by this section shall explicitly exclude such land as the department shall deem proper for existing state highways and the maintenance thereof.

SECTION 2. Said chapter 762 is hereby further amended by striking out section 4 and inserting in place thereof the following section: —

Section 4. Said city, acting by its mayor without further authority than that contained in this act, shall sell and convey all its right, title and interest in and to the land described in the second sentence of section three, except any needed by said city for its municipal purposes, to the Boston Redevelopment Authority (1) for urban renewal or land assembly and redevelopment project purposes, to the extent such land lies within the boundaries of such projects, and (2) to the extent such land lies outside such boundaries, for development in accordance with plans approved by said authority as consistent with the general plan for said city. Until the commonwealth is reimbursed in full for all sums paid by it pursuant to section one and for all interest and financing charges incurred under section two, said city shall pay to the commonwealth all proceeds received by said city from every such sale.

Said authority shall pay said city for any land so conveyed such amounts as the mayor of said city and the governor, after considering three appraisals acceptable to the department, shall determine to be the fair value of such land for uses in accordance with the applicable urban renewal or land assembly and redevelopment plan, or the fair market value of such land for development in accordance with plans approved by said authority as consistent with the general plan for said city, as the case may be. All of said appraisals shall be made at the expense of said authority, one by an independent real estate expert selected by the department, one by such an expert selected by said mayor, and one by such an expert selected by said authority. Said authority shall have all powers necessary to effectuate the purposes of this section, but shall not resell land lying outside the boundaries of an urban renewal or land assembly and redevelopment project at a rate per square foot other than that paid by it to said city for the land so sold.

No person purchasing from said authority need determine whether the respective considerations above set forth have been properly computed, paid, or accounted for. *Approved August 29, 1966.*

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, August 31, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience requires that the law being Chapter 567 of the Acts of 1966, entitled "An Act providing for the Development, according to an Approved Plan, of South Bay, Roxbury Canal, and Dorchester Brook, and certain Adjacent Territories after Filling." and the enactment of which received my approval on August 29, 1966, should take effect forthwith.

Postponement of the effective date, and thus delay the appointment of appraisers, would defeat the purpose of the Act which is to provide immediately for the development of the area set forth in the bill.

Sincerely yours,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, August 31, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at twelve o'clock and twenty-five minutes, P.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter five hundred and sixty-seven of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 568. AN ACT AUTHORIZING THE CITY OF BEVERLY TO APPROPRIATE MONEY FOR THE PAYMENT OF, AND TO PAY, CERTAIN UNPAID BILLS.

Be it enacted, etc., as follows:

SECTION 1. The city of Beverly is hereby authorized to appropriate money for the payment of, and after such appropriation, the treasurer of said city is hereby authorized to pay, such of the unpaid bills incurred by said city and totalling twenty-one thousand six hundred fourteen dollars and sixty-three cents, as set forth in the list on file in the office of the director of accounts in the department of corporations and taxation, as are legally unenforceable against said city, by reason of their

being incurred in excess of available appropriations, and as are certified for payment by, and were contracted for, the veterans service and public works department of said city.

SECTION 2. No bill shall be approved by the auditor of said city for payment or paid by the treasurer thereof under authority of this act unless and until certificates have been signed and filed with said city auditor, stating under the penalties of perjury that the services or materials for which said bills have been submitted were ordered by an official or an employee of said city, and that such materials were delivered to and actually received by said city or that such services were rendered to said city, or both.

SECTION 3. Any person who knowingly files a certificate required by section two which is false, and who thereby receives payment for services or materials which were not received by or rendered to said city, shall be punished by imprisonment for not more than one year or by a fine of not more than three hundred dollars, or both.

Approved August 29, 1966.

Chap. 569. AN ACT PROVIDING THAT A CERTAIN LICENSE GRANTED BY THE DEPARTMENT OF PUBLIC WORKS TO FILL SOLID AN EXISTING DRAINAGE DITCH AND TO PLACE AND MAINTAIN PIPE DRAINS AND APPURTENANT STRUCTURES IN ISLAND END RIVER IN THE CITIES OF CHELSEA AND EVERETT BE IRREVOCABLE.

Be it enacted, etc., as follows:

License numbered 4962 granted by the department of public works to Eastern Gas and Fuel Associates on August eleventh, nineteen hundred and sixty-five, to fill solid an existing drainage ditch and to place and maintain pipe drains and appurtenant structures in Island End river in the cities of Chelsea and Everett, shall, notwithstanding any provision of general or special law to the contrary, be irrevocable; provided, however, that if the commonwealth or any of its political subdivisions shall take, within ten years after the effective date of this act, any land which has the benefit of said license, the damages recoverable by reason of such taking shall not exceed the cost of acquisition of such land by the owner from whom the taking is made together with the cost to such owner of any buildings or improvements thereon, with interest at four per cent annually from the date any such cost was incurred.

Approved August 29, 1966.

Chap. 570. AN ACT RELATIVE TO THE BURIAL ALLOWANCE OF RECIPIENTS OF OLD AGE ASSISTANCE, SO CALLED, AND THE AMOUNT OF REIMBURSEMENT TO CITIES AND TOWNS FOR BURIAL EXPENSES UNDER THE VETERANS' BENEFITS LAW.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 118A of the General Laws is hereby amended by striking out the sixth paragraph, inserted by chapter 489 of the acts of 1964, and inserting in place thereof the following paragraph: —

A local board of public welfare may pay a sum, not exceeding three

hundred dollars, for the burial of a recipient providing the cost of burial does not exceed five hundred dollars and there are insufficient resources to pay for the cost of such burial. Any resources of a recipient shall be deducted from the maximum cost of the burial allowable hereunder and the difference, subject to the limitation set forth in this paragraph, shall be paid by said board.

SECTION 2. Section 8 of chapter 115 of the General Laws is hereby amended by striking out the first two sentences, as amended by section 2 of chapter 395 of the acts of 1956, and inserting in place thereof the following two sentences: — Amounts expended by the burial agent under the provisions of section seven shall not be greater than two hundred dollars for the burial of a child under the age of seven nor greater than three hundred and fifty dollars for the burial of any other person, except that in a case where a burial allowance shall be payable from the Veterans Administration of the United States government the limit shall be two hundred and fifty dollars. No city or town shall be reimbursed under this section for any amount so expended for any single burial if the total expense of said burial, exclusive of the purchase price of the grave, the cost of the grave opening and the cost of a cement vault liner, if one is required by the cemetery regulations, by whomsoever incurred, exceeded three hundred dollars for a child under the age of seven, or six hundred dollars for any other person. *Approved August 29, 1966.*

Chap. 571. AN ACT INCREASING THE NUMBER OF LICENSES WHICH MAY BE GRANTED TO ONE PERSON, CORPORATION, OR COMBINATION OF PERSONS AS WHOLESALERS OR IMPORTERS OF ALCOHOLIC BEVERAGES.

Be it enacted, etc., as follows:

The first paragraph of section 18 of chapter 138 of the General Laws is hereby amended by striking out the fifth sentence, as appearing in section 16 of chapter 440 of the acts of 1935, and inserting in place thereof the following sentence: — No person, firm, corporation, association or other combination of persons, directly or indirectly, or through any agent, employee, stockholder, officer, other person, or any subsidiary whatsoever, shall be granted more than two licenses throughout the commonwealth under this section. *Approved August 29, 1966.*

Chap. 572. AN ACT AUTHORIZING THE DEPARTMENT OF PUBLIC HEALTH TO SELL STEAM AND CHILLED WATER TO THE PROPOSED NORTHEAST WATER POLLUTION CONTROL LABORATORY OF THE FEDERAL GOVERNMENT.

Be it enacted, etc., as follows:

The commissioner of public health may enter into agreements with the United States of America for the sale of steam, chilled water and other products or services from the power plant of the diagnostic laboratories of the department of public health located in the city of Boston to the proposed Northeast Water Pollution Control Laboratory of the federal government at the adjacent site. *Approved August 29, 1966.*

Chap. 573. AN ACT AUTHORIZING THE MASSACHUSETTS BAY TRANSPORTATION AUTHORITY TO CONSTRUCT A BRIDGE OVER THE MYSTIC RIVER BETWEEN THE CITIES OF SOMERVILLE AND MEDFORD.

Be it enacted, etc., as follows:

The Massachusetts Bay Transportation Authority is hereby authorized to construct and equip, as part of the extension of its rapid transit facilities authorized by chapter six hundred and eighty-four of the acts of nineteen hundred and sixty-five, a bridge over the Mystic river, between the cities of Somerville and Medford over lands of the commonwealth, at or near the site of the existing railroad bridge over said river on the western division of the Boston and Maine railroad.

Approved August 29, 1966.

Chap. 574. AN ACT PROVIDING FOR THE RECORDING OF CERTAIN AFFIDAVITS RELATING TO THE TITLES TO REAL ESTATE.

Be it enacted, etc., as follows:

Chapter 183 of the General Laws is hereby amended by inserting after section 5A the following section: —

Section 5B. An affidavit made by a person claiming to have personal knowledge of the facts therein stated and containing a certificate by an attorney at law that the facts stated in said affidavit are relevant to the title to certain land and will be of benefit and assistance in clarifying the chain of such title may be filed for record and shall be recorded in the registry of deeds where such land or any part thereof lies.

Approved August 29, 1966.

Chap. 575. AN ACT AUTHORIZING THE DEPARTMENT OF MENTAL HEALTH TO TAKE OR PURCHASE LAND IN THE TOWN OF MEDFIELD FOR THE PURPOSE OF PROTECTING THE WATER SUPPLY FOR THE MEDFIELD STATE HOSPITAL.

Be it enacted, etc., as follows:

For the purpose of protecting the existing supply of pure water for domestic and other purposes at the Medfield state hospital, the department of mental health may, subject to the approval of the department of public health, take by eminent domain or acquire by purchase, gift or otherwise, three parcels of land bounded and described as follows: —

PARCEL A.

Beginning at a point on the westerly sideline of the New York, New Haven and Hartford Railroad at the southwesterly corner of land now or formerly of the Heald Homes Trust; thence North 34 degrees, 40 minutes 27 seconds East by said westerly sideline of Railroad a distance of 684.91 feet to a point; thence North 70 degrees 17 minutes 20 seconds West a distance of 236.19 feet to a point on the easterly sideline of a right of way; thence South 60 degrees 38 minutes 15 seconds West a distance of 22.08 feet to a point on the westerly sideline of said right of way; thence South 17 degrees 50 minutes 15 seconds West a distance

of 236.34 feet along the westerly sideline of said right of way to an angle point in said right of way; thence South 53 degrees 57 minutes 15 seconds West a distance of 220.50 feet along said right of way to a point on the westerly sideline; thence South 20 degrees 18 minutes 12 seconds East a distance of 295.75 feet to the point of beginning.

PARCEL B.

Beginning at a point in the easterly sideline of the New York, New Haven and Hartford Railroad at the southwesterly corner of land now or formerly owned by the Commonwealth of Massachusetts, Department of Mental Health, Medfield State Hospital, at the northwesterly corner of land now or formerly belonging to H. G. Byng; thence South 34 degrees 40 minutes 27 seconds West by said easterly sideline of Railroad a distance of 170 feet to a point; thence South 59 degrees 31 minutes 53 seconds East a distance of 309.90 feet to a point; thence North 44 degrees 17 minutes 16 seconds East a distance of 417.20 feet to a point; thence North 65 degrees 26 minutes 39 seconds West a distance of 98.07 feet to a point; thence South 11 degrees 55 minutes 13 seconds West a distance of 90.59 feet to a point; thence North 83 degrees 37 minutes 00 seconds West, a distance of 357.38 feet to the point of beginning.

PARCEL C.

Beginning at a point on the southerly property line of land now or formerly of the Commonwealth of Massachusetts, Department of Mental Health, Medfield State Hospital, said point being 140 feet westerly along said property line from a stake at an angle point; thence North 88 degrees 55 minutes 12 seconds West a distance of 576.00 feet to a point; thence South 11 degrees 55 minutes 13 seconds West a distance of 143.41 feet to a point; thence South 65 degrees 26 minutes 39 seconds East a distance of 98.07 feet along a common line with Parcel B to a point; thence South 85 degrees 32 minutes 45 seconds East a distance of 220.00 feet to a point; thence North 57 degrees 53 minutes 57 seconds East a distance of 352.00 feet to the point of beginning.

Said Parcel A contains an Area of 1.395 Acres; said Parcel B contains an Area of 2.055 Acres; said Parcel C contains an Area of 1.922 Acres; all as shown on plan of land entitled "Plan of Land — Medfield, Mass., Scale 1 in. equals 60 feet, dated August 20, 1965, made by L. W. DeCelle Surveyors Inc., Registered Land Surveyors" on file in the department of mental health. *Approved August 29, 1966.*

Chap. 576. AN ACT DIRECTING THE METROPOLITAN DISTRICT COMMISSION TO PLACE SANDFILL AND STONE MOUNDS ALONG THE SHORES OF LYNN-NAHANT BEACH AND AUTHORIZING SAID COMMISSION TO BORROW MONEY FOR SAID PURPOSE.

Be it enacted, etc., as follows:

SECTION 1. The metropolitan district commission is hereby authorized and directed to place sandfill and stone mounds along the shores of Lynn-Nahant beach.

SECTION 2. To meet the expenditure necessary in carrying out the provisions of this act, the state treasurer shall, upon request of the gov-

ernor, issue and sell at public or private sale bonds of the commonwealth, registered or with interest coupons attached, as he may deem best, to an amount to be specified by the governor from time to time, but not exceeding, in the aggregate, the sum of three hundred thousand dollars. All bonds issued by the commonwealth, as aforesaid, shall be designated on their face, Lynn-Nahant Beach Erosion Control Project Loan, Act of 1966, and shall be on the serial payment plan for such maximum term of years, not exceeding thirty years, as the governor may recommend to the general court pursuant to Section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth, the maturities thereof to be so arranged that the amounts payable in the several years of the period of amortization other than the final year shall be as nearly equal as in the opinion of the state treasurer it is practicable to make them. Said bonds shall bear interest semiannually at such rate as the state treasurer, with the approval of the governor, shall fix. The initial maturities of such bonds shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, two thousand. All interest payments and payments on account of principal on such obligations shall be paid from the metropolitan district park funds, to be assessed by methods fixed by law.

SECTION 3. Said commission is hereby authorized to accept and spend any federal funds which may be available for the purposes of this act, and may do such acts and enter into such contracts as may be necessary or desirable to obtain such funds. *Approved August 29, 1966.*

Chap. 577. AN ACT AUTHORIZING THE WATER RESOURCES COMMISSION TO ESTABLISH ENCROACHMENT LINES IN THE DRAINAGE AREA OF THE SHAWSHEEN RIVER.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 435 of the acts of 1963 is hereby amended by inserting after the word "Sudbury", in line 5, the word: —, Shawsheen.

SECTION 2. Section 4 of said chapter 435 is hereby amended by striking out, in line 2, the word "either" and inserting in place thereof the word: — any. *Approved August 29, 1966.*

Chap. 578. AN ACT REDUCING THE TIME BEFORE COMPENSATION SHALL BEGIN TO BE PAID UNDER THE WORKMEN'S COMPENSATION ACT.

Be it enacted, etc., as follows:

Section 29 of chapter 152 of the General Laws is hereby amended by striking out the first two sentences, as appearing in chapter 471 of the acts of 1949, and inserting in place thereof the following sentences: — No compensation shall be paid for any injury which does not incapacitate the employee from earning full wages for a period of at least five days. If incapacity extends for a period of six days or more, compensation shall be paid from the date of injury; provided that, except under section thirty-five, no compensation shall be paid for any period for which any wages were earned. *Approved August 29, 1966.*

Chap. 579. AN ACT ENLARGING THE EXISTING HISTORIC DISTRICTS AND ESTABLISHING AN ADDITIONAL HISTORIC DISTRICT IN THE TOWN OF LEXINGTON.

Be it enacted, etc., as follows:

SECTION 1. Chapter 447 of the acts of 1956 is hereby amended by striking out section 2 and inserting in place thereof the following section: —

Section 2. Creation of Districts. — There are hereby established in the town of Lexington four historic districts to be known as (1) Battle Green District, (2) Hancock-Clarke District, (3) Munroe Tavern District, and (4) East Village District, bounded as follows:

Battle Green District: Beginning at the intersection of the northerly line of Hancock Avenue with the easterly line of the railroad right of way; thence southerly and then southeasterly along the easterly and northeasterly line of the railroad right of way to a point in said northeasterly line of the railroad right of way distant two hundred feet southeasterly from the easterly line of Hancock Street; thence northerly along a line distant two hundred feet easterly from and parallel to said easterly line of Hancock Street to the northeasterly lot line of the property now numbered 6 Meriam Street; thence southeasterly along said northeasterly lot line to the northwesterly line of Meriam Street; thence southeasterly in a straight line across Meriam Street to the intersection of the southeasterly line of Meriam Street with the southwesterly line of Oakland Street; thence southeasterly along said southwesterly line of Oakland Street to the westerly lot line of the property now numbered eleven Oakland Street; thence southerly along said westerly lot line and said westerly lot line extended to a point on the northerly line of the railroad right of way; thence easterly along said northerly line of the railroad right of way to the northwesterly line of Woburn Street; thence southwesterly along said northwesterly line of Woburn Street to the easterly line of Fletcher Avenue; thence southwesterly in a straight line across Woburn Street and Massachusetts Avenue to the intersection of the southerly line of Massachusetts Avenue with the westerly line of Winthrop Road; thence southerly and then southwesterly along said westerly and the northwesterly line of Winthrop Road to a point distant two hundred fifty feet southerly from the southerly line of Massachusetts Avenue; thence westerly along a line distant two hundred fifty feet southerly from and parallel to the southerly line of Massachusetts Avenue to a point distant two hundred feet easterly from the easterly line of Waltham Street; thence southerly along a line distant two hundred feet easterly from and parallel to said easterly line of Waltham Street to the northerly lot line of the property now numbered eighty-two Waltham Street; thence westerly along said northerly lot line to the easterly line of Waltham Street; thence westerly in a straight line to the intersection of the northerly lot line of the property now numbered twenty-two Muzzey Street with the easterly line of Muzzey Street; thence westerly in a straight line across Muzzey Street to the intersection of the westerly line of Muzzey Street with the northerly line of Raymond Street; thence westerly along said northerly line of Raymond Street to the easterly line of Clarke Street; thence northerly along said easterly line of Clarke Street to a point distant three hundred feet southerly from the southerly line of Massachusetts

Avenue; thence northwesterly and then westerly along a line distant three hundred feet southwesterly and southerly from and parallel to the southwesterly and southerly line of Massachusetts Avenue to the westerly line of Forest Street; thence northerly along said westerly line of Forest Street to a point two hundred feet southerly from the southerly line of Massachusetts Avenue; thence westerly along a line distant two hundred feet southerly from and parallel to the southerly line of Massachusetts Avenue to the southwesterly line of Parker Street; thence southwesterly by a straight line to the intersection of the westerly line of Worthen Road with the southerly line of Lincoln Street; thence westerly and then southwesterly along said southerly and the southeasterly line of Lincoln Street to a point distant four hundred and fifty feet westerly from the westerly line of Worthen Road; thence northwesterly across Lincoln Street to the intersection of the northwesterly line of Lincoln Street with the northeasterly line of Hastings Road; thence northwesterly along said northeasterly line of Hastings Road to the southeasterly line of Massachusetts Avenue; thence northwesterly in a straight line across Massachusetts Avenue to the intersection of the northwesterly line of Massachusetts Avenue with the northeasterly line of Hastings Road; thence northwesterly along said northeasterly line of Hastings Road to a point distant two hundred feet northwesterly from said northwesterly line of Massachusetts Avenue; thence northeasterly along a line distant two hundred feet northwesterly from and parallel to the northwesterly line of Massachusetts Avenue to the westerly line of Worthen Road; thence northerly and then northeasterly along said southwesterly, westerly and the northwesterly line of Worthen Road to the southwesterly line of Bedford Street; thence northeasterly in a straight line across Bedford Street to the intersection of the northeasterly line of Bedford Street with the southeasterly line of Camellia Place; thence northeasterly along said southeasterly line of Camellia Place to the southwesterly line of the railroad right of way; thence northeasterly in a straight line across said railroad right of way to the point of beginning.

Hancock-Clarke District: Beginning at the intersection of the northerly line of Hancock Avenue with the easterly line of the railroad right of way; thence southerly and then southeasterly along the easterly and northeasterly line of the railroad right of way to a point in said northeasterly line of the railroad right of way distant two hundred feet southeasterly from the easterly line of Hancock Street; thence northerly along a line distant two hundred feet easterly from and parallel to said easterly line of Hancock Street to the southerly lot line of the property now numbered forty-five Hancock Street; thence westerly along said southerly lot line to the easterly line of Hancock Street; thence northwesterly in a straight line across Hancock Street to the intersection of the westerly line of Hancock Street with the southerly lot line of the property now numbered forty-six Hancock Street; thence westerly along said southerly lot line four hundred and twenty-nine feet to a point; thence southwesterly in a straight line to a point in the easterly line of the railroad right of way two hundred and forty-eight feet distant northerly from the northerly line of Hancock Avenue; thence southerly along said easterly line of the railroad right of way to the point of beginning.

Munroe Tavern District: Beginning at the intersection of the southerly

line of the railroad right of way with the northwesterly line of Woburn Street; thence southwesterly along said northwesterly line of Woburn Street to the easterly line of Fletcher Avenue; thence southwesterly in a straight line across Woburn Street and Massachusetts Avenue to the intersection of the southerly line of Massachusetts Avenue with the westerly line of Winthrop Road; thence southerly and then southwesterly along said westerly and the northwesterly line of Winthrop Road to a point distant two hundred feet southerly from the southerly line of Massachusetts Avenue; thence easterly and then southeasterly along a line distant two hundred feet southerly and southwesterly from and parallel to the southerly and southwesterly line of Massachusetts Avenue to the northwesterly line of Percy Road; thence southerly by a straight line across Percy Road to a point in the southeasterly line of Percy Road distant two hundred feet southwesterly from the intersection of said southeasterly line of Percy Road with the westerly line of Tavern Lane; thence southerly and then southeasterly along a line distant two hundred feet westerly and southwesterly from and parallel to the westerly and southwesterly line of Tavern Lane and said southwesterly line extended to the southeasterly line of Eliot Road; thence easterly and then southeasterly along the southerly and southwesterly line of Eliot Road to the southeasterly line of Pelham Road; thence northeasterly along said southeasterly line of Pelham Road to a point distant two hundred feet southwesterly from the southwesterly line of Massachusetts Avenue; thence southeasterly along a line distant two hundred feet southwesterly from and parallel to the southwesterly line of Massachusetts Avenue to the northerly line of Marrett Road; thence easterly along said northerly line of Marrett Road to the southwesterly line of Massachusetts Avenue; thence northerly in a straight line across Massachusetts Avenue to the intersection of the northeasterly line of Massachusetts Avenue with the northwesterly lot line of the property now numbered eleven hundred and fifty-five Massachusetts Avenue; thence northeasterly along said northwesterly lot line to a point two hundred feet distant northeasterly from said northeasterly line of Massachusetts Avenue; thence northwesterly along a line distant two hundred feet northeasterly from and parallel to the northeasterly line of Massachusetts Avenue to the southeasterly lot line of the Muzzey Junior High School Property; thence northeasterly along said southeasterly lot line to the southwesterly lot line of the Munroe Cemetery property; thence northwesterly along said southwesterly lot line to the intersection of said southwesterly lot line with the northwesterly lot line of the Munroe Cemetery property; thence northeasterly along said northwesterly lot line to the southerly line of the railroad right of way; thence westerly along said southerly line of the railroad right of way to the point of beginning.

East Village District: Beginning at the intersection of the northeasterly line of Massachusetts Avenue with the northwesterly lot line of the property now numbered eleven hundred and fifty-five Massachusetts Avenue; thence northeasterly along said northwesterly lot line to a point two hundred feet distant northeasterly from said northeasterly line of Massachusetts Avenue; thence southeasterly along a line distant two hundred feet northeasterly from and parallel to the northeasterly line of Massachusetts Avenue to a point distant two hundred feet northwesterly from the northwesterly line of Maple Street; thence

northeasterly along a line distant two hundred feet northwesterly from and parallel to said northwesterly line of Maple Street to the southwesterly line of the railroad right of way; thence southeasterly along said southwesterly line of the railroad right of way to a point distant two hundred feet southeasterly from the southeasterly line of Maple Street; thence southwesterly along a line distant two hundred feet southeasterly from and parallel to said southeasterly line of Maple Street to a point distant two hundred feet northerly from the northeasterly line of Massachusetts Avenue; thence southeasterly and then northeasterly and easterly along a line distant two hundred feet northeasterly, northwesterly and northerly from the northeasterly, northwesterly and northerly line of Massachusetts Avenue to the westerly lot line of the property now numbered four hundred and twenty-one Massachusetts Avenue; thence southerly along said westerly lot line and said westerly lot line extended to a point distant two hundred feet southerly from the southerly line of Massachusetts Avenue; thence westerly and then southwesterly and northwesterly along a line distant two hundred feet southerly, southeasterly and southwesterly from and parallel to the southerly, southeasterly and southwesterly line of Massachusetts Avenue to the northerly line of Marrett Road; thence easterly along said northerly line of Marrett Road to the southwesterly line of Massachusetts Avenue; thence northerly in a straight line across Massachusetts Avenue to the point of beginning.

Wherever only part of any building or structure is within an historic district according to the boundary lines as heretofore defined in this section, there shall be included within the historic district the entire land area occupied, or to be occupied, by all of said building or structure so that the whole building or structure shall be considered to be within the historic district for the purposes of this act.

SECTION 2. In the case of any sign or billboard erected or displayed on the effective date of this act within an historic district established by this act or within any territory added by this act to an existing historic district there shall be allowed a period of five years subsequent to said effective date in which to obtain the certificate of appropriateness required by paragraph (*d*) of section five of chapter four hundred and forty-seven of the acts of nineteen hundred and fifty-six.

SECTION 3. The provisions of this act shall not be construed to prevent the erection, construction, reconstruction, restoration, alteration, or demolition of any exterior architectural feature, under a permit issued by the building inspector prior to the effective date of this act, within an historic district established by this act or within any territory added by this act to an existing historic district.

Approved August 29, 1966.

Chap. 580. AN ACT AUTHORIZING THE FOUNDATION OF OUR LADY OF HOLY CROSS, INCORPORATED, TO HOLD ADDITIONAL REAL AND PERSONAL ESTATE.

Be it enacted, etc., as follows:

The Foundation of Our Lady of Holy Cross, Incorporated, a corporation organized under chapter one hundred and eighty of the General Laws, is hereby authorized to hold real and personal estate to an amount

not exceeding fifteen million dollars, to be used for the purposes of said corporation as set forth in its charter or certificate of organization or in any amendment thereof. *Approved August 29, 1966.*

Chap. 581. AN ACT DIRECTING THE WATER RESOURCES COMMISSION TO MAKE CERTAIN FLOOD CONTROL IMPROVEMENTS FOR THE PROTECTION OF THE TOWNS OF AVON, BRAINTREE, HOLBROOK AND RANDOLPH.

Be it enacted, etc., as follows:

SECTION 1. The water resources commission is hereby authorized and directed to construct a three thousand linear foot drainage ditch across the south end of Bear Swamp in the town of Randolph in order to divert the waters of said swamp for the alleviation of flood water flow from said swamp. For the construction of said ditch said commission may take by eminent domain or otherwise acquire a fifty foot strip of land in said town, bounded and described as follows: — Beginning at the juncture of an existing brook, which flows to a thirty-six inch culvert under Mazzed Drive, and the westerly property line of Carl A. Moeller, about 50 feet south of Mazzed Drive; thence proceeding on land now of F. Jablonski on a centerline bearing of South 56° 15′ west for about 230 feet; thence for about 300 feet on a bearing of South 28° 45′ west; thence about 875 feet on a bearing of South 55° 30′ East; thence about 140 feet on a bearing of North 84° 00′ East; thence about 82 feet on a bearing of South 57° 15′ East; thence about 155 feet on a bearing of South 50° 30′ West; thence about 195 feet on a bearing of South 24° 15′ East; and thence about 92 feet on a bearing of South 57° 00′ East.

Said department shall also clean Norroway Brook in said town, enlarge two culverts, one at Grove street and one at Oak street, to forty-two inches and forty-eight inches, respectively, and raise the grade of said Oak street.

SECTION 2. Said commission is hereby further authorized and directed to construct an eight hundred and fifty foot long low head earth dam with a spillway elevation of one hundred and twenty-eight in the town of Braintree on the Upper Blue Hill river immediately above the crossing of said river by Pond street for the diversion of the flood runoff of said river, said dam raising the level of the water in the Blue Hill river to elevation one hundred and twenty-seven at which it will flow by gravity through a forty-two inch culvert into Great Pond.

(The foregoing was laid before the governor on the twenty-third day of August, 1966, and after five days it had "the force of a law", as prescribed by the constitution, as it was not returned by him with his objections thereto within that time.)

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, September 1, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion

the immediate preservation of the public convenience requires that the law being Chapter 581 of the Acts of 1966, entitled "An Act directing the Water Resources Commission to make certain Flood Control Improvements for the Protection of the Towns of Avon, Braintree, Holbrook and Randolph.", should take effect forthwith.

Postponement of the operation of this act would defeat the purpose of the bill which is to provide, as soon as possible, for flood control improvements and improved water supplies in the communities named in the bill.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, September 1, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at five o'clock and fifteen minutes, P.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter five hundred and eighty-one of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 582. AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF ESSEX COUNTY TO PAY CERTAIN UNPAID BILLS.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any general or special law to the contrary, the county commissioners of the county of Essex are hereby authorized to pay from any available funds in the county treasury the following unpaid bills incurred eighteen months or more prior to the passage of chapter five hundred and twenty-nine of the acts of nineteen hundred and sixty-four: — to the law firm of Karelitz, Cohen and Brisson, a partnership, the sum of eleven hundred dollars, and to Harry L. Kozol, M.D., the sum of nine hundred and seventy-five dollars.

SECTION 2. This act shall take effect upon its passage.

Approved August 31, 1966.

Chap. 583. AN ACT EXEMPTING CERTAIN PHYSICIANS AND NURSES FROM CIVIL LIABILITY IN CARRYING OUT PUBLIC HEALTH PROGRAMS.

Be it enacted, etc., as follows:

Chapter 76 of the General Laws is hereby amended by inserting after section 15 the following section: —

Section 15A. No physician or nurse administering immunization or other protective programs in schools under public health programs shall be liable in a civil suit for damages as a result of any act or omission on his part in carrying out his duties. *Approved August 31, 1966.*

Chap. 584. AN ACT INCREASING THE PAYMENTS UNDER THE WORKMEN'S COMPENSATION ACT FOR SPECIFIC INJURIES.

Be it enacted, etc., as follows:

Section 36 of chapter 152 of the General Laws, as appearing in section 1 of chapter 471 of the acts of 1962, is hereby amended by striking out the words in lines 1 to 3, inclusive, and inserting in place thereof the following: — In case of the following specified injuries, the sum of twenty-five dollars a week shall be paid, in addition to all other compensation, for the following periods: —. *Approved August 31, 1966.*

Chap. 585. AN ACT EXEMPTING ABSOLUTE ALCOHOL SOLD FOR SCIENTIFIC AND CERTAIN OTHER PURPOSES FROM TAXATION REGARDLESS OF SIZE OF CONTAINER IN WHICH IT IS SOLD.

Be it enacted, etc., as follows:

Section 21 of chapter 138 of the General Laws is hereby amended by striking out the sentence contained in lines 84 to 89, inclusive, as appearing in chapter 402 of the acts of 1954, and inserting in place thereof the following sentence: — Alcohol for the purposes of this section shall not include alcohol sold for scientific, chemical, mechanical, manufacturing, industrial, culinary, pharmaceutical or medical purposes in containers greater in capacity than one wine gallon, and shall not include absolute alcohol, so called, sold for such purposes in any containers.

Approved August 31, 1966.

Chap. 586. AN ACT AUTHORIZING THE CHIEF JUSTICE OF THE DISTRICT COURTS TO APPOINT TEMPORARY ASSISTANT CLERKS AND COURT OFFICERS IN SIX MAN JURY TRIALS.

Be it enacted, etc., as follows:

SECTION 1. The fifth paragraph of section 1 of chapter 656 of the acts of 1964 is hereby amended by inserting after the fifth sentence the following sentence: — He shall also arrange for the appointment of a temporary assistant clerk and one temporary court officer, each of whom shall serve for the duration of the session.

SECTION 2. The fifth paragraph of section 1 of chapter 658 of the acts of 1964, as appearing in chapter 493 of the acts of 1965, is hereby amended by inserting after the fourth sentence the following sentence: — He shall also arrange for the appointment of a temporary assistant clerk and one temporary court officer, each of whom shall serve for the duration of the session.

SECTION 3. The fifth paragraph of section 1 of chapter 659 of the acts of 1964 is hereby amended by inserting after the fifth sentence the following sentence: — He shall also arrange for the appointment of a temporary assistant clerk and one temporary court officer, each of whom shall serve for the duration of the session.

SECTION 4. The fifth paragraph of section 1 of chapter 660 of the acts of 1964 is hereby amended by inserting after the fifth sentence the following sentence: — He shall also arrange for the appointment of a

temporary assistant clerk and one temporary court officer, each of whom shall serve for the duration of the session.

SECTION 5. The fifth paragraph of section 1 of chapter 661 of the acts of 1964 is hereby amended by inserting after the fifth sentence the following sentence: — He shall also arrange for the appointment of a temporary assistant clerk and one temporary court officer, each of whom shall serve for the duration of the session.

SECTION 6. Notwithstanding any contrary provision of chapter thirty-five of the General Laws, the county commissioners of Norfolk, Bristol, Berkshire, Plymouth and Essex counties, respectively, may, on and after January first, nineteen hundred and sixty-six, expend from any available funds such sums as may be necessary to pay the salaries of the temporary assistant clerks and court officers appointed by the chief justice of the district courts, as authorized by this act.

Approved August 31, 1966.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, August 31, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience requires that the law being Chapter 586 of the Acts of 1966, entitled "An Act Authorizing the Chief Justice of the District Courts to appoint Temporary Assistant Clerks and Court Officers in Six Man Jury Trials." and the enactment of which received my approval on August 31, 1966, should take effect forthwith.

Postponement of the effective date of this Act would defeat its purpose which is to avoid the suspension of court sessions with the resultant inability of defendants to obtain speedy trials to which they are entitled.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, September 1, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at ten o'clock and fifteen minutes, A.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter five hundred and eighty-six of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 587. AN ACT REQUIRING THE DISCLOSURE OF FINANCE CHARGES IN CONNECTION WITH EXTENSIONS OF CREDIT.

Be it enacted, etc., as follows:

SECTION 1. The General Laws are hereby amended by inserting after chapter 140 the following chapter: —

CHAPTER 140A.

REGULATION OF CERTAIN CREDIT TRANSACTIONS.

Section 1. In this chapter, unless the context otherwise requires, the following words shall have the following meanings: —

(1) "Annual finance charge formula", the method for converting a dollar finance charge into a percentage rate. The formula assumes that (*a*) all scheduled instalments of a credit transaction are equal, payable at equal intervals, and fall on due dates which are the same day of each month or other payment period as that on which the agreement is entered into and (*b*) the debtor makes all payments at the times and in the amounts scheduled. Based upon these assumptions, the "annual finance charge formula" is:

$$R = \frac{2\,PC}{A\,(N + 1)}$$

R equals the percentage rate. P equals the number of payment periods in one year (always twelve if monthly payments, four if quarterly payments, and fifty-two if weekly payments). C equals the finance charge. A equals the principal balance to be paid by the debtor. N equals the number of instalments. Except as otherwise provided, a variance tolerance of one per cent per annum in the percentage rate is hereby authorized in computations under this formula.

(2) "Base amount", the amount in a credit transaction in dollars of which the debtor will have the actual use, or which will be or is paid to the debtor or to another person on behalf of the debtor or from which additional costs, charges and fees are computed.

(3) "Closed end credit", a credit for a specified amount which amount (*a*) constitutes a combination of the base amount, permitted charges which are charged to the debtor and the precomputed finance charge and (*b*) is payable in instalments. The term does not include home mortgage or other credits in which the finance charge is not precomputed and stated as a dollar amount but is determined by the periodic application of a rate of finance charge to outstanding balances of the credit.

(4) "Commissioner", the commissioner of banks.

(5) "Credit transaction", an extension of credit or a loan evidenced by an agreement, promissory note or other instrument, whether secured or not, under the terms of which a debtor undertakes or agrees to pay the debt at a stated time or over a period of time and for which the debtor pays or agrees to pay a finance, carrying or other charge.

(6) "Creditor", the person who extends credit in a credit transaction either as principal or as agent and who requires, as an incident to the extension of credit, the payment of a finance charge.

(7) "Debtor", a person to whom or on behalf of whom credit is primarily granted or who is primarily obligated to pay debt.

(8) "Finance charge", a charge made by a creditor, other than permitted charges, paid or payable directly or indirectly by the debtor to or for the account of the creditor and incurred solely because the transaction is a credit transaction and includes

(*a*) all charges which are not permitted charges and which are designed primarily to increase the gross yield to a creditor in a credit transaction;

(*b*) charges for investigating the credit or collateral and for commissions or brokerage for obtaining the credit paid or payable by the debtor irrespective of the person to whom they are paid or payable; and

(*c*) charges for the cost of a credit transaction including interest, discount, add-on or however such charges may be designated.

(9) "Official fees", the fees and charges prescribed by law for registering or for filing, recording, or otherwise perfecting or releasing or satisfying a security interest in property related to a credit transaction which will actually be paid to public officials.

(10) "Organization", a corporation, business trust, estate, trust, partnership or association or any other legal entity but not a natural person.

(11) "Per cent per annum rate disclosure", the disclosure required or made under clause (*g*) of subsection one of section five, and under other provisions of this chapter.

(12) "Permitted charges", charges for services, expenses or the like related to a credit transaction, not in excess of amounts permitted by applicable law, if any, which are requested, agreed to or approved by the debtor (*a*) for official fees or taxes; (*b*) for insurance; (*c*) for delinquency or collection or which otherwise arise by reason of action or default of the debtor; (*d*) in home mortgage credits, customary brokers' fees and reasonable charges incurred for appraisal of the property, examination of title and the marketability of security, drafting of security instruments or documents and other customary closing costs; or (*e*) which are of value to the debtor separate and apart from the granting of credit, are reasonable in relation to benefits to the debtor and constitute a type of charge or actual charges which have been filed with the commissioner and as to which the commissioner has failed to notify the creditor in writing of objection within sixty days after the filing. If paid, incurred, or financed by the creditor and not otherwise charged to or paid by the debtor, permitted charges may be added to or included in the principal of the debt.

(13) "Principal balance", the sum of the base amount and permitted charges, if any, charged to the debtor.

(14) "Revolving credit", credit granted pursuant to an agreement related to a loan of money in which the debtor incurs from time to time debt which may be payable in instalments and in which the debts are debited to a running account.

(15) "Total loan balance", the sum of the base amount, permitted charges charged to the debtor, if any, and the finance charge.

Section 2. Except as otherwise provided in section three, this chapter applies to any credit transaction in which

(1) the debt incurred or to be incurred arises from a loan of money or the rewriting or refinancing of a loan or loans;

(2) a finance charge is or may be payable;

(3) the principal balance of the debt at the inception of the transaction is twenty-five thousand dollars or less;

(4) the creditor is in the business or makes a practice of extending credit; and

(5) the debtor is a natural person and not an organization.

Section 3. Notwithstanding the provisions of section two, the provisions of this chapter shall not apply to credit transactions with respect to which the debt

(1) arises out of a retail instalment sale of a motor vehicle which is subject to the provisions of chapter two hundred and fifty-five B;

(2) arises out of a transaction which is subject to the provisions of chapter two hundred and fifty-five D; or

(3) is secured by collateral consisting of accounts receivable, business equipment or inventory and the value of the collateral is equal to a substantial part of the amount of the debt secured.

Section 4. Unless the context otherwise requires, information required to be given to the debtor shall be in writing. In a loan transaction in which there is more than one debtor, the obligation of the creditor to furnish information to the debtor shall be satisfied if the information is supplied to only one of the debtors. The creditor may give the debtor the information required by this chapter in a sequence other than that stated. If information to be given under section five is not available to the creditor at the time of the consummation of the transaction, the creditor shall give to the debtor

(1) prior to or as part of the consummation of the transaction, the information that is available and a reasonable estimate of the per cent per annum rate disclosure and either (*a*) a reasonable estimate of the dollar amount of the finance charge or (*b*) a simple statement of the method by which the amount of the finance charge will be calculated and a reasonable estimate of the amount of the finance charge produced by that method on typical principal balances; and

(2) on or before the due date of the first instalment, all of such information.

Section 5. (1) In a closed end credit transaction in which a loan is made or is to be made, the creditor shall furnish to the debtor prior to or as a part of the consummation of the transaction, a clear statement in writing setting forth, to the extent applicable and in accordance with such additional rules and regulations as may be prescribed by the commissioner, the following information

(*a*) the base amount;

(*b*) the aggregate charge to the debtor for insurance with a description of the type or types of coverage in simple terms;

(*c*) the amount of official fees;

(*d*) the amount of other permitted charges, if any, added to or included in the principal of the debt with an itemization of each;

(*e*) the principal balance owed which is the sum of items (*a*), (*b*), (*c*) and (*d*);

(*f*) the total finance charge;

(*g*) the percentage that the finance charge bears to the principal balance, computed in accordance with the annual finance charge formula or a formula approved by the commissioner upon application of a creditor;

(*h*) the total loan balance owed by the debtor to the creditor which is the sum of items (*e*) and (*f*), the number and amount of weekly, monthly or other instalment payments and the time of each payment, in which information the amount and times of instalment payments need not be separately stated if amounts of and time between payments are substantially equal and the amount of the scheduled final instalment payment may be stated as the remaining unpaid balance.

(2) The printed material explaining the per cent per annum rate disclosure required to be given to the debtor by the provisions of clause (*g*) shall be printed in twelve point boldface type.

(3) In a closed end credit transaction in which the due date of all or part of one or more instalments is deferred or extended or in which the unpaid instalments are restated or rescheduled to reduce or rearrange the instalment payments, the creditor shall give the debtor the following information at or before the time the extension or deferment is made.

(*a*) the amount of the deferment or extension charge, if any;

(*b*) a description of the additional permitted charges, if any, incident thereto and an itemization of such charges; and

(*c*) the revised instalment payment dates, if any, and the revised amount, if any, of each instalment.

Section 6. (1) In any revolving credit transaction in which a loan is made or is to be made, if during a billing cycle debt is incurred, payment is made by the debtor, or liability to pay a finance or other charge is incurred, the creditor shall furnish to the debtor within a reasonable time after the end of the billing cycle and in accordance with such additional rules and regulations as may be prescribed by the commissioner, the following information

(*a*) the outstanding balance at the beginning of the billing cycle;

(*b*) entries during the billing cycle, exclusive of finance charge or other charges;

(*c*) a brief description of the transactions giving rise to accounting entries in a statement or in accompanying sales slips, cancelled checks or the like;

(*d*) the amount of finance charge and other charges debited during the billing cycle;

(*e*) the outstanding balance at the end of the billing cycle; and

(*f*) the amount which must currently be paid by the debtor and when the amount must be paid in order to avoid delinquency.

(2) In a revolving credit transaction involving a loan of money under this chapter, there shall appear in twelve point boldface type on the agreement and every statement of account a recitation of the simple interest per annum rate that approximates most closely any finance charge rate or rates imposed. Such percentage rate shall be computed either by multiplying the periodic rate of charge by the number of payment periods in a year or by a formula approved by the commissioner upon application by a creditor. In the case of any agreement in existence on the effective date of this act the per cent per annum rate disclosure required as to agreements by this subsection may be made in a separate notice mailed or delivered to the debtor.

Section 7. If a credit transaction subject to this chapter is neither a closed end nor a revolving credit transaction, the creditor shall furnish to the debtor prior to or as a part of the consummation of the transaction a disclosure of the finance charge rate in terms of a simple annual interest

rate. If the creditor states or calculates the finance charge by a method other than a simple annual interest rate, the simple annual interest rate shall be computed either in accordance with the annual finance charge formula, or by multiplying the periodic rate of charge by the number of payment periods in a year, or by a formula approved by the commissioner upon application by a creditor.

Section 8. No creditor shall in any advertisement, publication, display, broadcast, solicitation or representation, make any false, misleading or deceptive statement concerning any finance, delinquency, or extension charge, or rate, or the security interest, collateral, terms, or conditions upon which it will make any credit agreement or finance the same. Any advertisement, publication, display, solicitation or representation containing a statement of a rate or rates of a finance charge, with respect to transactions subject to section seven as well as closed end and revolving credits, shall be expressed in terms of a simple annual interest rate. The simple annual interest rate shall be computed (*a*) in the case of a closed end credit, in accordance with the annual finance charge formula; (*b*) in the case of a revolving credit, by multiplying the periodic rate of charge by the number of payment periods in a year; or (*c*) in either case, by a formula approved by the commissioner upon application by a creditor.

Section 9. The commissioner may prescribe from time to time such rules and regulations as may be necessary or proper in carrying out the provisions of this chapter, and may provide that any violations thereof shall be punished by such fines, not to exceed five hundred dollars, as he may determine. In prescribing rules and regulations with respect to any particular type of credit transaction, the commissioner shall consider whether in such transactions compliance with the disclosure requirements of this chapter is being achieved under any other law.

Section 10. The failure of any creditor to disclose the information required by this chapter shall bar his recovery of any finance, delinquency, collection or refinancing charge, but shall not bar his right to recover from the debtor an amount equal to the unpaid principal balance or to realize upon the security and recover from the debtor an amount equal to the unpaid principal balance less the net proceeds of any disposition of such security.

The provisions of this section shall not apply to any violation which any creditor shall establish by a preponderance of the evidence to be the result of accident or bona fide error in (*a*) any mathematical computation, (*b*) the layout or format, size of type or order of clause contained in any credit agreement or (*c*) the failure to furnish to the debtor any statement required by this chapter.

Section 11. Whoever violates any provision of this chapter shall be punished by a fine of not more than five hundred dollars or by imprisonment for not more than six months or both.

SECTION 2. Section 1 of chapter 255C of the General Laws, as appearing in section 1 of chapter 727 of the acts of 1964, is hereby amended by adding the following definition: —

6. "Annual finance charge formula", the method for converting a dollar finance charge into a percentage rate. The formula assumes that (*a*) all scheduled instalments of a premium finance agreement are equal, payable at equal intervals, and fall on due dates which are the same day of each month or other payment period as that on which the agreement

is entered into and (*b*) the insured makes all payments at the times and in the amounts scheduled. Based upon these assumptions, the "annual finance charge formula" is:

$$R = \frac{2PC}{A(N+1)}$$

R equals the percentage rate. P equals the number of payment periods in one year exclusive of the down payment (always twelve if monthly payments, four if quarterly payments, and fifty-two if weekly payments). C equals the finance charge. A equals the principal balance to be paid by the insured. N equals the number of instalments. Except as otherwise provided, a variance tolerance of one per cent per annum in the percentage rate is hereby authorized in computations under this formula.

SECTION 3. Section 13 of said chapter 255C, as so appearing, is hereby amended by adding the following paragraph: —

Such agreement shall set forth the following information: —

(1) the total premiums;

(2) the amounts, if any, to be credited as down payment;

(3) the unpaid balance;

(4) the charge to the insured for credit life insurance, if any;

(5) the principal balance owed, which is the sum of items (3) and (4);

(6) the total finance charge;

(7) the percentage that the finance charge bears to the principal balance, computed in accordance with the annual finance charge formula or a formula approved by the commissioner upon application of a creditor (the information required by this item shall be printed in twelve point boldface type);

(8) the time balance owed by the insured, which is the sum of items (5) and (6), the number and amount of weekly, monthly or other instalment payments and the time of each payment, in which information the amount and times of instalment payments need not be separately stated if amounts and time between payments are substantially equal and the amount of the scheduled final instalment payment may be stated as the remaining unpaid balance;

(9) the time cost of the transaction which is the sum of items (2) and (8).

SECTION 4. Section 23 of chapter 255D of the General Laws, as appearing in section 1 of chapter 284 of the acts of 1966, is hereby amended by striking out the last sentence and inserting in place thereof the following sentence: — Any advertisement, publication, display, solicitation or representation containing a statement of a rate or rates of a finance charge shall be expressed in terms of simple annual interest computed (*a*) in the case of a retail instalment sale transaction subject to section nine, in accordance with the annual finance charge formula or (*b*) in the case of a revolving credit transaction subject to section twenty-seven, by multiplying the periodic rate of charge by the number of payment periods in a year.

SECTION 5. Section 27 of said chapter 255D, as so appearing, is hereby amended by adding the following paragraph: —

E. There shall appear in twelve point boldface type on the agreement and every statement of account a recitation of the simple interest per annum rate that approximates most closely any finance charge rate or

rates imposed. Such percentage rate shall be computed by multiplying the periodic rate of charge by the number of payment periods in a year. If the seller computes finance charges within a range as provided in subparagraph C of this section, the finance charge rate shall be imposed on the median amount within the selected range in computing the percentage rate.

SECTION 6. Section 14A of chapter 255B of the General Laws, inserted by section 1D of said chapter 284 of the acts of 1966, is hereby amended by striking out the last sentence and inserting in place thereof the following sentence: — Any advertisement, publication, display, solicitation or representation containing a statement of a rate or rates of a finance charge shall be expressed in terms of simple annual interest computed in accordance with the annual finance charge formula prescribed in section one.

SECTION 7. This act shall take effect on January first, nineteen hundred and sixty-seven. *Approved August 31, 1966.*

Chap. 588. AN ACT INCLUDING ADDITIONAL MUNICIPALITIES IN THE METROPOLITAN AREA PLANNING DISTRICT.

Be it enacted, etc., as follows:

Chapter 6 of the General Laws is hereby amended by striking out section 111, as most recently amended by section 1 of chapter 178 of the acts of 1965, and inserting in place thereof the following section: —

Section 111. There is hereby established a metropolitan area planning district, in this section and sections one hundred and twelve to one hundred and fifteen, inclusive, called the district, consisting of the following cities and towns: —

Arlington	Framingham	Nahant	Stoneham
Ashland	Gloucester	Natick	Stoughton
Bedford	Hamilton	Needham	Stow
Belmont	Hanover	Newton	Sudbury
Beverly	Hingham	Norfolk	Swampscott
Boston	Holbrook	North Reading	Topsfield
Braintree	Hull	Norwell	Wakefield
Brockton	Lexington	Norwood	Walpole
Brookline	Lincoln	Peabody	Waltham
Burlington	Lynn	Pembroke	Watertown
Cambridge	Lynnfield	Quincy	Wayland
Canton	Malden	Randolph	Wellesley
Chelsea	Manchester	Reading	Wenham
Cohasset	Marblehead	Revere	Weston
Concord	Marshfield	Rockland	Westwood
Danvers	Medfield	Salem	Weymouth
Dedham	Medford	Saugus	Wilmington
Dover	Melrose	Scituate	Winchester
Duxbury	Middleton	Sharon	Winthrop
Everett	Millis	Sherborn	Woburn
	Milton	Somerville	

and any other city which by vote of its city council and any other town which by vote of a town meeting applies to the council to be included in the district and whose application is approved by a majority vote of the council; provided that any such city or town is within an area which is being urbanized and which adjoins the metropolitan area planning district and has common or related urban planning problems.

Approved August 31, 1966.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, August 31, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience requires that the law being Chapter 588 of the Acts of 1966, entitled "An Act including Additional Municipalities in the Metropolitan Area Planning District." and the enactment of which received my approval on August 31, 1966, should take effect forthwith.

Postponement of the operation of this act would defeat its purpose inasmuch as membership in the Council is a prerequisite to receiving Federal funds for badly needed municipal facilities such as sewer and water facilities and upon space and recreation facilities.

Sincerely yours,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, August 31, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at twelve o'clock and thirty minutes, P.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter five hundred and eighty-eight of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 589. AN ACT ESTABLISHING THE COUNCIL ON THE ARTS AND HUMANITIES.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to establish forthwith a council on the arts and humanities in order to enable the citizens of the commonwealth to partake of facilities and opportunities to enjoy the arts and humanities of which they are now being deprived, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. Chapter 15 of the General Laws is hereby amended by inserting after section 39, under the caption COUNCIL ON THE ARTS AND HUMANITIES, the following six sections: —

Section 40. There shall be in the department, but not subject to its control, a council on the arts and humanities, in this and the following five sections referred to as the council, consisting of fifteen members to be appointed by the governor from among qualified private citizens of the commonwealth who have demonstrated scholarship or creativity in, or distinguished service to, the arts and humanities, and who shall be broadly representative of all fields of the performing arts, the fine arts, and the humanities. In making such appointments the governor shall give due consideration to recommendations made by representative civic, educational, and professional groups concerned with the arts and humanities and shall maintain a reasonable balance in the membership of the council between members who represent the performing arts, the fine arts, and the humanities. Other than the chairman no member of the council who completes a three year term shall be eligible for reappointment during a one year period following the expiration of his term. The governor shall designate a chairman and vice chairman from the members of the council to serve as such at the pleasure of the governor. The council shall, by majority vote, approve for each year a program and a budget, and the chairman shall be the chief executive officer of the council to carry out such programs within the budget. Upon the expiration of the term of any member his successor shall be appointed for a term of three years. Any vacancy shall be filled for the balance of the unexpired term. Said members shall serve without compensation, but shall be reimbursed for their actual and necessary expenses incurred in the performance of their duties.

Section 41. The council shall have an executive director with experience and a continuing interest in the arts and humanities, who shall be appointed by and serve at the pleasure of the chairman, and whose compensation shall be fixed by the chairman, all subject to the consent of a majority of the council. Subject to like consent of the council, the chairman may employ, remove and fix the compensation of such additional officers, experts and other employees as may be needed. The provisions of section nine A of chapter thirty and the provisions of chapter thirty-one shall not apply to the executive director or to such additional officers, experts and other employees. The chairman may, with the consent of a majority of the members of the council, from time

to time, appoint such advisory committees to the council as he shall deem advisable.

Section 42. The council shall stimulate and encourage throughout the commonwealth the practice, study and appreciation of the arts and humanities in the public interest. The council shall make such reviews or surveys as it deems advisable of the facilities, activities, and needs of public and private institutions and organizations within the commonwealth concerned with the arts and humanities, including but not limited to theatre, music, opera, dance, poetry, architecture, painting, sculpture and allied arts and crafts. It shall encourage and make recommendations concerning the development on the local level of institutions and organizations which further the practice, study and appreciation of the arts and humanities in the interests of the citizens of the commonwealth. It shall annually submit to the budget commissioner the estimates required by sections three and four of chapter twenty-nine, and shall file an annual report as required by sections thirty-two and thirty-three of chapter thirty.

Section 43. The council may hold public and private hearings, may enter into contracts with individuals, organizations and institutions for services furthering the objectives of the council's program; may enter into contracts with local or regional associations for cooperative endeavors furthering the council's program; may accept gifts, contributions and bequests of funds from individuals, foundations and from federal, state or other governmental bodies for the purpose of furthering the council's program; may make and sign any agreements and may do and perform any and all acts which may be necessary or desirable to carry out the purposes of sections forty-one to forty-four, inclusive. The council may request from any department, division, board, bureau, commission or agency of the commonwealth such assistance and data as will enable it properly to carry out its powers and duties.

Section 44. This section and sections forty-one to forty-three, inclusive, shall constitute the plan of the commonwealth as required by the National Foundation on the Arts and Humanities Act of 1965, (Public Law 89-209). The council shall be the sole agency of the commonwealth for the administration of said Act. The state treasurer shall be custodian of funds received by the commonwealth under section 5 (*h*) of said Act, and said funds shall be expended solely by the council, without special appropriation, on projects and productions approved by it which carry out one or more of the objectives of section 5½ (*c*) of said Act.

Section 45. Sections forty to forty-four, inclusive, shall not authorize any action by the council in contravention of the requirements of section 2 of Article XLVI of the Amendments to the Constitution.

SECTION 2. Of the members first appointed to the council on the arts and humanities under section forty of chapter fifteen of the General Laws, inserted by section one of this act, five shall be appointed for a term of one year, five for a term of two years and five for a term of three years. *Approved September 1, 1966.*

Chap. 590. AN ACT TO PROVIDE FOR A CAPITAL OUTLAY PROGRAM FOR THE COMMONWEALTH.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to provide funds immediately for a capital outlay program for the commonwealth, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. To provide for a program of construction, reconstruction, alteration and improvement of various state institutions and properties, and for the purchase of certain property, the sums set forth in section two of this act, for the several purposes and subject to the conditions specified in said section two, are hereby made available, subject to the provisions of law regulating the disbursement of public funds and the approval thereof.

SECTION 2.

Military Division.

Item		
8067-01	For certain repairs and renovations, Milford armory . .	$50,000
8067-02	For certain repairs and renovations, Clinton armory . .	40,000

Executive Office for Administration and Finance.

Central Services Division.

8067-03	For renovations to the heating system, state house . .	$175,000

Other Boards and Commissions serving under Governor and Council.

Soldiers' Home in Massachusetts.

8067-04	For certain improvements, X-ray facilities	$64,000
8067-05	For the installation of a new elevator, Williams house, and for the modernization of existing elevators, Quigley memorial hospital and main dormitory	210,000

Soldiers' Home in Holyoke.

8067-06	For the construction of an addition to the hospital building, including space for female patients, outpatient facilities and the storage of supplies, including the cost of furnishings and equipment, to be in addition to the amount appropriated in item 8065-02 of section two of chapter six hundred and forty of the acts of nineteen hundred and sixty-four; provided, that application shall be made for federal funds under Public Law 88-450, and such funds when received shall be credited to the General Fund debt service account	$3,700,000

Massachusetts Aeronautics Commission.

8067-07	For the reimbursement to cities and towns for the state's share of airport construction, as provided in sections thirty-nine F and fifty-one K of chapter ninety of the General Laws, to be available for matching federal funds for the fiscal year nineteen hundred and sixty-seven and succeeding years; provided, that this item shall not be subject to section thirty A of chapter seven of the General Laws	$300,000

Department of Education.

Board of Trustees of State Colleges.

Item

8067-08 For the development of a master plan for all institutions of higher learning under the jurisdiction of the board of trustees of state colleges, to be in addition to the amount appropriated in item 8066-76 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five; provided, that this item shall not be subject to section thirty A of chapter seven of the General Laws . . . **$100,000**

State College at Bridgewater.

8067-10 For the construction of an auditorium, student union and cafeteria building, including the cost of furnishings and equipment, to be in addition to the amount appropriated in item 8066-13 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five **$330,000**

8067-63 For the acquisition of land, or land with buildings thereon, by purchase or by eminent domain under chapter seventy-nine of the General Laws, for the further development of the college; provided, that no payment shall be made for the purchase of said property until an independent appraisal of the value of the property has been made by a qualified, disinterested appraiser; and for the preparation of plans for a library **225,000**

State College at Fitchburg.

8067-11 For the construction of a teacher-training school and for the renovation of existing training school buildings for college classroom use, including the cost of furnishings and equipment, to be in addition to the amount appropriated in item 8066-16 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five **$4,000,000**

State College at Framingham.

8066-17 Item 8066-17 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five is hereby amended by adding the following: — ; provided, that expenditures from this item shall be contingent upon prior approval of the project by the proper federal authorities and assurance by such authorities that the federal allocation for the cost of this project will be not less than seven hundred and fifty thousand dollars.

8067-12 For improvements and additions to the utility distribution systems **$200,000**

State College at Lowell.

8067-13 For the construction of a science-classroom-dining hall building, including the cost of furnishings and equipment, to be in addition to the amount appropriated in item 8066-18 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five **$3,400,000**

State College at North Adams.

8067-14 For the construction of classroom, administration and library buildings, including the cost of furnishings and equipment, to be in addition to the amount appropriated in item 8066-20 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five; provided, that expenditures from this item shall be contingent upon prior approval of the project by the proper federal authorities and assurance by such authorities that the federal allocation for the cost of this project will be not less than seven hundred and fifty thousand dollars **$3,000,000**

State College at Westfield.

Item

8067–15 For the construction of a student-union, library building, including the cost of furnishings and equipment, to be in addition to the amount appropriated in item 8066–25 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five **$3,200,000**

8067–16 For improvements and additions to the utility distribution system, to be in addition to the amount appropriated in item 8066–24 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five **40,000**

State College at Boston.

8067–17 For the acquisition of certain land, or land with buildings thereon, in the immediate vicinity of the present college by purchase or by eminent domain under chapter seventy-nine of the General Laws, for the further development of the college; provided, that no payment shall be made for the purchase of said property until an independent appraisal of the value of the property has been made by a qualified, disinterested appraiser; including the cost of plans for necessary renovations and the cost of alterations and repairs **$1,500,000**

8067–64 Item 8066–71 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five is hereby amended by striking out the wording and inserting in place thereof the following wording: —

For the preparation of plans for a classroom-library-auditorium-cafeteria building, and for the construction of an underground steam distribution vault; and steam lines on the college property; provided, that the board of trustees of state colleges may enter into negotiations with the Boston Edison Company for the installation of an underground steam supply line; and, provided further, that expenditure for the construction of the said vault and steam lines on the college property shall be contingent upon prior approval of any agreement resulting from the said negotiations by the commissioner of administration **90,000**

State College at Salem.

8067–65 For the acquisition of land, or land with buildings thereon, by purchase or by eminent domain under chapter seventy-nine of the General Laws, for outdoor athletic fields; provided, that no payment shall be made for the purchase of said property until an independent appraisal of the value of the property has been made by a qualified, disinterested appraiser; to be in addition to the amount appropriated in item 8066–22 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five **$200,000**

Massachusetts Maritime Academy.

8067–18 For the construction of a building to include science and engineering laboratories, classrooms, library, and administration and accounting offices, including the cost of furnishings and equipment, to be in addition to the amount appropriated in item 8065–04 of section two of chapter six hundred and forty of the acts of nineteen hundred and sixty-four; provided, that expenditures from this item shall be contingent upon prior approval of the project by the proper federal authorities and assurance by such authorities that the federal allocation for the cost of this project will be not less than two hundred and seventy-three thousand five hundred and ninety-two dollars **$273,592**

Lowell Technological Institute of Massachusetts.

8067–20 For the moving of machinery and the renovation of the four quadrangle buildings for additional classroom and laboratory use, including the cost of furnishings and equipment, to be in addition to the amount appropriated in item 8066–31 of section two of chapter seven hundred

Item

and ninety-one of the acts of nineteen hundred and sixty-five; provided, that expenditures from this item shall be contingent upon prior approval of the project by the proper federal authorities and assurance by such authorities that the federal allocation for the cost of this project will be not less than four hundred and eleven thousand and ninety-two dollars $1,950,000

8067-21 For the preparation of plans for a new chemistry building and for plans for the renovation of vacated space in the present chemistry building for classroom and other academic use, to be in addition to the amount appropriated in item 8066-32 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five 155,000

Southeastern Massachusetts Technological Institute.

8065-24 Item 8065-24 of section two of chapter six hundred and forty of the acts of nineteen hundred and sixty-four is hereby amended by striking out, in lines two and three, the words "to be in addition to any federal funds available for the purpose", and inserting in place thereof the following: — ; provided, that expenditures from this item shall be contingent upon prior approval of the project by the proper federal authorities and assurance by such authorities that the federal allocation for the cost of this project will be not less than seven hundred and fifty thousand dollars.

8067-66 For certain improvements and additions to the power plant and utility distribution systems $296,000

8067-22 For the preparation of plans for a classroom building and a science and engineering building; and for a review and study of the master campus plan 304,000

University of Massachusetts.

8066-36 Item 8066-36 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five is hereby amended by striking out, in lines four and five, the words "to be expended in connection with any federal funds available for the purpose"; and by adding after the word "sixty-three", in line seven, the following: — provided, that expenditures from this item shall be contingent upon prior approval of the project by the proper federal authorities and assurance by such authorities that the federal allocation for the cost of this project will be not less than four hundred and seventy-eight thousand seven hundred dollars.

8067-23 } Item 8066-35 of section two of chapter seven hundred and ninety-one
8066-35 } of the acts of nineteen hundred and sixty-five is hereby amended by striking out the wording and inserting in place thereof the following: —

For the construction of teaching and research facilities, undergraduate and graduate classrooms, laboratories, and faculty offices, including a chemistry tower with basement storage and foundations for two additional towers, a technical library wing and a computer center wing; including the cost of furnishings and equipment and necessary building relocation, demolition and site development; to be in addition to the amount appropriated in item 8065-30 of section two of chapter six hundred and forty of the acts of nineteen hundred and sixty-four; provided, that the bureau of building construction is hereby authorized to plan the said construction, the total completed cost of which shall not exceed twenty-nine million two hundred thousand dollars; and, provided further, that expenditures from this item except for final plans, necessary relocation, demolition, site preparation and computer equipment in an amount not to exceed one million five hundred thousand dollars, shall be contingent upon prior approval of the project by the proper federal authorities and assurance by such authorities that the federal allocation for the cost of the project will be not less than three million five hundred and twenty-four thousand six hundred and fifty-three dollars $10,527,838

8067-24 For the preparation of plans for additional library facilities 600,000

8067-25 For certain improvements and additions to the power plant and utility distribution systems 1,000,000

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8067–26	For the replacement of movable furnishings and equipment	$250,000
8067–27	For the modernization and conversion of certain older buildings to laboratory, office and classroom space, including the cost of furnishings and equipment	500,000
8067–28	For the preparation of plans and construction of an addition to the cranberry experimental station in the town of Wareham; provided, that expenditures from this item shall be contingent upon prior approval of the project by the proper federal authorities and assurance by such authorities that the federal allocation for the cost of the project will be not less than sixty-five thousand three hundred and twenty-seven dollars	165,000
8067–67	For the construction of a classroom, laboratory and office building for the college of arts and sciences, including the cost of furnishings, equipment and site development, to be in addition to the amount appropriated in item 8066–82 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five, and including the preparation of plans for the further development of facilities for the college of arts and sciences; provided, that expenditures from this item shall be contingent upon prior approval of the project by the proper federal authorities and assurance by such authorities that the federal allocation for the cost of this project will be not less than seven hundred and fifty thousand dollars; and, provided further, that not more than one hundred and sixty-five thousand dollars of the amount appropriated in this item shall be available for the said preparation of plans	210,000
8067–68	For the construction of a central storage building, including the renovation of the existing building and including the cost of furnishings, equipment and site development, to be in addition to the amount appropriated in item 8065–31 of section two of chapter six hundred and forty of the acts of nineteen hundred and sixty-four	130,000
8067–69	For the acquisition of land, or land with buildings thereon, by purchase or by eminent domain under chapter seventy-nine of the General Laws, for the further development of the university; provided, that no payment shall be made for the purchase of said property until an independent appraisal of the value of the property has been made by a qualified, disinterested appraiser	300,000
8067–30	For the preparation of plans for the development of the Boston branch of the university, including the selection of a site and a master plan provided, that this item shall be subject to section thirty A of chapter seven of the General Laws	200,000
8067–31	For the purchase of scientific, technological and other educational reference material for the medical school library	230,000

Massachusetts Board of Regional Community Colleges.

Massachusetts Bay Community College.

8067–32	For the acquisition of land, or land with buildings thereon, for the development of a new campus for the Massachusetts Bay community college, by purchase or by eminent domain under chapter seventy-nine of the General Laws; provided, that no payment shall be made for the purchase of said property until an independent appraisal of the value of the property has been made by a qualified, disinterested appraiser; and for the preparation of plans for phase I of the new campus; to be in addition to the amount appropriated in item 8065–36 of section two of chapter six hundred and forty of the acts of nineteen hundred and sixty-four	$892,000

Northern Essex Community College.

8067–33	For the construction of a regional community college, including classrooms, library, student union and gymnasium, and including the cost of furnishings and equipment; to be in addition to the amount appropriated in item 8066–83 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five; provided,	

Item

that expenditures for the construction of buildings shall be contingent upon prior approval of the project by the proper federal authorities and assurance by such authorities that the federal allocation for the cost of the establishment of the said college will be not less than two million five hundred and thirty-one thousand one hundred and fifty dollars $9,163,000

Greenfield Community College.

8067-70 For the preparation of plans for a new regional community college $200,000

Massasoit Community College.

8067-34 For the construction of a classroom-library-administrative office building, including the cost of furnishings and equipment, to be in addition to the amount appropriated in item 8066-40 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five $500,000

Bristol Community College.

8067-35 For the construction of a classroom-library-administrative office building, including the cost of furnishings and equipment, to be in addition to the amount appropriated in item 8066-92 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five $500,000

Division of Youth Service.

Lyman School for Boys.

8067-36 For the renovation of various roof areas and improvements to exterior brick masonry $100,000

8067-37 For the renovation and modernization of the old school building, including the cost of furnishings and equipment 150,000

Stephen L. French Youth Forestry Camp.

8067-38 For the preparation of plans for a boys' dormitory . . $20,000

Department of Mental Health.

8067-39 For the preparation of plans for a treatment, training and research center, East Newton street, Boston; to be in addition to the amount appropriated in item 8065-87 of section two of chapter six hundred and forty of the acts of nineteen hundred and sixty-four . . $200,000

8067-40 For the preparation of plans for a new school for the mentally retarded, to be located in the city of Worcester 200,000

8067-41 For the preparation of plans for a new school for the mentally retarded, to be located in the city of Boston 200,000

8067-42 For the preparation of plans for a new school for the mentally retarded, to be located in the city of Springfield, including the acquisition of certain land, or land with buildings thereon, by purchase or by eminent domain under chapter seventy-nine of the General Laws; provided, that no payment shall be made for the purchase of said property until an independent appraisal of the value of the property has been made by a qualified, disinterested appraiser 300,000

Hathorne State School.

8067-43 For the construction of patient dormitories, a training center, gymnasium, cafeteria, auditorium and an employees' building as phase II in the development of the school for mentally retarded children, including the cost of furnishings and equipment; to be in addition to the amount appropriated in item 8064-41 of section two of chapter six hundred and forty-eight of the acts of nineteen hundred and sixty-three $1,577,000

Pittsfield Mental Health Center.

Item
8067–44 For the preparation of plans for a mental health treatment center, as authorized by chapter five hundred and seventy-one of the acts of nineteen hundred and sixty-four, including the acquisition of certain land by purchase or by eminent domain under chapter seventy-nine of the General Laws; provided, that no payment shall be made for the purchase of said property until an independent appraisal of the value of the property has been made by a qualified, disinterested appraiser; to be in addition to the amount appropriated in item 8066–43 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five **$150,000**

Greenfield Mental Health Center.

8067–45 For the preparation of plans for a mental health treatment center, as authorized by chapter four hundred and fourteen of the acts of nineteen hundred and sixty-four, and for necessary renovations of the existing building to provide day care for the mentally retarded, including the cost of furnishings and equipment **$165,000**

Boston State Hospital.

8067–47 For the construction of a regional laundry building, including the cost of furnishings and equipment, to be in addition to the amount appropriated in item 8065–49 of section two of chapter six hundred and forty of the acts of nineteen hundred and sixty-four . . . **$1,200,000**

8067–74 For the preparation of plans and completion of the first floor of the outpatient building, including the cost of furnishings and equipment **120,000**

Medfield State Hospital.

8067–48 For the construction of a shop building and service building, including certain renovations of the existing service building, the cost of furnishings and equipment, and the demolition of certain existing buildings; to be in addition to the amount appropriated in item 8065–54 of section two of chapter six hundred and forty of the acts of nineteen hundred and sixty-four **$700,000**

Westborough State Hospital.

8067–49 For the construction of a male geriatrics building, including the cost of furnishings and equipment and the demolition of the Warren Colony, to be in addition to the amount appropriated in item 8066–51 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five **$325,300**

Belchertown State School.

8067–50 For the construction of a boys' dormitory, including the cost of furnishings and equipment and the demolition of certain existing buildings; to be in addition to the amount appropriated in item 8065–60 of section two of chapter six hundred and forty of the acts of nineteen hundred and sixty-four **$186,000**

Walter E. Fernald State School.

8067–51 For improvements and additions to the utility distribution systems **$100,000**

8067–72 For the construction of a clinical research laboratory, including the cost of furnishings and equipment, to be in addition to the amount appropriated in item 8066–54 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five; provided, that expenditures from this item shall be contingent upon prior approval of the project by the proper federal authorities and assurance of such authorities that the federal allocation for the cost of the project will be not less than one million one hundred and forty-one thousand seven hundred and twenty-five dollars **520,000**

Paul A. Dever State School.

Item
8067-52 For the preparation of plans for a school building, including a gymnasium and swimming and wading pools $55,000

Department of Correction.

Correctional Institution at Bridgewater.

8067-53 For certain additional improvements to the power plant, to be in addition to the amount appropriated in item 8065-66 of section two of chapter six hundred and forty of the acts of nineteen hundred and sixty-four $199,000

Correctional Institution at Walpole.

8067-71 For the installation of emergency lighting in certain critical areas $50,000

Correctional Institution at Concord.

8067-54 For the construction of stage II of the replacement of the main group, including the cost of furnishings and equipment and the demolition of certain existing buildings, and including the preparation of plans for stage III of the replacement program; to be in addition to the amount appropriated in item 8065-69 of section two of chapter six hundred and forty of the acts of nineteen hundred and sixty-four . $500,000

Correctional Institution at Norfolk.

8067-55 For certain alterations and improvements to the school . $64,500
8067-73 For certain renovations and improvements to the community service building 80,000

Department of Public Health.

Institute of Laboratories.

8067-56 For the preparation of plans for a new laboratory and the construction of a new central heating plant and utility distribution system, to be in addition to the amount appropriated in item 8065-72 of section two of chapter six hundred and forty of the acts of nineteen hundred and sixty-four $553,400

Tewksbury Hospital.

8067-57 For the construction of two three-hundred-bed hospital additions, including the cost of furnishings and equipment; to be in addition to the amount appropriated in item 8066-61 of section two of chapter seven hundred and ninety-one of the acts of nineteen hundred and sixty-five $8,200,000

Western Massachusetts Hospital.

8067-58 For the construction of an addition to the nurses' home to provide classrooms for the practical nurses' training program, including the cost of furnishings and equipment; to be in addition to the amount appropriated in item 8064-47 of section two of chapter six hundred and forty-eight of the acts of nineteen hundred and sixty-three . $25,000

Pondville Hospital.

8067-59 For renovations and improvements in the steam distribution system to cottages A, B, D, E, F and male dormitory . . . $60,000

Executive Office for Administration and Finance.

Bureau of Building Construction.

8067-60 For fire protection improvements in accordance with the recommendations of the department of public safety to comply with the provisions of section two A of chapter one hundred and forty-three of the General Laws, and for certain other improvements to eliminate fire hazards including improvements to the electrical distribution systems to be designated by the director of building construction, to supplement any amounts previously appropriated for said fire protection improvements; to be allocated by the bureau of building construction to the various departments and agencies with the approval of the commissioner of administration $750,000

8067-61 For project feasibility studies and for preparation of preliminary plans and descriptive specifications, as authorized by section thirty H of chapter seven of the General Laws 250,000

8067-62 To cover unexpected contingencies in the cost of projects authorized by this act, to be allocated by the commissioner of administration with the approval of the governor; provided, that the allocation to any project shall not exceed five per cent of the amount appropriated for the project in this act and copies of said allocations shall be filed immediately with the house and senate committees on ways and means 614,002

SECTION 2A. The unencumbered balance in item 8260-68 of section two of chapter six hundred and four of the acts of nineteen hundred and fifty-nine is hereby transferred to, and made available for the purposes of, item 8065-83 of section two of chapter six hundred and forty of the acts of nineteen hundred and sixty-four.

SECTION 3. No agency of the commonwealth receiving an appropriation under section two of this act shall make any expenditure for consultant services, so-called, or services coded in accordance with the expenditure code manual under the subsidiary title "03 Services — Non-employees" unless the rate of compensation for such services shall have been approved by the commissioner of administration. The said commissioner shall, immediately upon the approval of any such rate or rates, file copies of the schedule or schedules of approved rates with the comptroller and with the house and senate committees on ways and means. Every such agency before engaging such consultant services under said subsidiary title "03", as so coded, as "Professional" shall certify to the budget director that funds are available for the purpose and shall then file a statement of intent with the budget director, the comptroller and the house and senate committees on ways and means. Such statement shall include the rate of compensation, the period of time for which the services are to be engaged or scope of work to be done, and such other pertinent information as may be necessary to establish the maximum limit of the commonwealth's obligation.

SECTION 4. The state treasurer may borrow from time to time on the credit of the commonwealth such sums of money as may be necessary for the purposes of meeting payments as authorized by section two of this act, and may issue and renew from time to time notes of the commonwealth therefor, bearing interest payable at such times and at such rates as shall be fixed by the state treasurer. Such notes shall be issued and may be renewed one or more times for such terms, not exceeding one year, as the governor may recommend to the general court in ac-

cordance with section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth, but the final maturities of such notes, whether original or renewal, shall not be later than June thirtieth, nineteen hundred and seventy-two. Notwithstanding any provisions of this act, such notes shall be general obligations of the commonwealth.

SECTION 4A. To meet the cost of a portion of the expenditures authorized by section two of this act, there is hereby appropriated from the General Fund debt service account the sum of eight million five hundred and fifty-nine thousand six hundred and thirty-two dollars; provided, that federal funds received on account of projects contained in items in said section two numbered: 8065–24, 8066–17, 8066–36, 8067–14, 8067–18, 8067–20, 8067–23, 8067–28, 8067–33, and in items 8064–39 and 8064–41 of section two of chapter six hundred and forty-eight of the acts of nineteen hundred and sixty-three, and any projects incorporated therein by reference, shall be credited to the said General Fund debt service account; and, provided further, that the condition precedent requiring federal participation when required in any item in section two of this act shall also apply to the items incorporated therein by reference.

SECTION 4B. Any premium or accrued interest received from the sale of bonds and notes now or formerly payable from the General or Highway Funds shall be credited to the respective fund debt service account and applied respectively without appropriation to the payment of maturities and interest of said bonds and notes; provided, that assessments made under any bond or note authorization payable from the General Fund, wherein it is provided that said assessments shall be credited to the General Fund, shall, beginning July first, nineteen hundred and sixty-six, be credited to the General Fund debt service account.

SECTION 5. To meet the additional expenditure necessary in carrying out the provisions of section two of this act or to refinance notes issued as provided in section four of this act, the state treasurer shall, upon request of the governor, issue and sell at public or private sale bonds of the commonwealth, registered or with interest coupons attached, as he may deem best, to an amount to be specified by the governor from time to time, but not exceeding, in the aggregate, the sum of fifty-eight million two hundred and twenty-five thousand dollars. All bonds issued by the commonwealth, as aforesaid, shall be designated on their face Capital Outlay Loan, Act of 1966, and shall be on the serial payment plan for such maximum term of years, not exceeding twenty years, as the governor may recommend to the general court pursuant to Section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth, the maturities thereof to be so arranged that the amounts payable in the several years of the period of amortization, other than the final year, shall be as nearly equal as in the opinion of the state treasurer it is practicable to make them. Said bonds shall bear interest semi-annually at such rate as the state treasurer, with the approval of the governor, shall fix. The initial maturities of such bonds shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, nineteen hundred and ninety-two.

Approved September 1, 1966.

Chap. 591. AN ACT AUTHORIZING SUPERINTENDENTS OF HOSPITALS IN THE DEPARTMENT OF PUBLIC HEALTH TO ESTABLISH PROGRAMS FOR TRAINING OF RESIDENTS IN MEDICAL SPECIALTIES, AND TO GRANT FELLOWSHIPS TO SAID RESIDENTS.

Be it enacted, etc., as follows:

Chapter 17 of the General Laws is hereby amended by inserting after section 6 the following section: —

Section 6A. Under the supervision of the commissioner, superintendents of hospitals under the control and supervision of the department may establish programs for the training of residents in medicine, and in such other specialties and subspecialties of medicine as he may deem necessary. The persons undergoing such training shall be designated as fellows and shall be eligible for training grants from the commonwealth, which grants shall be exempt from the provisions of chapter sixty-two. Recipients of said grants shall not be subject to the provisions of chapter thirty-one and shall not be deemed to be employees of the commonwealth. Approval of said training program by the director of personnel and standardization shall be required in accordance with the provisions of section twenty-eight of chapter seven.

Approved September 1, 1966.

Chap. 592. AN ACT AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS TO PARTICIPATE IN CERTAIN CO-OPERATIVE FEDERAL-STATE NAVIGATION PROJECTS.

Be it enacted, etc., as follows:

The department of public works, subject to appropriation, is hereby authorized to pay to the Secretary of the Army, on his demand, the contribution required, if any, from local interests, as specified by the Congress of the United States with respect to the projects hereinafter enumerated, and to give to said Secretary of the Army the assurances required for these projects; provided, that the municipalities in which the work is to be done shall have deposited with the state treasurer one half of such contribution and assumed liability, in the manner provided by section twenty-nine of chapter ninety-one of the General Laws, for all damages that may be incurred under each project, and have given to said department of public works satisfactory assurances that conditions imposed upon them with respect to said projects will be met. Said projects are as follows: — Green Harbor, Marshfield; Andrews River, Harwich; Nantucket Harbor, Nantucket; Cohasset Harbor, Cohasset; Lagoon Pond, Tisbury, Martha's Vineyard; Parker River, Newbury; Gull Cove, Rockport; Edgartown Harbor, Edgartown; Ipswich River, Ipswich; Fall River Harbor, Fall River; and Oak Bluffs, Martha's Vineyard. *Approved September 1, 1966.*

Chap. 593. AN ACT AUTHORIZING THE TOWN OF WARE TO ESTABLISH A BOARD OF PUBLIC WORKS EXERCISING THE POWERS OF CERTAIN OTHER DEPARTMENTS AND TOWN OFFICIALS.

Be it enacted, etc., as follows:

SECTION 1. There shall be established in the town of Ware a board of public works, hereinafter called the board, to consist of three members.

The initial members thereof shall be elected, one to serve for one year, one for two years, and one for three years, from the date of the annual town election at which they are elected. Thereafter, when the term of any member expires, his successor shall be elected to serve for three years. In all cases the members of the board shall serve until their successors are elected and qualified. The members of the board shall, after each election, elect one of their members to serve as chairman for the ensuing year. In case of a vacancy, the remaining members of the board shall, jointly with the board of selectmen, within thirty days, fill such vacancy until the next town election when a new member shall be elected to fill the unexpired term.

SECTION 2. Upon the election and qualification of the members of the board, the board shall have all the powers and duties now or from time to time vested by general or special law in the following boards, departments and offices, or in boards, departments and offices having corresponding powers and duties in the town of Ware, to wit: — water and sewer commissioners, park commissioners, cemetery commissioners, highway surveyor and highway department and forestry department and tree warden and town engineer, and such boards, departments and offices shall thereupon be abolished. No existing contracts or liabilities shall be affected by such abolition, but the board of public works shall be in all respects the lawful successor of the boards, departments and offices so abolished. The board shall have with respect to public works such added powers as the town may, from time to time, by by-law provide any other provisions of the law to the contrary notwithstanding.

SECTION 3. The board shall appoint and fix the compensation of a superintendent of public works, who shall exercise and perform, under the supervision and direction of the board, such of the powers and duties transferred to it under section two as it may, from time to time, designate. He shall be specially fitted by education, training and experience to perform the duties of said office, and may or may not be a resident of the town of Ware. He shall be responsible for the efficient exercise of such powers and duties. He may be removed for just cause only and by a vote of at least two members of the board. He shall be given a written notice at least fourteen days prior to the date of removal, which shall specify the reasons for such removal. At his request a public hearing shall be held on the charges brought against him. During his tenure he shall hold no elective or other appointive office nor shall he engage in any other business or occupation. He shall give to the town a bond with a surety company authorized to transact business in the commonwealth as surety, for the faithful performance of his duties, in such sum and upon such conditions as the board may require, and shall, subject to the approval of the board, appoint such assistants, agents and employees as the exercise and performance of his powers and duties may require. He shall keep full and complete records of the doings of his office, and render to the board, as often as it may require, a full report of all operations under his control during the period reported upon. Annually, and from time to time, as required by the board, he shall make a synopsis of such reports for publication. He shall keep the board fully advised as to the needs of the town within the scope of his duties, and shall annually, no later than December first of each year, furnish to the board a carefully prepared and detailed estimate in writing of the ap-

propriations required within the next calendar year for the proper exercise of all said powers and duties.

SECTION 4. This act shall be submitted for acceptance to the voters of the town of Ware at the annual town meeting to be held in the year nineteen hundred and sixty-seven, in the form of the following question which shall be placed on the official ballot to be used for the election of town officers at said meeting: — "Shall an act passed by the General Court in the year nineteen hundred and sixty-six, entitled 'An Act authorizing the town of Ware to establish a board of public works exercising the powers of certain other departments and town officials', be accepted?" If a majority of votes in answer to said question is in the affirmative, this act shall take effect immediately for the purpose of the annual town election to be held in the year nineteen hundred and sixty-eight, and for all things relating thereto, and shall take full effect beginning with said election.

SECTION 5. The town of Ware may after the expiration of three years from the date of acceptance of this act vote at an annual meeting to revoke such acceptance, and the question of such revocation shall be submitted to the voters in the form of the following question: — "Shall the acceptance by the town of Ware of an act passed by the General Court in the year nineteen hundred and sixty-six, entitled 'An Act authorizing the town of Ware to establish a board of public works exercising the powers of certain other departments and town officials', be revoked?" If the majority of the votes cast in answer to said question is in the affirmative, then at the next annual town election held after such vote of revocation, the town shall elect such officers as are necessary to exercise and perform the powers and duties transferred to the board of public works by such act. Such action shall not affect any contract or liability then created or existing. All general laws respecting town administration and town officers, and any special laws, relative to said town of Ware, the operation of which has been suspended or superseded by the acceptance of this act, shall then be in full force and effect. Any by-law inconsistent with such special or general laws shall be revoked thereby. Any subsequent vote to revoke the acceptance of this act shall not be taken more than once in three years.

Approved September 1, 1966.

Chap. 594. AN ACT PROVIDING THAT A CERTAIN LICENSE GRANTED BY THE DEPARTMENT OF PUBLIC WORKS TO MAINTAIN FILL IN CERTAIN TIDEWATERS IN THE CITY OF CHELSEA BE IRREVOCABLE.

Be it enacted, etc., as follows:

License numbered 5074 granted by the department of public works to Maco Development Co., Inc. on June eighth, nineteen hundred and sixty-six to maintain existing fill in certain tidewaters in the city of Chelsea, shall, notwithstanding any provision of law to the contrary, be irrevocable; provided, however, that applicable provisions of chapter ninety-one of the General Laws are or have been complied with, and that if the commonwealth or any of its political subdivisions shall take, within ten years after the effective date of this act, any land which has the benefit of said license, the damages recoverable by reason of such

taking shall not exceed the cost of acquisition of such land by the owner from whom the taking is made together with the cost to such owner of any buildings or improvements thereon, with interest at four per cent annually from the date any such cost was incurred.

Approved September 1, 1966.

Chap. 595. AN ACT PROVIDING FOR A STUDY BY THE MASSACHUSETTS TURNPIKE AUTHORITY RELATIVE TO THE CONSTRUCTION OF A TOLL TURNPIKE FROM THE CONNECTICUT STATE LINE TO THE NEW HAMPSHIRE STATE LINE THROUGH WORCESTER COUNTY.

Be it enacted, etc., as follows:

SECTION 1. The Massachusetts Turnpike Authority, created by and pursuant to chapter three hundred and fifty-four of the acts of nineteen hundred and fifty-two, and hereinafter called the Authority, is hereby authorized and directed, subject to the privileges and immunities conferred upon it by said act, and in addition to its other powers and duties therein conferred and imposed, to investigate and study the feasibility and advisability of constructing a north-south toll turnpike, hereinafter called the turnpike project, from a point or points at or near the Connecticut state line to a point or points at or near the New Hampshire state line through Worcester county, or any portion or portions thereof as the Authority may determine, including all bridges, tunnels, overpasses, underpasses, interchanges, entrance plazas, approaches, toll houses, service stations, restaurants and administration, storage and other buildings and facilities which the Authority may deem to be necessary for the construction, maintenance and operation of the turnpike project, together with all property rights, easements and interests which may later have to be acquired for the construction, maintenance and operation of such project.

SECTION 2. The Authority is hereby authorized and directed to make such traffic and engineering surveys, and cost and location studies of the turnpike project as may be necessary to determine the practicability of public revenue bond financing of the turnpike project, and for this purpose may expend from funds herein appropriated the cost of employing such consulting engineers, traffic engineers, legal and financial experts and such other employees, technical and expert services and incidental expenses in connection with the duties herein authorized as it may deem necessary. To further the purposes of this act, the state department of public works shall make available to the Authority all data in the possession of the department which may be useful to the Authority in making such surveys and studies; and the department may furnish such assistance in making traffic surveys, borings, cost studies and in preparing designs for the turnpike project, and in making other surveys in connection with the preparation of the study as may be agreed upon between the department and the Authority, the cost of such surveys and expenses incurred by the department to be reimbursed to said department by the Authority.

SECTION 3. In addition to the foregoing powers, the said Authority and its authorized agents and employees may enter upon any lands, waters and premises in the commonwealth for the purpose of making

surveys, soundings, drillings and examinations as they may deem necessary or convenient for the purposes of this act, and such entry shall not be deemed a trespass. The Authority shall make reimbursement for any actual damage resulting to such lands, waters and premises as a result of such activities.

SECTION 4. Exercise by the Authority of the powers herein conferred and performance of the duties herein imposed shall be deemed and held to be performance of essential governmental functions.

SECTION 5. To provide for the expenses of the Authority in carrying out the provisions of this act, the sum of one hundred thousand dollars is hereby appropriated from the Highway Fund, which sum shall be paid to the Authority and accounted for separately and apart from any other funds from time to time in the possession of the Authority. In the event that the Authority shall determine that the construction of the turnpike project is feasible and advisable, and if it is thereafter authorized and empowered to construct the same, the sum so paid shall, simultaneously with the delivery of any bonds authorized to be issued to finance such construction, be reimbursed by the Authority to the commonwealth to be credited to the Highway Fund.

SECTION 6. On or before June fifteenth, nineteen hundred and sixty-seven, the Authority shall report to the governor, the general court and the state department of public works with true copies of the results of its study, including all data, findings, studies, reports and plans relating to the turnpike project, copies of traffic counts, estimates of future traffic and revenues, aerial photographs, estimated costs of construction, property damages and other costs, the feasibility of financing with revenue bonds supported by tolls, its suggested route and its recommendations, if any, together with drafts of legislation to carry its recommendations into effect. Said drafts of legislation shall be filed with the clerk of the senate.

On or before the thirty-first day of July, nineteen hundred and sixty-seven, the Authority shall file with the governor and the clerk of the senate a report setting forth a complete financial statement covering its operations hereunder which shall include an audit report by certified public accountants of its books and accounts relative to the funds herein appropriated, and the balance then remaining of the sum herein appropriated shall be repaid to the commonwealth to be credited to the Highway Fund. *Approved September 2, 1966.*

Chap. 596. AN ACT RELATING TO THE TAXATION OF AMOUNTS RECEIVED BY DOMESTIC LIFE INSURANCE COMPANIES AS CONSIDERATION FOR ANNUITY CONTRACTS.

Be it enacted, etc., as follows:

SECTION 1. Section 20 of chapter 63 of the General Laws, as most recently amended by section 4 of chapter 558 of the acts of 1960, is hereby further amended by striking out the second paragraph and inserting in place thereof the following paragraph: —

The word "premiums" as used in this section shall include all amounts received as consideration for life insurance policies without deduction for amounts paid to other companies for reinsurance and shall include dividends applied to purchase additional insurance or to shorten the

premium paying period. In the case of domestic life insurance companies only, it shall include amounts received as consideration for annuity contracts; provided, however, that such amounts shall not be deemed to be allocable to this commonwealth if at the time such amounts are received or deemed to be received as hereinafter prescribed the annuitant is a resident of a state or country to which such company actually pays an excise based upon life insurance premiums whether or not such company pays thereto an excise tax based upon annuity considerations. Funds or other property accepted by a domestic life insurance company under an agreement for accumulation to provide annuities at future dates, hereinafter called an "accumulation agreement," shall be deemed to be premiums received either (*a*) during the calendar year in which they are applied to provide annuities, or (*b*) during the calendar year in which they are accepted. Each such company shall pay the tax due under this section in respect of all funds and other property accepted by it under an accumulation agreement in accordance with an election between the foregoing alternatives (*a*) and (*b*). Under alternative (*a*) interest credited to an accumulation and capital appreciation therein, if any, shall be included in premiums received for the year in which such interest or capital appreciation is applied to provide annuities. Each domestic life insurance company shall make the election provided for herein in such manner as the commissioner shall prescribe. Such election shall be applicable as to all funds or other property accepted by such company under any accumulation agreement from and after its effective date, and shall not thereafter be changed without the prior consent of the commissioner. Premiums received for a year in which an accumulation is applied to provide annuities shall not include any part of such accumulation previously included in premiums received either pursuant to a prior election under this section or otherwise. In determining the amount of the excise payable hereunder there shall be deducted, to the extent that they are properly allocable to premiums taxable hereunder, (*a*) all premiums returned to policyholders during said preceding calendar year but not including cash surrender values, and (*b*) dividends which during said year have been paid or credited to policyholders or applied to purchase additional insurance or to shorten the premium paying period.

SECTION 2. This act shall apply to returns and taxes due on account of the calendar year nineteen hundred and sixty-six and subsequent calendar years. *Approved September 2, 1966.*

Chap. 597. AN ACT PROVIDING FOR A SECOND ASSISTANT CLERK IN THE SECOND DISTRICT COURT OF PLYMOUTH.

Be it enacted, etc., as follows:

The third sentence of the first paragraph of section 10 of chapter 218 of the General Laws is hereby amended by inserting after the words ", the district court of Brockton", inserted by chapter 534 of the acts of 1966, the words: —, the second district court of Plymouth.

Approved September 2, 1966.

Chap. 598. AN ACT AUTHORIZING THE COUNTY COMMISSIONERS OF ESSEX COUNTY TO SELL AND CONVEY CERTAIN LAND AND BUILDINGS THEREON IN THE TOWN OF MIDDLETON TO MASSACHUSETTS INSTITUTE OF TECHNOLOGY.

Be it enacted, etc., as follows:

SECTION 1. The county commissioners of Essex county are hereby authorized to sell and convey to Massachusetts Institute of Technology, for the purpose of the construction and operation of a Linear Accelerator Facility, and similar facilities related to basic research, certain property situated in Middleton, at the Essex County Tuberculosis Hospital, the Essex County Industrial Farm and the Essex Agricultural and Technical Institute, consisting of 77.3 acres of land, with the buildings thereon, in Parcels A, B and C, as follows:

PARCEL A.

Land of the Essex County Agricultural School containing approximately 17 acres lying north of Maple Street in Middleton, Massachusetts, bounded and described as follows:

Beginning at a point on the common property line of the Essex County Agricultural School and the Essex County Tuberculosis Hospital approximately 107 feet northeast of the Annex Building (Infirmary Building), thence running in a northerly direction along the Essex County Tuberculosis Hospital property line approximately 840 feet to a stone bound, thence turning in an easterly direction and running along the Essex County Industrial Farm property line approximately 446 feet to a stone bound, thence turning in a southeasterly direction and running along the property line approximately 800 feet to a wood stake, thence turning in a southerly direction and running approximately 470 feet to a wood stake, thence turning in a westerly direction and running approximately 580 feet to a point on the Essex County Tuberculosis Hospital property line approximately 150 feet northeast of the Annex Building, thence turning in a northwesterly direction along the Essex County Tuberculosis Hospital property line approximately 400 feet to the point of beginning, all as shown as Parcel A on a plan dated June 7, 1966 prepared by Cleverdon, Varney and Pike.

Reserving to Essex county the right to enter onto Parcel A for the purpose of maintaining, repairing or replacing the existing elevated water tank and pipelines running thereto.

PARCEL B.

Land of the Essex County Tuberculosis Hospital containing approximately 31.5 acres lying north of Maple Street in Middleton, Massachusetts bounded and described as follows:

Beginning at a point on the common property line of the Essex County Tuberculosis Hospital and the Essex County Agricultural School approximately 107 feet northeast of the Annex (Infirmary) Building, thence running in a northwesterly direction approximately 1090 feet to the northeast corner of the westerly parcel of the Essex County Industrial Farm property, thence turning in a westerly direction and running along the Essex County Industrial Farm property line 210 feet, thence turning in a northerly direction and running approxi-

mately 440 feet to a point on the extended line of a stone wall, thence turning in a westerly direction and running approximately 350 feet along said line and the stone wall to the Essex County Industrial Farm property line, thence turning in a northerly direction and running approximately 650 feet along the Essex County Industrial Farm property line to a stone bound, thence turning in an easterly direction and running approximately 975 feet to the westerly line of the northerly parcel (Parcel C) of the Essex County Industrial Farm, thence turning in a southwesterly direction and running along the Essex County Industrial Farm property line approximately 200 feet, thence turning in a southeasterly direction and running along the Essex County Industrial Farm property line approximately 598 feet, thence turning in a southerly direction and running approximately 12 feet, thence turning in an easterly direction and running approximately 110 feet, thence turning in a southerly direction and running approximately 29 feet to a stone bound, thence further in a southerly direction along the Essex County Agricultural School property line approximately 840 feet to the point of beginning, all as shown as Parcel B on a plan dated June 7, 1966, prepared by Cleverdon, Varney and Pike.

Together with the right to use, for all purposes for which rights of way are generally used in the town of Middleton, the existing driveway from Maple Street running northerly across the remaining Tuberculosis Hospital property for access to Parcels A, B and C and also the right to enter upon said remaining Tuberculosis Hospital property to maintain, repair or replace the existing water, sewer, surface drains, electrical and other utility lines servicing Parcels A, B and C.

Reserving to Essex County the right to use, for all purposes for which rights of way are generally used in the town of Middleton, the existing driveway running northerly from the remaining Tuberculosis Hospital property across Parcel B for access to Parcel D until Massachusetts Institute of Technology shall relocate said driveway across said remaining Tuberculosis Hospital property and the Industrial Farm property to Parcel D and reserving also the right to enter upon Parcel B to maintain, repair or replace the existing water, sewer, surface drains, electrical and other utility lines servicing remaining land of Essex County.

PARCEL C.

A parcel of registered land of the Essex County Industrial Farm containing approximately 28.8 acres located northerly of the Essex County Tuberculosis Hospital property in Middleton, Massachusetts, shown as Lot 2 on Land Court Plan No. 16270C, bounded and described as follows:

Beginning at a stone bound at the northwest corner of the Essex County Agricultural School property thence running in a northerly direction 29.53 feet, thence turning in a westerly direction and running 110.29 feet, thence turning in a northerly direction and running 12.64 feet, thence turning in a northwesterly direction and running 597.78 feet, thence turning in a northeasterly direction and running 1190.34 feet to an iron pipe, thence turning in a southeasterly direction and running 1030.93 feet to a stone bound, thence turning in a southerly direction and running 1156.32 feet to a stone bound, thence turning in a northwesterly direction and running 446.48 feet to the point of

beginning, all as shown as Parcel C on a plan dated June 7, 1966, prepared by Cleverdon, Varney and Pike.

Said sale shall be made only if Massachusetts Institute of Technology agrees (*a*) to construct, in a new location, a replacement facility for the Piggery, to consist of a 2500 square foot building of concrete block or prefabricated structure, to include office space, heat and grain storage areas, in addition to a space for the animals, and to provide for fencing material to replace that which would be lost from the existing location of the Piggery, and to expend for such items a sum not to exceed fifteen thousand dollars, and (*b*) to construct a frame or prefabricated structure comprising 2100 square feet of barn and 2000 square feet of repair shed, together with a silo, and including provision for pasture fencing, at a cost not to exceed twenty-eight thousand dollars, and (*c*) should it prove necessary to relocate the access road to the Barracks of the Industrial Farm prior to or after exercise of the option to purchase Parcels D and E, as set forth in section 2, to relocate such road at a cost not to exceed ten thousand dollars.

SECTION 2. Said county commissioners are hereby further authorized to grant to Massachusetts Institute of Technology an option exercisable by said Institute not earlier than September first, nineteen hundred and seventy-one and not later than September first, nineteen hundred and seventy-six to purchase, for said purposes, certain land situated in Middleton, excluding any buildings thereon, at said Hospital and Industrial Farm consisting of Parcel D and of approximately 11 acres out of Parcel E, as follows:

PARCEL D.

Land of the Essex County Tuberculosis Hospital on which is located the Barracks Building of the Essex County Industrial Farm and containing approximately 3.5 acres bounded and described as follows:

Beginning at the intersection of a stone wall lying approximately 100 feet north of the Essex County Industrial Farm Barracks and the present westerly property line of the Essex County Tuberculosis Hospital, thence running in a southeasterly direction along and beyond the stone wall approximately 350 feet, thence turning in a southerly direction and running approximately 440 feet to a point on the present property line of the Essex County Industrial Farm, thence turning in a northwesterly direction and running approximately 320 feet along the Essex County Industrial Farm property line, thence turning in a northerly direction and running along the Essex County Industrial Farm property line approximately 492 feet to the point of beginning, all as shown as Parcel D on a plan dated June 7, 1966, prepared by Cleverdon, Varney and Pike.

Together with the right to use, for all purposes for which rights of way are generally used in the town of Middleton, the existing driveway from Maple Street running northerly across the remaining Tuberculosis Hospital property for access to Parcel D and also the right to enter upon the remaining Tuberculosis Hospital property to maintain, repair or replace existing water, sewer, surface drains, electrical or other utility lines servicing Parcel D.

PARCEL E.

Land of the Essex County Industrial Farm lying west of the Barracks Building on Parcel D containing approximately 11 acres and being ap-

proximately 400 feet wide in a north-south direction and not more than 1190 feet long in an east-west direction to be located by the Massachusetts Institute of Technology, if the option is exercised, within a parcel of land containing approximately 19.5 acres, bounded and described as follows:

Beginning at the intersection of a stone wall lying approximately 100 feet north of the Essex County Industrial Farm Barracks and the present westerly property line of the Essex County Tuberculosis Hospital, thence running in a southerly direction along said property line approximately 492 feet, thence turning in a westerly direction and running approximately 1220 feet to a stone bound located on the westerly property line of the Essex County Industrial Farm, thence turning in a northerly direction and running approximately 675 feet along the property line to a stone bound, thence running in an easterly direction approximately 1250 feet to the present Essex County Tuberculosis Hospital property line, thence turning in a southerly direction and running approximately 285 feet along said property line to the point of beginning, all as shown as Parcel E on a plan dated June 7, 1966, prepared by Cleverdon, Varney and Pike.

Said option shall be granted only if Massachusetts Institute of Technology agrees, if said option is exercised, to relocate the Industrial Farm Barracks, on other land of Essex county, including reconnection to all utilities, at a cost not to exceed eighteen thousand dollars.

SECTION 3. This act shall take effect upon its passage.

Approved September 2, 1966.

Chap. 599. AN ACT PROVIDING FOR THE TEMPORARY REGISTRATION OF CERTAIN NURSES TO PRACTICE NURSING.

Whereas, The deferred operation of this act would tend, in part, to defeat its purpose, which is to partially relieve, as soon as may be, the shortage of nursing services in the hospitals and public health agencies of the commonwealth, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public health and convenience.

Be it enacted, etc., as follows:

SECTION 1. Chapter 112 of the General Laws is hereby amended by inserting after section 76 the following section: —

Section 76A. The board may, at its discretion, certify as authorized to practice professional nursing any person who furnishes proof, satisfactory to the board, that he was graduated from an approved school of nursing and that he was registered to practice professional nursing in another jurisdiction. Such certification (1) shall be valid for one year only from the date of the issuance of a certificate thereof, but may be renewed for not more than one additional consecutive year, (2) shall be subject to such rules and regulations as the board may prescribe, including the requirement that such certificate holders shall practice under the supervision of a registered nurse and (3) shall, notwithstanding the provisions of section eighty, entitle such certificate holder to engage in the practice of nursing, subject to such limitations upon the capacity in which he may practice as the board may prescribe, while such certification or renewal is in effect, but only in hospitals or other health care

institutions licensed by the commonwealth, in hospitals maintained by the federal government, the commonwealth or any of its political subdivisions, or in conjunction with other public health agencies. The fee for certification under this section shall be ten dollars and for renewal one dollar.

SECTION 2. The first sentence of section 80 of said chapter 112, as appearing in section 1 of chapter 595 of the acts of 1957, is hereby amended by striking out all after the word "jurisdiction", in line 10, and inserting in place thereof the following: — may attend upon a nonresident of the commonwealth temporarily abiding here.

SECTION 3. Said chapter 112 is hereby further amended by striking out section 81B, as most recently amended by section 12 of chapter 693 of the acts of 1960, and inserting in place thereof the following section: —

Section 81B. The board may approve, for the purposes of section seventy-four, seventy-four A or seventy-six A, any school for nurses or for practical nurses, as the case may be, in another state or country which maintains standards substantially the same as those required for an approved school in this commonwealth, and which, in the case of a school in another state, is approved by the board for nurses or for practical nurses, or corresponding body, of the state in which the school is situated.

Approved September 2, 1966.

Chap. 600. AN ACT TO CORRECT AN EXISTING INEQUITY RELATIVE TO THE COMPUTATION OF RETIREMENT ALLOWANCES OF CERTAIN EMPLOYEES.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to correct forthwith an inequity which exists relative to the computation of the retirement allowances of certain members of the retirement system, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

Notwithstanding any contrary provision of law, the provisions of paragraph (*a*) of subdivision (2) of section five of chapter thirty-two of the General Laws, as most recently amended by section one of chapter two hundred and seventy-four of the acts of nineteen hundred and sixty-six, shall apply to any member of a contributory retirement system for public employees who was classified in either Group 1 or Group 2 who retired between May eleventh, nineteen hundred and sixty-six and June first, nineteen hundred and sixty-six, both dates inclusive.

Approved September 2, 1966.

Chap. 601. AN ACT ESTABLISHING A PROGRAM OF FINANCIAL AID FOR VIETNAM VETERANS ATTENDING STATE INSTITUTIONS OF HIGHER EDUCATION.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to provide free tuition for Vietnam veterans enrolled in state institutions of higher education, commencing with the forthcoming academic year in the month of September, therefore it is

hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. The department of education is hereby authorized to issue a certificate of exemption from tuition at any state institution of higher education within the commonwealth to any Vietnam veteran, as defined in section seven of chapter four of the General Laws, whose service in Vietnam was credited to the commonwealth, provided said veteran was discharged or released from active duty under conditions other than dishonorable. Said department shall issue such certificate to any person who applies for such exemption, who satisfactorily establishes his status as a Vietnam veteran, and who is otherwise deemed qualified to attend such institution. The certificate shall entitle such veteran to attend any such institution free of tuition, but it shall remain in effect only during the academic year for which it is issued. It shall be renewed annually prior to the start of each academic year in accordance with regulations prescribed by said department.

SECTION 2. No educational assistance under this act shall be afforded an eligible Vietnam veteran for any academic year commencing more than eight years after (1) his last discharge or release from active duty, or (2) the effective date of this act, whichever is later. Assistance under this act shall continue for the benefit of said veteran only during such time as he remains a student in good standing at the institution in which he is enrolled, and in no event shall any student receive the benefits provided by this act for more than four years.

Approved September 2, 1966.

Chap. 602. AN ACT AUTHORIZING THE WATER RESOURCES COMMISSION TO CONSTRUCT A WATER RETENTION AREA FOR FLOOD CONTROL AND OTHER PURPOSES IN THE WATERSHED OF THE DIAMOND BROOK IN THE TOWN OF WALPOLE.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to provide forthwith for the construction of flood control and other works of improvement within the watershed area of the Diamond Brook in the town of Walpole and immediately to authorize agreements with the federal government and the town of Walpole for the payment of the cost of such construction by the federal government and said town, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public safety and convenience.

Be it enacted, etc., as follows:

SECTION 1. The water resources commission, hereinafter called the commission, in order to facilitate the performance of its duties, powers and obligations, is hereby authorized and directed to enter into and execute with the United States Department of Agriculture an agreement or contract, in accordance with provisions of the Watershed Protection and Flood Prevention Act, for the construction of certain works of improvement in the watershed area of the Diamond Brook in the town of Walpole, hereinafter called the town, for the purpose of flood prevention

and related purposes, including water retention structures and flood walls for the storage of water and channel modification and water resources utilization, which project shall be designated as the Diamond Brook Watershed Project.

SECTION 2. The commission, acting for and in behalf of the commonwealth, may enter into an agreement with the town for the commission to be the contracting authority to construct the works of improvement described in section one; provided, however, that the town shall obtain all lands, water rights, rights of way, and easements, public or private, necessary for accomplishing any purpose mentioned in this act and shall deposit funds in advance with the state treasurer to the credit of the commission for payment of all nonfederal costs of the projects authorized under this act. Funds so deposited shall be held in a special account and expended by the commission without further appropriation. Any unexpended balances remaining in such special account upon the completion of the works shall be returned to the town.

SECTION 3. The agreements entered into as authorized by section two shall set forth the sums to be paid by the federal government on account of the construction of the works of improvement allocated to flood control or other flood retardation works, and such other sums as the federal government is to pay on account of other works to be included in the overall project and authorized by said Watershed Protection and Flood Prevention Act. Federal funds deposited in the treasury of the commonwealth shall be placed in a special account to the credit of the commission and shall be disbursed without further appropriation to pay for federal obligations provided for in agreements between the United States Soil Conservation Service and the commission and for no other purposes. Any unexpended balances remaining in the account upon completion of the project shall be returned to the federal government.

SECTION 4. The town shall be responsible for any damages or costs incurred as a result of the acquisition of the lands, water rights, rights of way, or other easements, public or private, and the ownership of the property and rights so acquired shall remain in the name of the town.

SECTION 5. Upon completion of the structures, flood walls and channel modifications described in section one, the town shall assume the responsibility for the maintenance and operation of the works in a manner satisfactory to the commission.

SECTION 6. The commission or its duly authorized agents shall have the right to enter upon any lands for the purpose of making surveys, test pits and borings, and may take, or otherwise acquire, the right temporarily to occupy any lands necessary for the construction of any works or for any other purposes authorized by this act.

Approved September 2, 1966.

Chap. 603. AN ACT AUTHORIZING THE TRUSTEES OF THE UNIVERSITY OF MASSACHUSETTS TO PURCHASE AND RENOVATE CERTAIN PROPERTY IN THE CITY OF BOSTON.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to facilitate the purchase and renovation of certain property for the University of Massachusetts in the city of Boston,

therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience and safety.

Be it enacted, etc., as follows:

SECTION 1. The board of trustees of the University of Massachusetts, hereinafter called the board, is hereby authorized and directed to purchase certain property, in accordance with the terms of an option in a lease approved February sixteenth, nineteen hundred and sixty-five by the board, as a temporary location for the Boston campus of the University of Massachusetts. The board is hereby further authorized and directed to renovate the property, and purchase and install such equipment, furnishings and furniture as may be required for the operation of said temporary Boston campus.

To provide for the acquisition, renovation and equipping of said property, the board may expend, subject to the provisions of laws regulating the disbursement of public funds and the approval thereof, the sum of two million, seven hundred thousand dollars, in addition to any amounts otherwise available for the purpose; provided, that expenditures authorized by this section shall be contingent upon prior approval of the project by the proper federal authorities and assurance by such authorities that the federal allocation for the cost of the purchase, renovation and equipment will not be less than seven hundred and fifty thousand dollars; and provided further, that expenditures authorized by this section shall not be subject to section thirty A of chapter seven of the General Laws.

SECTION 2. To meet the cost of a portion of the expenditure authorized by section one, there is hereby appropriated from the General Fund debt service account the sum of seven hundred and fifty thousand dollars; provided, that federal funds received on account of the project authorized by this act shall be credited to the said General Fund debt service account.

SECTION 3. To meet the additional expenditure necessary in carrying out the provisions of section one, the state treasurer shall, upon request of the governor, issue and sell at public or private sale bonds of the commonwealth, registered or with interest coupons attached, as he may deem best, to an amount to be specified by the governor from time to time, but not exceeding, in the aggregate, the sum of one million, nine hundred and fifty thousand dollars. All bonds issued by the commonwealth, as aforesaid, shall be designated on their face, University of Massachusetts-Boston Loan, Act of 1966, and shall be on the serial payment plan for such maximum term of years, not exceeding twenty years, as the governor may recommend to the general court pursuant to Section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth, the maturities thereof to be so arranged that the amounts payable in the several years of the period of amortization, other than the final year, shall be as nearly equal as in the opinion of the state treasurer it is practicable to make them. Said bonds shall bear interest semiannually at such rate as the state treasurer, with the approval of the governor, shall fix. The initial maturities of such bonds shall be payable not later than one year from the date of issue thereof, and the entire issue not later than June thirtieth, nineteen hundred and eighty-eight.

Approved September 2, 1966.

Chap. 604. AN ACT AUTHORIZING THE COMMISSIONER OF INSURANCE TO ESTABLISH STANDARDS FOR THE APPROVAL OF FORMS OF VARIABLE ANNUITY CONTRACTS.

Be it enacted, etc., as follows:

Section 134B of chapter 175 of the General Laws is hereby amended by adding at the end the following paragraph: —

The commissioner may, from time to time, establish reasonable rules and regulations setting forth standards to be followed in the approval of such forms. Such standards may relate to, but need not be limited to, any one of the following: termination of contract, withdrawal of funds by the contractholder, factors used in determining initial payments, valuation of assets and liabilities. The commissioner may also, from time to time, establish rules and regulations with respect to the accounting of funds allocated to payments under fixed income options, the balance between fixed and variable income, and limitation of expenses. Rules and regulations established under this section shall be exempt from the provisions of chapter thirty A.

Approved September 2, 1966.

Chap. 605. AN ACT AUTHORIZING THE DEPARTMENT OF NATURAL RESOURCES TO ACQUIRE KINGSLEY'S SANDY BEACH, LAMBERT'S BEACH AND FREE BEACH IN THE CITY OF WESTFIELD FOR A STATE PARK.

Be it enacted, etc., as follows:

The department of natural resources is hereby authorized to acquire by eminent domain or by purchase or otherwise the land with buildings thereon commonly known as Kingsley's Sandy Beach, Lambert's Beach and Free Beach and the lands adjacent thereto in the city of Westfield and to maintain and develop the same as a state park.

Approved September 2, 1966.

Chap. 606. AN ACT RELATIVE TO THE INSPECTION OF APIARIES.

Be it enacted, etc., as follows:

Chapter 128 of the General Laws is hereby amended by striking out sections 36 and 37, as amended by chapter 506 of the acts of 1951, and inserting in place thereof the following section: —

Section 36. The inspector or his assistants upon presentation of proper credentials of the department shall have access to each place where bees, bee supplies, appliances or equipment are kept and to each place where bees have lodged.

No owner, renter, or keeper of beehives, used bee equipment, or places where bees have lodged shall refuse or obstruct entry of the inspector or his assistants to any such place for inspection and for disease control purposes.

There shall be secured to each colony inspected a legible card showing the date of inspection, the health or disease of the colony, and the signature of the inspector. *Approved September 2, 1966.*

Chap. 607. AN ACT RELATIVE TO THE RETIREMENT OF IRLENE L. ESANCY OF SALEM BY THE ESSEX COUNTY RETIREMENT BOARD.

Be it enacted, etc., as follows:

The Essex county retirement board is hereby authorized and directed to retire Irlene L. Esancy of Salem, a former employee of said county, under the provisions of section fifty-eight of chapter thirty-two of the General Laws, effective as of July seventeen, nineteen hundred and sixty-four, and to cancel any retirement previously approved for said Irlene L. Esancy under the provisions of any other section of said chapter thirty-two. Said board shall refund to said Irlene L. Esancy the amount of the accumulated total deductions credited to his account in the annuity savings fund of the Essex county retirement system on the date of his retirement. *Approved September 2, 1966.*

Chap. 608. AN ACT RELATIVE TO THE CONDITIONAL RELEASE OF SEXUALLY DANGEROUS PERSONS.

Be it enacted, etc., as follows:

Section 9 of chapter 123A of the General Laws is hereby amended by striking out the second paragraph, as appearing in section 1 of chapter 646 of the acts of 1958, and inserting in place thereof the following paragraph: —

Notwithstanding any provisions of this section, any person committed to the center, or a branch thereof, shall be entitled to have a hearing for examination and discharge once in every twelve months, upon the filing of a written petition by the committed person, his parents, spouse, issue, next of kin or any friend. A copy of said petition shall be sent to the district attorney for the district where the original proceedings were commenced and to the parole board within fourteen days after the filing thereof. Said petition shall be filed in a superior court for the district in which said person was committed, and the court shall set a date for a speedy hearing. The hearing shall be conducted in the same manner as is provided for in sections five and six. The court shall issue whatever process is necessary to assure the presence in court of the committed person and shall hear the recommendations of the department of mental health and the parole board regarding the disposition of the petition. The department of mental health shall make periodic examinations every year of any person committed to the center in order to determine the progress of cure, and shall give an annual report of its findings to the district attorney for the district from which the person was committed, and the parole board. The psychiatrists appointed to make examinations under this section shall have access to all records of the department of correction pertaining to the person being examined. All records concerning the progress, diagnosis and examinations made by examining psychiatrists shall be available to the parole board to assist them in their determinations of parole. Upon a finding by the court that such person is no longer a sexually dangerous person, it shall order such person to be discharged, or conditionally released from the center. He shall be released subject to such conditions, if any, as the court may impose, including any treatment or reporting to any clinic or outpatient department for physical or mental examination, and he shall be subject to

being placed under the jurisdiction of a probation officer, or such other agency or authority as is deemed necessary. Any person released conditionally shall be subject to the jurisdiction of said court until discharged and such terms and conditions of release may be revised, altered, amended, revoked by the court at anytime, and such discharge shall not result until after due notice to the treatment center and the district attorney in the county where the commitment first originated from and the district attorney in the county where the person resides, or will reside, at the time of the hearing and discharge.

Approved September 2, 1966.

Chap. 609. AN ACT MAKING PERMANENT THE LAWS PROVIDING FOR TRIALS OF MISDEMEANORS BY JURIES OF SIX IN THE THIRD DISTRICT COURT OF EASTERN MIDDLESEX AND THE CENTRAL DISTRICT COURT OF WORCESTER.

Be it enacted, etc., as follows:

SECTION 1. Section 2 of chapter 628 of the acts of 1964, as amended by section 1 of chapter 360 of the acts of 1966, is hereby stricken out.

SECTION 2. Section 2 of chapter 629 of the acts of 1964, as amended by section 2 of said chapter 360, is hereby stricken out.

Approved September 2, 1966.

Chap. 610. AN ACT RELATIVE TO THE TAKING OF FEMALE EGG BEARING LOBSTERS.

Be it enacted, etc., as follows:

Chapter 130 of the General Laws is hereby amended by striking out section 41, as amended by section 1 of chapter 300 of the acts of 1963, and inserting in place thereof the following section: —

Section 41. Whoever takes, sells or has in possession any female lobster bearing eggs or any female edible crab or whoever has in possession any female lobster from which he knows eggs have been removed by any means other than natural hatching shall be punished by a fine of not less than fifty nor more than one hundred dollars for every such lobster or crab or by imprisonment for not less than one nor more than three months; but a person who takes any such lobster or crab and immediately returns it alive to the waters from which it was taken shall not be subject to such penalty. It shall not be a violation of this section to have in possession egg bearing lobsters spawning in fish cars or pounds if they are immediately liberated alive in the coastal waters, nor shall it be a violation of this section to take, sell or possess lobsters as provided in section forty-three. *Approved September 2, 1966.*

Chap. 611. AN ACT DIRECTING THE DEPARTMENT OF NATURAL RESOURCES TO IMPROVE AND EXPAND THE FACILITIES OF THE RECREATION AREA WITHIN THE LOWELL-DRACUT STATE FOREST.

Be it enacted, etc., as follows:

The department of natural resources is hereby authorized and directed to improve and expand the facilities of the recreation area located within the Lowell-Dracut state forest, and to expend for such purposes such sums as may be appropriated therefor.

Approved September 2, 1966.

Chap. 612. AN ACT PLACING THE OFFICE OF CHIEF OF THE FIRE DEPARTMENT OF THE TOWN OF ARLINGTON UNDER THE CIVIL SERVICE LAW AND RULES UPON THE OCCURRENCE OF A VACANCY IN SAID OFFICE.

Be it enacted, etc., as follows:

SECTION 1. Upon the occurrence of a vacancy in the office of chief of the fire department of the town of Arlington after the effective date of this act, such office shall become subject to the civil service law and rules.

SECTION 2. This act shall take effect upon its acceptance by the town of Arlington. *Approved September 2, 1966.*

Chap. 613. AN ACT INCREASING THE COMPENSATION FOR JURORS.

Be it enacted, etc., as follows:

Section 25 of chapter 262 of the General Laws, as most recently amended by chapter 435 of the acts of 1960, is hereby further amended by striking out the first sentence and inserting in place thereof the following sentence: — The compensation of traverse jurors impanelled to try cases of murder in the first degree shall be sixteen dollars, and that of all other traverse jurors and of grand jurors fourteen dollars, for each day's service. *Approved September 2, 1966.*

Chap. 614. AN ACT DEFINING THE TERM "CHARITABLE HOME FOR THE AGED" AND PROVIDING FOR THE LICENSING AND REGULATION OF SUCH HOMES.

Be it enacted, etc., as follows:

SECTION 1. Chapter 111 of the General Laws is hereby amended by striking out section 71, as most recently amended by chapter 469 of the acts of 1965, and inserting in place thereof the following section: —

Section 71. The department shall issue for a term of two years, and may renew for like terms, a license, subject to revocation by it for cause, to any person whom it deems responsible and suitable to establish or maintain a hospital, sanatorium, infirmary maintained in a town, rest home or charitable home for the aged, which meets the requirements of the department established in accordance with its rules and regulations, and shall issue for a term of one year, and may renew for a like term, a license subject to revocation by it for cause, to any responsible and suitable person to establish or maintain a convalescent or nursing home which meets such requirements. In the case of the transfer of ownership of a hospital, sanatorium, convalescent or nursing home, infirmary, rest home or charitable home for the aged, the application of the new owner for a license shall have the effect of a license for a period of three months when acknowledged by the department. In the case of an original application and an application for the renewal of a license, the local board of health shall first certify to the department, that, from its inspection and examination of said hospital, sanatorium, convalescent or nursing home, infirmary, rest home or charitable home for the aged, it is suitable for the purpose. Any person aggrieved by the refusal of the local board

of health to certify as required above may in writing appeal to the department. The commissioner and the council, acting as the department, shall hold a public hearing and thereafter may modify, affirm or reverse the action of the local board of health. Notwithstanding any of the foregoing provisions, however, no original license shall be issued hereunder over the written disapproval of the local authorities having jurisdiction and no license shall be issued or renewed hereunder unless there shall be first submitted to the department by the authorities in charge of the hospital, sanatorium, convalescent or nursing home, infirmary, rest home or charitable home for the aged, with respect to each building occupied by patients, a certificate of inspection of the egresses, the means of preventing the spread of fire and the apparatus for extinguishing fire, issued by an inspector of the division of inspection of the department of public safety, and a certificate of inspection issued by the head of the local fire department certifying compliance with the local ordinances. Any applicant for an original license who is aggrieved by rejection of his application on the basis of such written disapproval may, within thirty days, make an appeal in writing from such refusal to a board of review which is hereby created for the department of public health, said board to consist of the commissioner of public health, the commissioner of public safety, the attorney general, the director of building construction in the commission on administration and finance and the state fire marshal or such persons as they may respectively designate to act in their stead. The board shall, within twenty days of the receipt of such appeal, give the parties in interest an opportunity to be heard and shall, within thirty days after such hearing, render a decision which shall be a matter of public record. When such an inspector, acting under section twenty-nine of chapter one hundred and forty-three, issues to an applicant for a license to maintain a hospital, sanatorium, nursing or convalescent home, infirmary maintained in a town, rest home or charitable home for the aged, an acknowledgment of an application for such a certificate, it shall have the same effect as the certificate, and the department shall issue a provisional approval for temporary operation for a period of six months. Nothing in this section or in sections seventy-two, seventy-two A or seventy-three shall be construed to revoke, supersede or otherwise affect any laws, ordinances, by-laws, rules or regulations relating to building, zoning, registration or maintenance of hospitals, sanatoria, convalescent or nursing homes, infirmaries maintained in towns, rest homes or charitable homes for the aged. Upon a written request by an applicant who is aggrieved by the refusal to renew such a license, or by a holder who is aggrieved by the revocation of such a license, as the case may be, the commissioner and the council shall hold a public hearing after due notice and thereafter may modify, affirm or reverse the action of the department. In no case shall the revocation of such a license take effect in less than thirty days after written notification by the department to the hospital, sanatorium, convalescent or nursing home, infirmary, rest home, or charitable home for the aged. The fee for the issue or renewal of each license in the case of a hospital or sanatorium shall be fifty dollars and in the case of a convalescent or nursing home, infirmary maintained in a town, rest home or charitable home for the aged, shall be twenty-five dollars and the license shall not be transferable or assignable and shall be issued only for the premises named in the application. For the purposes of this section and sections

seventy-two, seventy-two A and seventy-three, a hospital or sanatorium is defined as any institution, however named, whether conducted for charity or for profit, which is advertised, announced or maintained for the express or implied purpose of caring for persons admitted thereto for the purpose of diagnosis or medical or surgical treatment which is rendered within said institution, except an institution caring exclusively for cases of mental diseases and licensed by, or under the general supervision of, the department of mental health. A convalescent or nursing home is defined as any institution, however named, whether conducted for charity or profit, which is advertised, announced or maintained for the express or implied purpose of caring for three or more persons admitted thereto for the purpose of nursing or convalescent care. An infirmary maintained in a town is an infirmary which hitherto the department of public welfare has been directed to visit by section seven of chapter one hundred and twenty-one. A rest home is defined as any institution, however named, which is advertised, announced or maintained for the express or implied purpose of providing care incident to old age to three or more persons who are ambulatory and who need supervision. A charitable home for the aged is defined as any institution, however named, conducted for charitable purposes which is maintained for the purpose of providing a retirement home for elderly persons and which may provide nursing care within the home for its residents. Nursing institutions licensed by the department of mental health for mental cases shall not be licensed or inspected by the department of public health. Convalescent or nursing homes conducted in accordance with the practice and principle of the body known as the Church of Christ, Scientist shall be inspected by the department under regulations pertaining to sanitation. The inspections herein provided shall be in addition to any other inspections required by law.

No major repair, alteration, or addition shall be made to any licensed convalescent or nursing home unless such major repair, alteration or addition is made in accordance with the same standards relative to fireproof construction and fire-resistive materials as are required of an applicant for an original license for the establishment or maintenance of a nursing or convalescent home, nor shall any such major repair, alteration or addition be made without the prior approval of the commissioner or of a qualified person designated by him.

Notwithstanding any of the foregoing provisions of this section, no original license for the establishment or maintenance of a convalescent or nursing home shall be issued by the department unless the applicant for such license submits to the department a certificate of an inspector of the division of inspection of the department of public safety that each building to be occupied by patients of such convalescent or nursing home is of at least Class 2 construction as set forth in rules and regulations of said department relating to structural safety and prevention of fire in connection with the construction of school houses.

The licensee of every convalescent or nursing home shall annually file with the department, at the time his license is renewed, a sworn statement of the names and addresses of the owners of such home and, if such licensee is not the owner of the real property occupied and used as such home, the names and addresses of the owners of such real property. In case the licensee is a corporation such statement shall set

forth the names and addresses of all stockholders who, of record, hold ten per cent or more of the capital stock.

The department may, when public necessity and convenience require, or to prevent undue hardship to an applicant or licensee, under such rules and regulations as it may adopt, grant a temporary, provisional or probationary license under this section; provided, however, that no such license shall be for a term exceeding one year.

SECTION 2. Section 72 of said chapter 111 is hereby amended by striking out the first paragraph, as amended by section 2 of chapter 545 of the acts of 1957, and inserting in place thereof the following paragraph: —

The department shall classify all hospitals and sanatoria and shall promulgate rules for the conduct of the same. Such rules and regulations for hospitals and sanatoria shall include minimum requirements for diagnostic and therapeutic facilities for the study, diagnosis and treatment of patients, the keeping of proper medical records, and, in addition in the case of any maternity hospital or maternity service, such minimum requirements as are necessary for the identification and protection of infants born therein. The department shall further classify convalescent and nursing homes, infirmaries maintained in towns, rest homes and charitable homes for the aged, and shall after a public hearing promulgate rules and regulations for the conduct of the same. Such rules and regulations for convalescent and nursing homes, infirmaries, rest homes and charitable homes for the aged shall include minimum requirements for medical and nursing care, the keeping of proper medical and nursing records and sanitation. The department or its agents and the board of health or its agents of the city or town wherein any portion of such hospital, sanatorium, convalescent home or nursing home, infirmary, rest home or charitable home for the aged is located may visit and inspect such institution at any time.

SECTION 3. Section 72A of said chapter 111 is hereby amended by striking out the first sentence, as amended by section 3 of chapter 545 of the acts of 1957, and inserting in place thereof the following sentence: — The department shall appoint an advisory committee on hospitals, sanatoria, convalescent and nursing homes, infirmaries maintained in towns, rest homes and charitable homes for the aged to consist of representatives of the medical and nursing professions, hospital administrators and hospital trustees, who shall serve at the pleasure of the department, and two of such positions shall at all times be filled by persons appointed upon the recommendation of the Massachusetts Hospital Association.

SECTION 4. Section 73 of said chapter 111 is hereby amended by striking out the first sentence, as most recently amended by chapter 762 of the acts of 1963, and inserting in place thereof the following sentence: — Whoever establishes or maintains, or is concerned in establishing or maintaining, a hospital, sanatorium, convalescent or nursing home, infirmary maintained in a town, a rest home or charitable home for the aged or is engaged in any such business, without a license granted under section seventy-one, or whoever being licensed under said section violates any provision of sections seventy-one to seventy-three, inclusive, shall for a first offense be punished by a fine of not more than five hundred dollars, and for a subsequent offense by a fine of not more than one thousand dollars or by imprisonment for not more than two years.

SECTION 5. Section 1 of chapter 143 of the General Laws is hereby amended by striking out the paragraph defining "Institution", as amended by section 1 of chapter 446 of the acts of 1959, and inserting in place thereof the following paragraph: —

"Institution", any hospital, sanatorium, convalescent or nursing home, infirmary maintained in a city or town, private infirmary, rest home or charitable home for the aged, licensed by and under the supervision of the department of public health; any hospital, sanatorium or establishment, public or private, licensed by and under the supervision of the department of mental health under the provisions of section forty of chapter one hundred and twenty-three; and any building used or occupied for the purpose of providing group care therein by any children's foster care agency licensed by the department of public welfare under the provisions of section fifteen of chapter one hundred and nineteen.

SECTION 6. Section 3Q of said chapter 143, inserted by section 1 of chapter 630 of the acts of 1962, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence: — Notwithstanding any other provision of law to the contrary, the provisions of this chapter relative to the safety of persons and the prevention of fire in convalescent or nursing homes, rest homes and charitable homes for the aged licensed under the provisions of section seventy-one of chapter one hundred and eleven, including the regulation of the inspection, materials, construction, alteration and repair of such homes, shall be enforced under rules and regulations promulgated by the department.

SECTION 7. Section 15 of said chapter 143 is hereby amended by striking out the first sentence, as most recently amended by section 1 of chapter 687 of the acts of 1963, and inserting in place thereof the following sentence: — No building which is designed to be used, or in which alteration shall be made for the purpose of using it, or continuing its use, in whole or in part, as a public building, a public or private school, a hotel or family hotel, or as a factory, workshop or mercantile or other establishment, and which has accommodations for ten or more employees, or as a hospital, sanatorium, convalescent or nursing home, infirmary maintained in a city or town, private infirmary or rest home housing three or more patients, charitable home for the aged, or as a day care service for children, licensed by and under the supervision of the department of public health, grandstand, stadium, bleacher or arena, or for the purpose of providing group care therein by a children's foster care agency licensed by the department of public welfare under the provisions of section fifteen of chapter one hundred and nineteen and no building more than two stories in height designed to be used above the second story, or in which alteration shall be made for the purpose of using it, or continuing its use, in whole or in part, as an office building, dormitory, apartment house, boarding house, lodging house or tenement house, and to have eight or more rooms above said story, shall be erected, and no alteration shall be made therein, until a copy of the plans and specifications thereof has been deposited with a supervisor of plans by the person causing its erection or alteration or by the architect thereof.

SECTION 8. Section 21 of said chapter 143 is hereby amended by striking out the first sentence, as most recently amended by section 2 of said chapter 687, and inserting in place thereof the following sentence: —

The owner, lessee or mortgagee in possession of any building, in whole or in part, used as a public building, hotel or family hotel, or as a factory, workshop, mercantile or other establishment, and which has accommodations for ten or more employees, or of a hospital, sanatorium, convalescent or nursing home, infirmary maintained in a city or town, private infirmary, rest home, charitable home for the aged or of a day care service for children, licensed by and under the supervision of the department of public health, building used or occupied for the purpose of providing group care therein by any children's foster care agency licensed by the department of public welfare under the provisions of section fifteen of chapter one hundred and nineteen, a grandstand, stadium, bleacher or arena, or of an office building, dormitory, apartment house, boarding house, lodging house or tenement house which has eight or more rooms above the second story, or in which ten or more persons are accommodated, lodge or reside above the second story, to which building sections fifteen to sixty, inclusive, apply, shall provide such building with proper egresses or other means of escape from fire sufficient for the use of all persons employed, lodged or resident therein; provided, that in all buildings subject to this section, other than mercantile establishments, hotels and buildings used solely for office purposes, such egresses or means of escape from fire shall also be sufficient for the use of all persons accommodated or assembled therein; and, in such mercantile establishments, hotels and buildings used solely for office purposes, shall be sufficient, to the greatest extent compatible, in the opinion of the inspector, with the reasonable use thereof, for the use of all persons accommodated or assembled therein; and provided, further, that no owner, lessee or mortgagee in possession of a building subject to any provision of this section shall be deemed to have violated this provision unless he has been notified in writing by an inspector as to what additional egresses or means of escape from fire are necessary, and for thirty days has neglected or refused to provide the same.

SECTION 9. Said chapter 143 is hereby further amended by striking out section 33, as most recently amended by section 4 of chapter 446 of the acts of 1959, and inserting in place thereof the following section: —

Section 33. In every city, town and district wherein there is in force a building code, so called, established under authority of section three or corresponding provisions of earlier law or established by or under authority of any other provision of law, the provisions of sections fifteen, seventeen, twenty, twenty-one, twenty-one A, twenty-one B, twenty-one C, twenty-four, twenty-five, twenty-eight, twenty-nine, thirty, thirty-one, forty-two, forty-three, forty-nine, fifty-one, fifty-two, fifty-three, fifty-four, fifty-seven and fifty-nine relative to buildings other than churches, theatres, special halls, public halls, schoolhouses and buildings owned or occupied by the commonwealth or by any county, or other than hospitals, sanatoria, convalescent or nursing homes, infirmary maintained in a city or town, private infirmaries, rest homes or charitable homes for the aged, licensed by and under the supervision of the department of public health, buildings used or occupied for the purpose of providing group care therein by any children's foster care agency licensed by the department of public welfare under the provisions of section fifteen of chapter one hundred and nineteen, hotels, family hotels, grandstands, stadia, bleachers or arenas, shall, unless otherwise provided, be enforced by the inspector or inspectors of buildings of such

city, town or district and the terms "supervisor of plans", "chief of inspections" and "inspector", as used in said sections and in sections fifty-five and fifty-six, shall include an inspector of buildings of such city, town or district, and shall be enforced in accordance with the regulations authorized by section fifty-four; in all other cities and towns the provisions of said sections shall be enforced in accordance with their specific terms.

SECTION 10. The provisions of this act shall not affect the validity of any existing license issued by the department to any institution which qualifies as a charitable home for the aged.

Approved September 2, 1966.

Chap. 615. AN ACT ESTABLISHING THE OFFICE OF EXECUTIVE SECRETARY TO THE ADVISORY COMMITTEE ON SERVICE TO YOUTH.

Be it enacted, etc., as follows:

The second paragraph of section 69 of chapter 6 of the General Laws, as appearing in section 3 of chapter 766 of the acts of 1955, is hereby amended by striking out the seventh sentence and inserting in place thereof the following sentence: — The advisory committee on service to youth shall elect an executive secretary to the committee who shall not be subject to the provisions of chapter thirty-one and who shall receive a salary of twenty-five hundred dollars. *Approved September 2, 1966.*

Chap. 616. AN ACT INCREASING THE COMPENSATION OF ELECTION OFFICIALS IN THE CITY OF BOSTON.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any provision of general or special law to the contrary, the compensation of wardens serving at elections and primaries in the city of Boston shall be thirty-two dollars, and the compensation of clerks serving thereat shall be thirty dollars and the compensation of inspectors serving thereat shall be twenty-five dollars.

SECTION 2. This act shall take effect upon its acceptance by the city of Boston. *Approved September 2, 1966.*

Chap. 617. AN ACT AUTHORIZING CITIES AND TOWNS TO BORROW MONEY IN THE YEARS NINETEEN HUNDRED AND SIXTY-SIX AND NINETEEN HUNDRED AND SIXTY-SEVEN FOR THE DEMOLISHING OF CERTAIN BUILDINGS AND STRUCTURES.

Be it enacted, etc., as follows:

SECTION 1. Subject to the provisions of this act, any city or town, by a two thirds vote as defined in section one of chapter forty-four of the General Laws, and with the approval of the mayor or selectmen and of the emergency finance board established under section one of chapter forty-nine of the acts of nineteen hundred and thirty-three, hereinafter called the board, may borrow in each of the years nineteen hundred and sixty-six and nineteen hundred and sixty-seven inside its limit of indebtedness as prescribed by section ten of said chapter forty-four, for use only for meeting appropriations made to meet the costs and expenses

to be incurred in the demolition of certain buildings and structures, in accordance with section nine of chapter one hundred and forty-three of the General Laws, in such city or town, to an amount not exceeding one tenth of one per cent of the equalized valuation of said city or town as provided in chapter six hundred and sixty of the acts of nineteen hundred and sixty-three, and may issue bonds or notes therefor, which shall bear on their face the words (name of city or town) Demolition Loan, Act of 1966. Each authorized issue shall constitute a separate loan, and such loans shall be paid in not more than five years from their dates, as the board shall fix, and, except as herein provided, shall be subject to said chapter forty-four, exclusive of the limitation contained in the first paragraph of section seven thereof.

SECTION 2. The members of the aforesaid board when acting under this act shall receive from the commonwealth compensation as provided by section eighty-seven of chapter eight hundred and one of the acts of nineteen hundred and sixty-three. *Approved September 2, 1966.*

Chap. 618. AN ACT ESTABLISHING THE STEP-IN-RANGE OF THE INCUMBENT OF THE OFFICE OF SECOND ASSISTANT CLERK OF THE THIRD DISTRICT COURT OF BRISTOL COUNTY.

Be it enacted, etc., as follows:

Notwithstanding any contrary provision of law, the service of the incumbent of the office of second assistant clerk of the third district court of Bristol as secretary to the justice of said court shall be credited in determining the step-in-range of the incumbent of said office.

Approved September 2, 1966.

Chap. 619. AN ACT AUTHORIZING CITIES AND TOWNS TO CONTRIBUTE FUNDS TO REDEVELOPMENT AND HOUSING AUTHORITIES FOR THE MAKING OF RELOCATION PAYMENTS TO BUSINESS CONCERNS FOR MOVING EXPENSES IN EXCESS OF TWENTY-FIVE THOUSAND DOLLARS.

Be it enacted, etc., as follows:

SECTION 1. Section 26J of chapter 121 of the General Laws is hereby amended by inserting after the paragraph defining "Redevelopment authority", inserted by section 3 of chapter 617 of the acts of 1952, the following paragraph: —

"Relocation payments", voluntary payments made by a housing or redevelopment authority as reimbursement or compensation for the reasonable moving expenses necessarily incurred and any actual, direct loss of property, except goodwill or profit, suffered by individuals, families, business concerns and nonprofit organizations, resulting from displacement on or after August twelfth, nineteen hundred and sixty-five, from an urban renewal project area or a land assembly and redevelopment project area if such displacement is made necessary either by rehabilitation or conservation work as defined in section twenty-six YY, or by acquisition of such property by a housing or redevelopment authority. Such relocation payments shall not include reimbursement or compensation for any expenses or losses for which reimbursement or

compensation would be otherwise made, nor shall any person have any right of action for relocation payments.

SECTION 2. Section 26CC of said chapter 121, as most recently amended by chapter 12 of the acts of 1961, is hereby further amended by adding the following paragraph: —

A city or town in which a housing or redevelopment authority has been organized may raise and appropriate, or incur debt, or agree with such authority to raise and appropriate or incur debt, for the contribution or grant to such authority of such sums as such city or town may from time to time determine for the making of relocation payments by such authority; provided, that the total amount of such contributions or grants in any one year by a city or town shall not exceed one fourth of one per cent of the average of the assessors' valuations of its taxable property for the three preceding years, reduced and otherwise determined as provided in section ten of chapter forty-four. Such debt may be outside the limit of the indebtedness prescribed in section ten of chapter forty-four and shall be payable within twenty years and otherwise subject to sections sixteen to twenty-seven, inclusive, of said chapter forty-four; provided, that the total amount of such indebtedness of any city or town outstanding at any one time shall not exceed one half of one per cent of the average of the assessors' valuations of its taxable property for the three preceding years, reduced and otherwise determined as provided in section ten of chapter forty-four.

Approved September 2, 1966.

Chap. 620. AN ACT ESTABLISHING A SELECTMEN-TOWN MANAGER FORM OF GOVERNMENT FOR THE TOWN OF IPSWICH.

Be it enacted, etc., as follows:

SECTION 1. *Town Meeting.* — Upon the acceptance of this act by the town of Ipswich, as hereinafter provided, the annual town election of said town, for the purpose of electing town officers and to take action on such matters as are by law to be determined by ballot, shall be held on the second Monday in March of each year, and the annual meeting for the transaction of all other business shall be held on the first Monday of March at a time and place to be set by the board of selectmen.

SECTION 2. *Board of Selectmen.* — The board of selectmen shall consist of five members, each to be elected by official ballot by the qualified voters of the town at the annual town election, and each to hold a three year term of office. Such term shall be staggered as they were prior to the acceptance of this act and selectmen holding office at the time of the acceptance of this act shall serve out their elected terms.

SECTION 3. *Appointive Powers of Selectmen.* — The board of selectmen shall appoint and may remove election officers, registrars of voters, (except the town clerk), trust fund commissioners, town accountant, zoning board of appeals, an electric light manager, and the town manager. The treasurer and collector shall be appointed by the board of selectmen as provided in chapter two hundred and fifty-one of the acts of nineteen hundred and sixty-three, which was accepted by the town of Ipswich in March, nineteen hundred and sixty-four and which shall not be affected by this act in any way. The town accountant and the

treasurer and collector shall, in the performance of their duties, be subject to the general supervision and direction of the town manager.

SECTION 4. *Investigations or Surveys.* — For the purpose of making investigations or surveys, the board of selectmen may employ such experts, counsel and other assistants and incur such other expenses, not exceeding in any year the sum of one thousand dollars, or such larger sum as may be appropriated for the purpose by the town, as they may deem necessary, and the same shall be paid by the treasurer upon a warrant signed by a majority of the board of selectmen.

SECTION 5. *Other Elective Boards and Offices.* — In addition to the board of selectmen, the registered voters of the town shall elect a moderator, a constable, a school committee of seven members and a housing authority of five members, each to be elected in accordance with the practises in effect for the election of such officials prior to the acceptance of this act. Any of said officials holding office at the time of the acceptance of this act shall serve out his elected term.

SECTION 6. *Town Manager.* — The board of selectmen shall appoint, as soon as practicable, for a term of three years, a town manager who shall be a person especially fitted by education, training and experience to perform the duties of the office. The town manager shall be appointed without regard to his political beliefs. He need not be a resident of the town or of this commonwealth when appointed, but shall be a resident of the town during his term of office. He may be appointed for successive terms of office. Before entering upon the duties of his office, the town manager shall be sworn to the faithful and impartial performance thereof by the chairman of the selectmen, or by the town clerk, or by a justice of the peace. He shall execute a bond in favor of the town for the faithful performance of his duties in such sum and with such surety or sureties as may be fixed or approved by the selectmen.

SECTION 7. *Temporary Town Manager.* — A vacancy in the office of town manager shall be filled as soon as possible by appointment by the board of selectmen. Pending the appointment of a town manager or the filling of such a vacancy, the selectmen may appoint a suitable person to perform the duties of the office temporarily. Said temporary appointment shall be made within thirty days of the occurrence of the vacancy, but any such temporary appointment shall be for a term not to exceed ninety days. If necessary, the board of selectmen may extend the temporary appointment for an additional term not to exceed ninety days. A temporary town manager, appointed according to the terms of this section, shall serve at compensation to be set by the board of selectmen, but such compensation shall not exceed the rate of compensation approved for the town manager by the town.

SECTION 8. *Acting Town Manager.* — In the event of a temporary absence or disability of the town manager, the board of selectmen may designate an officer of the town to perform the duties of the town manager until he shall return or his disability shall cease. Such an appointment must be made if absence or disability extends beyond thirty days.

SECTION 9. *Removal of Town Manager.* — The selectmen, at any meeting of the full membership of the board, may adopt a preliminary resolution to remove the town manager by a vote in which not more than one member dissents. At least thirty days before such proposed removal becomes effective, the selectmen shall file a preliminary written

resolution with the town clerk setting forth in detail the specific reasons for the proposed removal, a copy of which resolution shall be delivered to the town manager. The manager, within thirty days after notice so filed, may reply in writing to the resolution and may request a public hearing. If the manager so requests, the board of selectmen shall hold a public hearing not earlier than twenty days nor later than thirty days after the filing of such request. After such public hearing, if any, otherwise at the expiration of thirty days following the filing of the preliminary resolution, and after full consideration, the selectmen, by vote of the full membership of the board at which no more than one member dissents, may adopt a final resolution of removal. In the preliminary resolution the selectmen may suspend the manager from duty, but shall in any case cause to be paid to him forthwith any unpaid balance of his salary through the date of the final resolution plus one month's severance pay.

SECTION 10. *Compensation of Town Manager.* — The town manager shall receive such compensation for his services as the selectmen shall determine but it shall not exceed the amount appropriated therefor by the town without prior approval of the finance committee.

SECTION 11. *Powers and Duties of the Town Manager.* — In addition to specific powers and duties provided in this act the town manager shall have the general powers and duties enumerated in this section:

(*a*) The town manager shall supervise and direct the administration of all departments, boards and offices subject to his appointment.

(*b*) The town manager, in accordance with the provisions of this act and except as otherwise expressly prohibited by the General Laws, may reorganize, consolidate or abolish departments, commissions, boards or offices under his direction and supervision, in whole or in part, may establish such new departments, commissions, boards or offices as he deems necessary, and, in so doing, may transfer the duties, powers and appropriation of one department, commission, board or office to another.

(*c*) Except as otherwise provided by this act, the town manager shall appoint upon merit and fitness alone, and, subject to the provisions of chapter thirty-one of the General Laws where applicable, may remove all officers and employees of the town under his supervision. Town officers and employees not subject to the provisions of said chapter thirty-one shall not be removed by him except on five days notice in writing, setting forth the cause of such removal.

(*d*) Notwithstanding the provisions of section one hundred and eight of chapter forty-one of the General Laws, the town manager shall fix the compensation of all officers and employees subject to removal by him. Said compensation shall not exceed the sums appropriated by the town.

(*e*) The town manager shall attend all regular meetings of the board of selectmen unless excused by the board.

(*f*) The town manager shall keep full and complete records of his office, and shall render as often as may be required by the selectmen a full report of all operations during the period reported on.

(*g*) The town manager shall keep the selectmen fully advised as to the needs of the town and shall recommend to the selectmen for adoption such measures requiring action by them or by the town as he may deem necessary or expedient.

(*h*) The town manager shall have jurisdiction over the rental and

use of all town property and shall be responsible for the maintenance and repair of all town buildings. He shall be responsible for the preparation of plans and the supervision of work on existing buildings or on the construction of new buildings. However, he shall not have such responsibilities for property and buildings under the control of the school committee unless so requested of the board of selectmen by that committee.

(*i*) The town manager shall administer either directly or through a person or persons appointed by him in accordance with this act all provisions of general and special laws applicable to said town, all by-laws and all regulations established by the selectmen.

(*j*) The town manager shall be responsible for publication of the annual town report which shall include, in addition to that which is required by law or by by-law, the warrants and actions taken by the town on such warrants for all town meetings which have occurred since the last town meeting included in the last annual town report. The first such report to include town meeting data shall begin with the data from the previous annual town meeting.

(*k*) The town manager shall perform such other duties consistent with his office, as may be required of him by the by-laws of the town or by the vote of the selectmen.

(*l*) The town manager shall appoint all necessary town officers not specifically provided for herein.

(*m*) The town manager shall act as the purchasing agent for the town with the powers and duties provided in section one hundred and three of chapter forty-one of the General Laws.

SECTION 12. *Investigations by the Town Manager.* — The town manager may, without notice, cause the affairs of any division or department under his control or the conduct of any officer or employee thereof to be examined. The town manager shall have access to all town books and papers for information necessary for the proper performance of his duties.

SECTION 13. *Boards and Offices to be Appointed by the Town Manager.* — The following boards or offices in existence at the time of acceptance of this act shall continue in force and effect: Planning board, board of assessors, town counsel, civil defense director, and safety director. Members of said boards or offices holding office at the time of acceptance of this act shall serve out their appointed terms and future appointments shall be made by the town manager. If for any reason a vacancy occurs in any of these boards or offices, the vacancy shall be filled for the unexpired term by appointment by the town manager.

SECTION 14. *Recreation and Parks Committee.* — Upon the acceptance of this act, there shall be established a recreation and parks committee to consist of five members to be appointed by the town manager. Said committee shall assume all the duties and responsibilities of the recreation committee and parks commission as they exist prior to the acceptance of this act, with the exception of the responsibility for employing and removing personnel, which shall be the responsibility of the town manager. The term of office shall be three years, terms to be staggered such that in one year, one, the second year, two, and the third year, two terms shall expire. The elected park commissioners holding office at the time of acceptance of this act shall serve their unexpired terms as members of this committee. If for any reason a va-

cancy occurs in the membership of the committee, the vacancy shall be filled for the unexpired term by appointment by the town manager. The town manager shall appoint a recreation and parks director who may be a member of said committee, and who shall assume all the powers and duties of the recreation director in existence prior to the acceptance of this act, but in the performance of his duties he shall be subject to the general supervision and direction of the town manager.

SECTION 15. *Board of Cemetery Commissioners.* — Upon the acceptance of this act, the board of cemetery commissioners, which board was elected prior to the acceptance of this act, shall revert to an appointed board, said appointments to be made by the town manager. Elected members of the board shall serve out their unexpired terms, at the expiration of which their successors shall be appointed by the town manager. If for any reason a vacancy occurs in the membership of the board of cemetery commissioners, the vacancy shall be filled for the unexpired term by appointment by the town manager. Said board shall assume all duties and responsibilities of the board of cemetery commissioners in existence prior to the acceptance of this act, with the exception of the responsibility for employing and removing personnel, which shall be the responsibility of the town manager. The civil service position of cemetery superintendent in existence prior to the acceptance of this act shall continue to exist under the supervision of the board.

SECTION 16. *Board of Public Welfare.* — Upon the acceptance of this act, the board of public welfare, which board was elected prior to the acceptance of this act, shall revert to an appointed board, said appointments to be made by the town manager. Elected members of the board shall serve out their unexpired terms, at the expiration of which their successors shall be appointed by the town manager. If for any reason a vacancy occurs in the membership of the board of public welfare, the vacancy shall be filled for the unexpired term by appointment by the town manager. Said board shall assume all duties and responsibilities of the board of public welfare in existence prior to the acceptance of this act with the exception of the responsibility for employing and removing personnel, which shall be the responsibility of the town manager. The town manager may appoint an agent of the board of public welfare who may be a member of said board and who shall possess all the powers and duties conferred or imposed by law upon agents of boards of public welfare in towns, but who shall, in the performance of his duties, be subject to the direction of the town manager.

SECTION 17. *Board of Health.* — Upon the acceptance of this act, the board of health, which board was elected prior to the acceptance of this act, shall revert to an appointed board said appointments to be made by the town manager. Elected members of the board shall serve out their unexpired terms, at the expiration of which their successors shall be appointed by the town manager. If for any reason a vacancy occurs in the membership of the board of health, the vacancy shall be filled for the unexpired term by appointment by the town manager.

Said board shall assume all duties and responsibilities of the board of health in existence prior to the acceptance of this act with the exception of the responsibility for employing and removing personnel, which shall be the responsibility of the town manager. The town manager may appoint an agent of the board of health who may be a member of said board and who shall possess all the powers and duties conferred or im-

posed by law upon agents of boards of health of towns, but who shall, in the performance of his duties, be subject to the general supervision and direction of the town manager.

SECTION 18. *Town Clerk.* — The town manager shall appoint a suitably qualified person to the office of town clerk. The person holding the elective office of town clerk at the time of the acceptance of this act shall serve out the term to which he was elected, at the expiration of which the town manager shall appoint his successor. The town clerk shall have the powers, perform the duties, and be subject to the liabilities and penalties now or hereafter conferred or imposed by law upon town clerks but shall be subject to the general supervision and direction of the town manager in the performance of his duties. He shall be sworn to the faithful performance of his duties by the chairman of the selectmen or by a justice of the peace.

SECTION 19. *Inspectors.* — The town manager shall appoint a suitably qualified person or persons to serve as plumbing, gas, wiring, and building inspectors, and shall fix their compensation which shall not exceed the amount appropriated by the town.

SECTION 20. *Additional Committees or Boards.* — In addition to the above mentioned boards, committees or officers, the town manager may establish and appoint the members of such advisory boards or committees as he deems necessary. Such boards or committees may include but need not be restricted to a water-sewer advisory board, mosquito control committee, traffic safety committee, building code committee, public safety advisory committee, personnel advisory board, and an electric light advisory board.

SECTION 21. *Department of Public Works.* — Upon the acceptance of this act there shall be established a department of public works as herein provided. The town manager shall assume all the powers and duties as heretofore delegated to the water commissioners, sewer commissioners, and board of public works. He may appoint such superintendents of separate sections of said department as he deems necessary except that the existing position of superintendent of streets as now established shall continue to exist within the department of public works. The department of public works may include but need not be restricted to the engineering department, water department, sewer department, forestry department, highway department and shellfish department as they existed prior to the acceptance of this act. The cemetery department, at the discretion of the selectmen, may be included under public works also after the expiration of the terms of the elected members as specified in section fifteen. The public works department so established shall assume all the functions of the departments it incorporates as these functions existed prior to the acceptance of this act. The town manager may consolidate the functions of various departments as they become part of the department of public works, but the organized composite department shall consist of divisions that compare as nearly as practical by title and function with the departments as they existed prior to the acceptance of this act, and the accounting for this department shall be subdivided according to the divisions so defined. The collection and removal of refuse, garbage and offal shall also be the responsibility of said department.

SECTION 22. *Electric Light Department.* — The electric light department in existence at the time of acceptance of this act shall continue

in force and effect. Said department shall be under the direct supervision of an officer to be known as the electric light manager, but shall be subject to the general supervision of the town manager to whom the board of selectmen shall delegate its duties and responsibilities as electric light commissioners.

SECTION 23. *Approval of Warrants.* — The town manager shall be the chief fiscal officer of the town. Warrants for the payment of town funds prepared by the town accountant in accordance with the provisions of section fifty-six of chapter forty-one of the General Laws shall be submitted to the town manager. The approval of any such warrant by the town manager shall be sufficient authority to authorize payment by the town treasurer, but the selectmen shall approve all warrants in the event of the absence of the town manager or a vacancy in the office of the town manager.

SECTION 24. *Investigation of Claims.* — Whenever any payroll, bill or other claim against the town is presented to the town manager, he shall, if the same seems to him to be of doubtful validity, excessive in amount, or otherwise contrary to the interests of the town, refer it to the selectmen who shall immediately investigate the facts and determine what, if any, payment should be made. Pending such investigation and determination by the selectmen, payment shall be withheld.

SECTION 25. *Receipts Paid to the Treasury.* — Every officer shall pay into the treasury of the town all amounts received by him on behalf of the town, and shall make a true return thereof to the town accountant stating the accounts upon which such amounts were received.

SECTION 26. *Fees Paid to Treasury.* — The aggregate annual compensation of each town employee appointed by the town manager shall be limited to the amount established in accordance with the provisions of this act and all fees received in accordance with the provisions of any general or special law shall be paid into the treasury of the town.

SECTION 27. *Estimates of Expenditures.* — On or before the tenth day of December of each year, the town manager shall submit to the selectmen a careful, detailed estimate in writing of the probable expenditures of the town government for the ensuing fiscal year, stating the amount required to meet the interest and maturing bonds and notes or other outstanding indebtedness of the town and showing specifically the amount necessary to be provided for each fund and department, together with a statement of the expenditures of the town for the same purposes in the two preceding years and an estimate of the expenditures for the current year. He shall also submit a statement showing all revenues received by the town in the two preceding fiscal years together with an estimate of the receipts of the current year and an estimate of the amount of income from all sources of revenue exclusive of taxes upon property in the ensuing year. For the purpose of enabling the town manager to make up the annual estimate of expenditures, all boards, officers, and committees of the town shall, upon his written request, furnish all information in their possession and submit to him in writing a detailed estimate of the appropriations required for the efficient and proper conduct of their respective departments during the next fiscal year.

SECTION 28. *Annual Budget.* — The selectmen shall consider the tentative budget submitted by the town manager and make such recommendations relative thereto as they deem expedient and proper in the

interests of the town. On or before the twentieth day of January of each year the selectmen shall transmit a copy of the budget together with their recommendations relative thereto to each member of the finance committee.

SECTION 29. *Finance Committee.* — The finance committee shall continue to exist as it is now established in accordance with chapter four of the by-laws of the town of Ipswich.

SECTION 30. *By-laws, Rules, Etc.* — All laws, by-laws, rules and regulations in force in the town of Ipswich when this act takes effect, not inconsistent with its provisions, whether enacted by authority of the town or any other authority, shall continue in full force and effect until otherwise provided by law, by-law or vote, respectively; all other laws, by-laws, rules and regulations, so far as they refer to the town of Ipswich, are hereby repealed and annulled, but such repeal shall not revive any preexisting enactment.

SECTION 31. *Submission of Act and Time of Taking Effect.* — This act shall be submitted to the qualified voters of the town of Ipswich for acceptance at the annual town meeting to be held in the year nineteen hundred and sixty-seven in the form of the following question which shall be placed upon the official ballot to be used at said meeting: — "Shall an act passed by the General Court in the year nineteen hundred and sixty-six, entitled 'An Act establishing a Selectmen-Town Manager form of government for the town of Ipswich', be accepted?" If a majority of the votes in answer to said question is in the affirmative, this act shall thereupon take effect immediately, but not otherwise.

SECTION 32. *Revocation of Acceptance.* — At any time after the expiration of three years from the date on which this act is accepted and not less than sixty days before the date of an annual town meeting, a petition, signed by not less than twenty per cent of the registered voters of the town, may be filed with the selectmen, requesting that the question of revoking the acceptance of this act be submitted to the voters. Thereupon the selectmen shall cause the question of revocation of the acceptance to be placed on the ballot at the next annual town election. At said election the vote shall be taken in answer to the following question which shall be printed on the official ballot: — "Shall an act passed by the General Court in the year nineteen hundred and sixty-six, entitled 'An Act establishing a Selectmen-Town Manager form of government for the Town of Ipswich', be retained?" If retention of the act is favored by a majority of the voters voting thereon, no further petition therefor shall be filed under this section oftener than once every three years thereafter. If retention of this act is not favored by a majority of the voters voting thereon, this act shall cease to be operative on and after the next annual town election following such vote, the term of office of the town manager terminating at that time. At the first annual town election following such vote of revocation, the registered voters of the town shall elect by ballot all elective officers, boards, and committees whose election of office was required immediately prior to the acceptance of this act, but whose election to office was not required according to the terms of this act; provided, however, that the town has not voted to accept other plans which provide for a different arrangement from that existing immediately prior to the acceptance of this act. It shall be the duty of the selectmen and the town clerk in office and any other town official upon whom by reason of his office a

duty devolves when this act is revoked to comply with all of the requirements of this section relating to elections, to the end that all things may be done necessary for the nomination and election of the officers required to be elected following the revocation of this act. The said revocation shall not affect any contract then existing or any action at law or any suit in equity or any other proceedings then pending. Any special laws relative to said town which are repealed by this act shall be revived by this revocation. All laws, by-laws, votes, rules, and regulations repealed and annulled as provided in section thirty shall be revived by such revocation. By-laws, votes and rules and regulations in force when said revocation takes effect, so far as consistent with the General Laws respecting town government and town officers and with special laws, shall not be affected thereby. For those positions for which the unexpired terms of office were not affected by the acceptance of this act, the unexpired terms of office shall not be affected by the revocation of this act. *Approved September 2, 1966.*

Chap. 621. AN ACT TRANSFERRING THE AUTHORITY TO PROVIDE PUBLIC ACCESS TO CERTAIN WATERS AND RELATED FACILITIES FROM THE DEPARTMENT OF PUBLIC WORKS TO THE DEPARTMENT OF NATURAL RESOURCES.

Be it enacted, etc., as follows:

SECTION 1. Section five A of chapter ninety-one of the General Laws is hereby repealed.

SECTION 2. Chapter 21 of the General Laws is hereby amended by inserting after section 17 the following section: —

Section 17A. The department shall, after notice in writing signed by the chairman of the public access board, and with the consent of the governor, take by eminent domain, under the provisions of chapter seventy-nine, or acquire by purchase, lease, or otherwise, such land and water areas designated by said board for the purposes of providing public access and related facilities in and to coastal waters, as defined in chapter one hundred and thirty, and great ponds, and shall construct and maintain such roads, parking areas, docks, ramps and related facilities as may be designated by said board. The cost of such acquisition, construction and maintenance shall be chargeable to the public access fund established under section seventeen.

SECTION 3. The care, control and maintenance of any land and water areas acquired by the department of public works prior to the effective date of this act under the provisions of section five A of chapter ninety-one of the General Laws is hereby transferred to the department of natural resources. *Approved September 2, 1966.*

Chap. 622. AN ACT PROVIDING FOR MEMBERSHIP IN A RETIREMENT SYSTEM OF CERTAIN EMPLOYEES WHOSE SALARIES ARE DERIVED FROM FEDERAL GRANTS MADE TO THE COMMONWEALTH OR TO ANY POLITICAL SUBDIVISION THEREOF.

Be it enacted, etc., as follows:

Clause (*xi*) of paragraph (*a*) of subdivision (2) of section 3 of chapter 32 of the General Laws, added by section 1 of chapter 515 of the

acts of 1952, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence: — Any employee, any part or all of whose salary, wages or other compensation is derived from federal grants made to the commonwealth or to any political subdivision thereof, which federal grants are used by the commonwealth or political subdivision for the payment of salaries, and who as a result thereof is eligible for membership in the United States civil service retirement system, or who otherwise is eligible for such membership, and who also is eligible for membership in any retirement system established under this act, may have such portion of his salary, wages or other compensation as is derived from federal grants included in his regular compensation as defined by section one, but as a condition precedent to membership, he shall file an affidavit with the retirement board certifying that he is not a member of the United States civil service retirement system, eligible to make contributions thereto based upon his current salary.

Approved September 2, 1966.

Chap. 623. AN ACT ESTABLISHING A FEE FOR CERTAIN INFORMATION FURNISHED BY THE COMMISSIONER OF PROBATION.

Be it enacted, etc., as follows:

Section 100 of chapter 276 of the General Laws, as most recently amended by section 22 of chapter 731 of the acts of 1956, is hereby further amended by striking out the third sentence and inserting in place thereof the following two sentences: — The information so obtained and recorded shall not be regarded as public records and shall not be open for public inspection but shall be accessible to the justices and probation officers of the courts, to the police commissioner for the city of Boston, to all chiefs of police and city marshals, and to such departments of the state and local governments as the commissioner may determine. Upon payment of a fee of one dollar for each search such records shall be accessible to such departments of the federal government and to such educational and charitable corporations and institutions as the commissioner may determine.

Approved September 2, 1966.

Chap. 624. AN ACT ESTABLISHING THE ADVISORY COUNCIL ON HOME AND FAMILY.

Be it enacted, etc., as follows:

SECTION 1. Section 17 of chapter 6 of the General Laws is hereby amended by inserting after the words "health and welfare commission", inserted by section 1 of chapter 353 of the acts of 1966, the words: — , the advisory council on home and family.

SECTION 2. Chapter 6 of the General Laws is hereby further amended by adding after section 150, added by section 2 of chapter 535 of the acts of 1966, under the caption ADVISORY COUNCIL ON HOME AND FAMILY, the following three sections: —

Section 151. There shall be an advisory council on home and family, hereinafter in this section and in sections one hundred and fifty-two and one hundred and fifty-three called the council, consisting of nine members, seven of whom shall be appointed by the governor for terms

concurrent with that of the governor, together with the commissioner of mental health, or his designee, and the commissioner of public health, or his designee. The governor shall designate one of his appointees to act as chairman of the council. Each appointive member shall be a resident of the commonwealth. The council members to be appointed by the governor shall consist of two practicing attorneys, two clergymen, one family sociologist, a family care worker, and a trained sociologist or a college instructor of sociology, with the rank of not less than assistant professor.

Section 152. The council shall conduct studies, investigation and research into (1) the scope and operation of the laws of the commonwealth and other states relating to marriage, actions affecting marriages, support of children and other dependents and the effect of court decisions thereon,

(2) the causes of family disintegration and the need for future publicly and privately sponsored programs which will promote and encourage stable family situations, and

(3) the impact of family disintegration on such factors as the cost of welfare programs, the incidence of juvenile delinquency and the rate of crime in the commonwealth.

The council shall make an annual report, as provided in chapter thirty.

The council may make available to the general public and interested persons pertinent information in the field of family life.

Section 153. Subject to the approval of the commissioner of administration, the council may apply for and accept on behalf of the commonwealth any funds or monies from any source including grants, bequests, gifts, contributions, compensation, or other payments made by the federal government and any agencies or subdivisions thereof or by any individual, corporation, association, or public authority. Said funds shall be deposited in a separate account with and received by the state treasurer on behalf of the commonwealth. All such funds may be expended without specific appropriation under terms and conditions provided in rules and regulations established by the commissioner of administration provided such expenditures are otherwise in accordance with law.

The council shall report in full all federal subventions and grants to the budget director and to the comptroller, and such reports shall include such itemization as may be required by federal regulation. All expenditures of funds or monies received by federal subvention or grant shall be subject to the audit of the state auditor.

Approved September 2, 1966.

Chap. 625. AN ACT CREATING THE BACK BAY RESIDENTIAL DISTRICT IN THE CITY OF BOSTON AND ESTABLISHING IN THE BOSTON REDEVELOPMENT AUTHORITY THE BACK BAY ARCHITECTURAL COMMISSION AND DEFINING ITS POWERS AND DUTIES.

Be it enacted, etc., as follows:

SECTION 1. *Purposes.* — The purposes of this act are as follows: (*a*) to promote the economic, cultural, educational and general welfare of the public through the encouragement of high design standards for

the residential portion of the Back Bay area in the city of Boston; (*b*) to safeguard the heritage of the city of Boston by preventing the despoliation of a district in that city which reflects important elements of its cultural, social, economic and political history; (*c*) to stabilize and strengthen residential property values in such area; (*d*) to foster civic beauty and (*e*) to strengthen the economy of the commonwealth and the city of Boston.

SECTION 2. *Establishment of the District.* — There is hereby created in the city of Boston a district to be known as the Back Bay Residential District bounded as follows: — westerly by the easterly side line of Charlesgate east; northerly by the southerly side line of Back street; easterly by the westerly side line of Embankment road; northerly by the southerly side line of Beacon street; easterly by the westerly side line of Arlington street; southerly by the northerly side lines of the public alleys between Newbury street and Commonwealth avenue, from Arlington street to the westerly side line of Massachusetts avenue, said lines being extended across intervening streets and Massachusetts avenue; westerly by the westerly side line of Massachusetts avenue; and southerly by the northerly side line of Newbury street.

SECTION 3. *Definitions.* — As used in this act, the following words shall have the following meanings: —

"Board", the Boston Redevelopment Authority or any successor to it in its capacity as the planning board of the city of Boston.

"Building Commissioner", the building commissioner of the city of Boston.

"City", city of Boston.

"Commission", the commission provided for by section four.

"Exterior architectural feature", the architectural style and general arrangement of such portion of the exterior of a structure as is designed to be open to view from a public street or way, but not such portions as are designed to be open to view only from a public alley, including but not limited to, kind, color and texture of the building material of such portion, type and design of all windows, doors, lights, signs, and other fixtures appurtenant to such portion, the location and adequacy of vehicular access, if any, and the location and treatment of any parking space for motor vehicles open to view from such public street or way.

"Structure", a structure as defined in the Boston Building Code, together with related paving, fencing or masonry or stone walls.

SECTION 4. *Back Bay Architectural Commission.* — There shall be in the Boston Redevelopment Authority a board, known as the Back Bay Architectural Commission, consisting of five commissioners, and five alternates, appointed by the mayor as follows: one commissioner from two candidates, and one alternate from two other candidates, nominated by the Neighborhood Association of the Back Bay, each of whose initial appointments shall be for the term of the remainder of the calendar year in which such appointments are made and one year thereafter; one commissioner from two candidates, and one alternate from two other candidates, nominated by the Greater Boston Real Estate Board, each of whose initial appointments shall be for the term of the remainder of the calendar year in which such appointments are made and two years thereafter; one commissioner from two candidates and one alternate from two other candidates, nominated by the Boston Society of Architects, each of whose initial appointments shall be for

the term of the remainder of the calendar year in which such appointments are made and two years thereafter; one commissioner from two candidates, and one alternate from two other candidates, nominated by the Back Bay Association, each of whose initial appointments shall be for the term of the remainder of the calendar year in which such appointments are made and four years thereafter; and one commissioner, and one alternate, selected at large by the mayor, each of whose initial appointments shall be for the term of the remainder of the calendar year in which such appointments are made and five years thereafter. As the term of any commissioner expires, his successor shall be appointed in like manner as such commissioner for a term of five years. Any vacancy in the office of a commissioner shall be filled in like manner for the unexpired term. As the term of any alternate expires, his successor shall be appointed in like manner as such alternate. Any vacancy in the office of an alternate shall be filled in like manner. Every person appointed an alternate shall be so appointed that his term will expire at the same time as the term of the incumbent commissioner appointed in the same manner as such alternate. Every commissioner and every alternate shall continue in office after the expiration of his term until his successor is duly appointed and qualified. Any commissioner or alternate may be removed by the mayor as provided in section fourteen of chapter four hundred and eighty-six of the acts of nineteen hundred and nine. Whenever a commissioner is absent or unable for any cause to perform his duties, the alternate appointed in the same manner as such commissioner shall exercise the powers and perform the duties of such commissioner; but an alternate shall not otherwise be deemed to be, or act as, a member of the commission.

The commission may adopt, amend and repeal rules for the regulation of its affairs and the conduct of its business, and shall be deemed a department of the city for the purposes of section fifty-three A of chapter forty-four of the General Laws.

The commission shall annually on the first day of May, or as soon thereafter as conveniently may be, elect one of its members as chairman and another as vice chairman. The commission shall be provided with a secretary outside of its membership who shall be an employee of the board. Whenever the secretary shall not be in attendance at a meeting of the commission, the commission shall elect a secretary pro tem for such meeting. The members of the commission shall serve without compensation, but shall be reimbursed for expenses necessarily incurred in the performance of their duties. The records of the commission shall set forth every determination made by the commission and the vote of every member participating therein and the absence or failure to vote of every other member.

The commission shall not be subject to the supervision or control of the board; but unless otherwise ordered by the mayor, the commission shall not communicate with the mayor except through the board and shall not make any annual or other report except through the board.

SECTION 5. *Limitation on Issuance of Building Permit.* — No permit shall be issued by the building commissioner for the construction of any structure in the Back Bay Residential District or the reconstruction, alteration or demolition of any structure now or hereafter in said area, except in cases excluded by section nine, unless the application for such permit bears a certificate under section seven that no exterior archi-

tectural feature is involved or is accompanied by a certificate of design approval issued under section eight.

SECTION 6. *Limitation on Issuance of Sign Permit.* — No permit to erect a sign, marquee, awning, or other exterior architectural feature protruding from any structure in the Back Bay Residential District shall be issued by the public improvement commission of the city of Boston, or by any other agency now or hereafter authorized to issue such permits, unless the application for such permit shall be accompanied by a certificate of design approval issued under section eight.

SECTION 7. *Certificate of Nonapplicability of Statute.* — Except in cases excluded by section nine, every person about to apply to the building commissioner for a permit to construct any structure in the Back Bay Residential District or to reconstruct, alter or demolish any structure now or hereafter in said area shall deposit with the secretary of the commission his application for such permit together with such plans, specifications and other material as the commission may from time to time prescribe. Within eight days thereafter, Saturdays, Sundays and legal holidays excluded, the commission or such member or employee as the commission may from time to time designate so to do shall consider such application, plans, specifications and other material and determine whether any exterior architectural feature is involved. If it is so determined that no exterior architectural feature is involved, the secretary of the commission shall endorse on the application forthwith a certificate of such determination and return the application, plans, specifications and other material to the applicant.

SECTION 8. *Certificate of Design Approval.* — No person shall construct any exterior architectural feature in the Back Bay Residential District, or reconstruct, alter, change, except as hereafter provided, the exterior color of, or demolish, any such feature now or hereafter in said area, until such person shall have filed in duplicate with the secretary of the commission an application for a certificate of design approval in such form and with such plans, specifications and other material as the commission may from time to time prescribe and a certificate of design approval shall have been issued as hereinafter provided in this section. The commission shall retain one copy of the application and transmit the other to the board.

Within eight days after the filing of an application for a certificate of design approval, Saturdays, Sundays and legal holidays excluded, the commission or such member or employee as the commission may from time to time designate so to do shall determine the properties deemed by it to be materially affected by such application and, unless a public hearing on such application is waived in writing by all persons entitled to notice thereof, shall forthwith cause its secretary to give by mail, postage prepaid, to the applicant, to the owners of all such estates as they appear on the then most recent real estate tax list, and to any person filing written request for notice of hearings, such request to be renewed yearly in December, reasonable notice of a public hearing on such application to be held not sooner than twenty days after the date on which the copy of the application was transmitted to the board. The public hearing may be conducted by the commission itself or by such member or members or employee or employees as the board may from time to time designate; provided, however, that if such public hearing is not conducted by the commission itself, the person or persons

so conducting it shall transmit a written report and recommendation thereon forthwith to the commission. There shall be available at such public hearing a report and recommendation from the board, together with material, plans or drawings to aid the commission in reaching its decision. The commission shall not render any decision until such report and recommendation has been received and considered, provided that if no such report and recommendation has been received by the time of the public hearing, the commission may render its decision without such report and recommendation.

As soon as conveniently may be after such public hearing or the waiver thereof, but in all events within forty calendar days after the filing of the application for the certificate of design approval, or within such further time as the applicant may in writing allow, the commission shall determine whether the proposed construction, reconstruction, alteration, change in exterior color or demolition of the exterior architectural feature involved will be approved as based upon a design appropriate for the purposes of this act, or whether, notwithstanding that it may be inappropriate, owing to conditions especially affecting the structure involved, but not affecting the Back Bay Residential District generally, failure to issue a certificate of design approval will involve a substantial hardship to the applicant and such a certificate may be issued without substantial detriment to the public welfare and without substantial derogation from the intent and purposes of this act. In passing upon any design, the commission shall consider, (*a*) the architectural value and significance of the structure and its relationship to the surrounding area; (*b*) the relationship of the exterior architectural features of such structure to the rest of the structure and to the surrounding area; (*c*) the general compatibility of exterior design, arrangement, texture, and materials proposed to be used; (*d*) any landscaping features proposed by the applicant; and (*e*) any aesthetic or other factor, which it deems to be pertinent.

The commission shall pass only upon the exterior architectural features of a structure and shall not consider interior arrangements nor the use to be made of the structure. It is the intent of this act that the commission be strict in its judgment of plans involving substantial new construction or for structures deemed to be valuable according to studies performed on behalf of the city, the board or the commission for said area to determine which structures are of architectural value. It is also the intent of this act that the commission shall be lenient in its judgment of plans for structures of little architectural value except where such plans would seriously impair the architectural value of surrounding structures or the surrounding area.

If the commission determines that the proposed construction, reconstruction, alteration, change in exterior color or demolition of the exterior architectural feature involved meets with its approval or, although inappropriate, owing to conditions as aforesaid, failure to issue a certificate of design approval will involve substantial hardship to the applicant and issuance thereof may be made without substantial detriment or derogation as aforesaid, or if the commission fails to make a determination within the time hereinbefore prescribed, the secretary of the commission shall forthwith issue to the applicant a certificate of design approval. In approving an application the commission may impose conditions which, if the certificate of design approval or the permit for

demolition or removal is acted upon, shall be binding upon the applicant, the owner of the property and his successors in title. Any such conditions may subsequently be modified or removed by the commission. Prior to approving an application subject to conditions, the commission may notify the applicant of its proposed action and permit the applicant to express his opinion thereon. If the commission determines that a certificate of appropriateness should not issue, the commission shall forthwith spread upon its records the reasons for such determination and may include recommendations respecting the proposed construction, reconstruction, alteration, change in exterior color or demolition. Upon the making of any such determination the secretary of the commission shall forthwith by mail, postage prepaid, give notice of such determination to the applicant and to every person filing written request for such notice, transmitting therewith an attested copy of the reasons and recommendations, if any, spread upon the records of the commission.

The exterior color of any building or structure or portions thereof within the Back Bay Residential District may, without the filing of an application for, or the issuance of, a certificate of design approval, be changed to any color or any combination of colors which the commission shall determine from time to time may be so used without substantial derogation from the intent and purposes of this act.

SECTION 9. *Exclusions.* — Nothing in this act shall be construed to prevent any ordinary maintenance or repair of an exterior architectural feature now or hereafter in the Back Bay Residential District which involves no change in design, material, color or outward appearance thereof; nor shall anything in this act be construed to prevent the construction, reconstruction, alteration or demolition of any such feature which the building commissioner shall certify is required by the public safety because of an unsafe or dangerous condition; nor shall anything in this act be construed to prevent the construction, reconstruction, alteration or demolition of any such feature under a permit issued by the building commissioner prior to the effective date of this act.

SECTION 10. *Appeals.* — Any person aggrieved by a determination of the commission may, within thirty days after the making of such determination, appeal to the superior court sitting in equity for the county of Suffolk; provided that within eight days, exclusive of Saturdays, Sundays and legal holidays, after the secretary of the commission mails the notices provided for by the fifth paragraph of section eight, such person files with such secretary written notice of his intention to appeal. The court shall hear all pertinent evidence and shall annul the determination of the commission if it finds the reasons given by the board to be unwarranted by the evidence or to be insufficient in law to warrant the determination of the commission or make such other decree as justice and equity may require. The remedies provided by this section shall be exclusive; but the parties shall have all rights of appeal and exception as in other equity cases. Costs shall not be allowed against the commission unless it shall appear to the court that the commission acted in bad faith or with malice in the matter from which the appeal was taken. Costs shall not be allowed against the party appealing from such determination or approval of the commission unless it shall appear to the court that said party acted in bad faith or with malice in making the appeal to the court.

SECTION 11. *Enforcement.* — Whoever constructs, reconstructs, alters, changes the exterior color of or demolishes any exterior architectural feature now or hereafter in the Back Bay Residential District in violation of this act shall be punished by a fine of not less than fifty dollars nor more than one thousand dollars. In addition, whoever, after notice from the secretary of the commission, maintains any exterior architectural feature now or hereafter in the Back Bay Residential District in violation of this act shall be punished by a fine of not less than ten dollars nor more than one hundred dollars, and each day during any portion of which such violation is allowed to continue shall constitute a separate offense.

The superior court sitting as aforesaid may, upon application of the commission, restrain the construction, reconstruction, alteration, change in exterior color of or demolition of any exterior architectural feature now or hereafter in the Back Bay Residential District in violation of this act and order the removal of any such exterior architectural feature constructed or reconstructed in violation thereof and the substantial restoration of any such exterior architectural feature altered or demolished in violation thereof or the exterior color of which is changed in violation thereof.

SECTION 12. *Severability of Provisions.* — The provisions of this act shall be deemed to be severable; and if any of its provisions shall be held unconstitutional by any court of competent jurisdiction, the decision of such court shall not affect or impair any of the remaining provisions.

SECTION 13. *Effective Date.* — This act shall take effect on December first, nineteen hundred and sixty-six. *Approved September 3, 1966.*

Chap. 626. AN ACT INCREASING THE COMMONWEALTH'S GUARANTEE AND ANNUAL CONTRIBUTIONS FOR THE HOUSING OF ELDERLY PERSONS.

Be it enacted, etc., as follows:

Chapter 121 of the General Laws is hereby amended by striking out section 26VV, as most recently amended by chapter 551 of the acts of 1963, and inserting in place thereof the following section: —

Section 26VV. The commonwealth, acting by and through the department of commerce and development, may enter into a contract or contracts with a housing authority for state financial assistance in the form of a guarantee by the commonwealth of bonds and notes, or either bonds or notes, of the housing authority issued to finance the cost of a project or projects or a part or parts of a project or projects to provide housing for elderly persons of low income. The amount of bonds and notes, or bonds or notes, guaranteed by the commonwealth under this section shall not exceed one hundred and fifty million dollars. Each contract for state financial assistance shall provide that the commonwealth will pay to the housing authority annual contributions; provided, however, that the total amount of annual contributions contracted for by the commonwealth for any one year shall not exceed three million seven hundred and fifty thousand dollars. Each such annual contribution by the commonwealth shall be paid by the commonwealth upon approval and certification by the department of commerce and development to the state comptroller. The provisions of sections twenty-six NN

and twenty-six OO shall, so far as apt, be applicable to contracts for state financial assistance under this section.

In addition to said annual contribution, the commonwealth shall upon approval and certification by the department of commerce and development to the state comptroller pay an additional annual contribution of one and one half per cent of the completion cost during any fiscal year over and above the annual contribution of two and one half per cent of the completion cost permitted under the first paragraph of this section and under sections twenty-six NN and twenty-six OO for any project or projects or a part or parts of a project or projects to provide housing for elderly persons of low income; provided, said project or projects have been determined to be complete and eligible to receive such annual contributions by said division; and provided, further, that the commissioner of said department finds that the combined revenue and subsidy of such projects is insufficient to meet the cost of operation and debt service. The additional annual contributions authorized under this paragraph shall not in any one year exceed two million two hundred and fifty thousand dollars, over and above the three million seven hundred and fifty thousand dollars authorized under the first paragraph.

Approved September 3, 1966.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, September 3, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience requires that the law being Chapter 626 of the Acts of 1966, entitled "An Act increasing the Commonwealth's Guarantee and Annual Contributions for the Housing of Elderly Persons." and the enactment of which received my approval on September 3, 1966, should take effect forthwith.

Postponement of the operation of this act would defeat its purpose which is to provide immediately for urgently needed housing for elderly people.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON September, 3, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at five o'clock and fifteen minutes, P.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter six hundred and twenty-six of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 627. AN ACT PROVIDING FOR THE TRANSFER TO THE METROPOLITAN DISTRICT COMMISSION OF CERTAIN PERSONS EMPLOYED BY THE CITY OF BOSTON IN THE OPERATION OF SUCH PARTS OF ITS MAIN DRAINAGE SYSTEM AS BECOME PART OF THE SOUTH METROPOLITAN SEWERAGE SYSTEM.

Be it enacted, etc., as follows:

Section 2 of chapter 645 of the acts of 1951 is hereby amended by adding the following paragraph: —

Upon the receipt by the metropolitan sewerage system of the sewage of the main drainage system of the city of Boston, there shall be selected from among the assistant sewer pumping station operators employed by said city in the operation of its main drainage system and consenting to the transfer hereinafter provided for, the five having the greatest seniority according to section fifteen D of chapter thirty-one of the General Laws, and from among the sewer gatemen so employed and consenting, the nine having the greatest seniority according to said section; and thereupon said fourteen persons shall forthwith be transferred to and become employees of the commission without impairment of their civil service, retirement, seniority, vacation, holiday or sick leave rights. After determining the duties actually performed by such persons while in the employ of said city, the director of personnel and standardization shall arrange for their inclusion into the classified or labor service of the commonwealth in a position with like, or substantially like, duties, whether or not the title is the same as that held in the service of said city. Each such person shall be allocated in the general salary schedule in the step-in-range of the job group to which such allocated position is assigned which will give such transferred person a salary at least equal to the salary he was receiving at the time of transfer, irrespective of the years of service in the position held by him. If any person affected is already receiving a larger salary than that provided in the job group to which his position is allocated, then such person shall be allocated in the job group he would have been allocated, but at the maximum step-in-grade; provided, however, that his salary shall be the same as it was immediately prior to transfer.

Approved September 3, 1966.

Chap. 628. AN ACT PROHIBITING THE MASSACHUSETTS BAY TRANSPORTATION AUTHORITY FROM DISPOSING OF OR SELLING CERTAIN POWER PLANTS AND SUBSTATIONS, AND DIRECTING SAID AUTHORITY TO CONTINUE THE OPERATION OF THE SAME.

Be it enacted, etc., as follows:

Notwithstanding any contrary provision of law, the Massachusetts Bay Transportation Authority is hereby prohibited from disposing of its power generating plants, known as the South Boston and Lincoln power stations, in the city of Boston, or its twenty-three substations located throughout the area constituting said Authority, by sale, lease or in any other way, and is hereby directed to continue to maintain and to operate said plants and substations. *Approved September 3, 1966.*

Chap. 629. AN ACT ESTABLISHING THE ORANGE AND ATHOL INDUSTRIAL DEVELOPMENT DISTRICT.

Be it enacted, etc., as follows:

SECTION 1. There is hereby established the Orange and Athol Industrial Development District, hereinafter called the district, consisting of the towns of Orange and Athol.

SECTION 2. The district shall be under the direction of a commission consisting of eighteen commissioners, nine of whom shall be the commissioners of the Orange industrial commission and nine of whom shall be the commissioners of the Athol industrial commission. Said commissioners shall serve without compensation and shall elect annually a chairman, and treasurer and secretary from their membership and shall keep records of their deliberations, actions and their recommendations.

SECTION 3. The purposes of the district shall be to promote, stimulate, develop and advance the business prosperity and economic welfare of the towns of Orange and Athol and surrounding area, and the citizens thereof; to encourage and assist, through loans, investments or other business transactions, the location of new business and industry in the towns of Orange and Athol, and vicinity, to rehabilitate and assist existing business and industry; and to stimulate and assist in the expansion of all kinds of business activity which will tend to promote the business development and maintain the economic stability of the towns of Orange and Athol, and vicinity, provide maximum opportunities for employment, encourage thrift, and improve the standard of living of its citizens, and similarly to endeavor to increase and diversify industry and employment. Said towns may appropriate money for the purposes of said district and said district may accept contributions for said purposes from any source.

Said district shall promote and develop the industrial resources of the region comprising the towns of Orange and Athol, and vicinity, shall conduct researches into industrial conditions, shall seek to coordinate the activities of unofficial bodies organized for said purposes, and may advertise, prepare, print and distribute books, maps, charts and pamphlets which in its judgment will further the purposes for which it was created.

In furtherance of such purposes, the district shall, subject to the restrictions and limitations herein contained, have the following powers: —

(*a*) To purchase, receive, hold, lease, or otherwise acquire, and to develop, improve, sell, convey, exchange, mortgage, lease, rent and otherwise deal or trade in and dispose of real property and any estate interests or rights therein and to give clear title thereto.

(*b*) To loan money on bonds secured by mortgages on real or personal property.

(*c*) To erect, construct, alter, maintain and improve commercial, industrial or civic buildings or buildings used for civic or charitable purposes of every description on any lands of the district or upon other lands, and to rebuild, alter and improve industrial, civic or charitable buildings or buildings used for civic or charitable purposes thereon.

(*d*) To purchase, subscribe to, acquire, hold and to sell, assign, mortgage, hypothecate or otherwise dispose of the shares of the capital stock or preferred stock, bonds and other evidences of indebtedness of any

corporation, domestic or foreign; and while owners or holders thereof, to exercise all the rights and powers of ownership, including the right to vote thereon for any purpose; and to issue in exchange for such stock, bonds and other evidences of indebtedness, its own bonds and other obligations.

(*e*) To buy, acquire, hold, use, employ, develop, mortgage, convey, lease and dispose of patent rights, letters patent, copyrights, trade names, labels, processes, devices, inventions, trademarks, formulae, goodwill and other rights, and to pay therefor in cash or property or to issue in exchange therefor bonds and other obligations.

(*f*) To receive stocks, bonds, donations, gifts and to otherwise raise money for the above outlined purposes.

(*g*) To elect, appoint and employ officers, agents and employees; to make contracts and incur liabilities for any of the purposes of the district.

(*h*) To borrow money from any financial institution, and to issue therefor its bonds, debentures, notes or other evidences of indebtedness, whether secured or unsecured, and to secure the same by mortgage, pledge, deed or trust or other lien on its property, franchise, rights and privileges of every kind and nature or any part thereof or interest therein.

(*i*) To cooperate with and avail itself of the facilities of the department of commerce and development and any similar governmental agencies.

(*j*) To do all acts and things necessary or convenient to carry out the powers expressly granted in this act.

SECTION 4. Notwithstanding any rule at common law or any such other provision of any general or special law, or any provision in their respective charters, agreements of association, articles of organization, or trust indentures, all domestic corporations organized for the purpose of carrying on business within the commonwealth, including without implied limitation, electric or gas companies, as defined in section one of chapter one hundred and sixty-four of the General Laws, railroad corporations as defined in section one of chapter one hundred and sixty of the General Laws, financial institutions and, subject to approval, if necessary by a court of competent jurisdiction, trustees, are hereby authorized to acquire, purchase, hold, sell, assign, transfer, or otherwise dispose of any bonds, securities, or other evidences of indebtedness of the district and to make contributions to the district. In making contributions thereto, no financial institution shall expend, in the aggregate, in any one year an amount greater than one half of one per cent of its total or gross earnings or income for the next preceding fiscal year; and provided, further that such contributions may be made over a period not to exceed five years.

SECTION 4A. Bonds and other evidences of indebtedness of the district shall not be deemed to constitute a debt of the towns comprising the district or a pledge of the faith and credit or the taxing power of said towns, but such bonds, and any other obligations shall be payable solely from the funds voluntarily appropriated by said towns or otherwise acquired under the provisions of this act.

SECTION 5. This act shall take effect upon its acceptance by the towns of Orange and Athol. *Approved September 3, 1966.*

Chap. 630. AN ACT TO ASCERTAIN THE WILL OF THE VOTERS OF THE CITY OF LYNN RELATIVE TO USING A SECTION OF PINE GROVE CEMETERY FOR HIGHWAY PURPOSES.

Be it enacted, etc., as follows:

In order to ascertain the will of the voters of the city of Lynn, there shall be placed upon the ballot to be used at the biennial state election in the current year in the city of Lynn the following question: — "Shall the city of Lynn be authorized to use a part of Pine Grove Cemetery in Lynn, which contains no graves where bodies are interred, for the construction of a road connecting Boston street and Parkland avenue with the proposed Interstate Route 95?"

Approved September 3, 1966.

Chap. 631. AN ACT DIRECTING THE METROPOLITAN DISTRICT COMMISSION TO CONSTRUCT A MARGINAL CONDUIT IN THE CITY OF SOMERVILLE.

Be it enacted, etc., as follows:

SECTION 1. The metropolitan district commission, hereinafter called the commission, is hereby authorized and directed to construct a marginal conduit and appurtenances thereto in the city of Somerville from the existing seven foot six inch by eleven foot Somerville Conduit located along Middlesex avenue near Wellington Bridge to tidal estuary below the Mystic River Dam, to prevent pollution of the proposed Mystic River Basin and to avoid continual surcharge of the Somerville Conduit by the permanent level of said Basin.

SECTION 2. To meet the expenditures necessary in carrying out the provisions of this act, the state treasurer shall, upon request of the governor, issue and sell at public or private sale bonds of the commonwealth, registered or with interest coupons attached, as he may deem best to an amount to be specified by the governor, from time to time, but not exceeding, in the aggregate, the sum of eight hundred thousand dollars. All bonds issued by the commonwealth as aforesaid shall be designated on their face, Metropolitan District Commission Somerville Marginal Conduit Loan, Act of 1966, and shall be on serial payment plan for such maximum term of years, not exceeding thirty years, as the governor may recommend to the general court pursuant to Section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth, the maturities thereof to be so arranged that the amounts payable in the several years of the period of amortization other than the final year shall be as nearly equal as in the opinion of the state treasurer it is practicable to make them. Said bonds shall bear interest semi-annually at such rate as the state treasurer, with the approval of the governor, shall fix. The initial maturities of such bonds shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, nineteen hundred and ninety-eight. All interest payments and payments on account of principal on such obligations shall be assessed and paid from the metropolitan district park funds in accordance with methods fixed by law.

SECTION 3. For the purposes of this act, the commission may take by eminent domain, or acquire by purchase or otherwise, any lands, watercourses and rights, subject to the limitations of section thirty-two of chapter ninety-two of the General Laws; provided, however, that cities in the area or areas within which construction may occur shall grant to the commission the right to enter upon any public land and to construct such facilities as may be necessary without recourse to damages therefor. The commission shall heed all reasonable requests of officials of said cities to restore such public property to its present condition in so far as is practical, as provided in said section thirty-two.

SECTION 4. The commission may make application for and use any federal funds or assistance, or both, as may be obtainable in the construction of such works or any part of the total project.

SECTION 5. Section 2 of chapter 478 of the acts of 1966 is hereby amended by striking out the last sentence and inserting in place thereof the following sentence: — All interest payments and payments on account of principal on such bonds shall notwithstanding the provisions of section five B of chapter ninety-two of the General Laws, be part of the debt and expenses of the metropolitan sewerage district.

SECTION 6. This act shall take effect upon its passage, except that section five shall take effect as of the effective date of chapter four hundred and seventy-eight of the acts of nineteen hundred and sixty-six.

Approved September 3, 1966.

Chap. 632. AN ACT PROVIDING FOR THE CONSTRUCTION OF CERTAIN RECREATIONAL FACILITIES BY THE DEPARTMENT OF PUBLIC WORKS IN CERTAIN COUNTIES.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide forthwith for certain necessary recreational facilities in the commonwealth, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public health and convenience.

Be it enacted, etc., as follows:

SECTION 1. The department of public works, hereinafter called the department, acting through its division of waterways and administrator of public beaches, is hereby authorized and directed to expend a sum not to exceed five million dollars, in addition to any other appropriations which may have heretofore been or may hereafter be made, for projects for the construction of a system of swimming pools, skating rinks, and the construction or development of beaches on rivers and great ponds, and thereafter to maintain the same, in the counties of Berkshire, Franklin, Hampden, Hampshire, Plymouth and Worcester; and, for the purposes set forth in this act the jurisdiction and powers of the department shall extend to and be exercised in said counties.

SECTION 2. For the purposes of this act, the department may take by eminent domain or acquire by purchase or otherwise, any lands, waters, water rights, rights of way, easements or other property or interest in property, including public ways, as it may deem necessary to carry out the provisions of this act.

SECTION 3. Notwithstanding any contrary provision of law, plans, specifications and contracts, necessary to construct the recreational facilities authorized by this act, shall not be subject to the approval, control or jurisdiction of the executive office for administration and finance, the bureau of building construction or the bureau of state buildings.

SECTION 4. The department may, on behalf of the commonwealth, make application for and use such federal funds or assistance or both as it may obtain for the planning or construction of the said projects or any part thereof.

SECTION 5. To meet the expenditure necessary in carrying out the provisions of this act, the state treasurer shall, upon request of the governor, issue and sell at public or private sale bonds of the commonwealth, registered or with interest coupons attached, as he may deem best, to an amount to be specified by the governor from time to time, but not exceeding, in the aggregate, the sum of five million dollars. All bonds issued by the commonwealth, as aforesaid, shall be designated on their face, Western Massachusetts and Plymouth County Recreation Loan, Act of 1966, and shall be on the serial payment plan for such maximum term of years, not exceeding ten years, as the governor may recommend to the general court pursuant to Section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth, the maturities thereof to be so arranged that the amounts payable in the several years of the period of amortization other than the final year shall be as nearly equal as in the opinion of the state treasurer it is practicable to make them. Said bonds shall bear interest semiannually at such rate as the state treasurer, with the approval of the governor, shall fix. The initial maturities of such bonds shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, nineteen hundred and eighty-one.

SECTION 6. All sums of money collected or received by the department in the exercise of its function in relation to the facilities constructed and maintained in said counties shall, unless otherwise required, be accounted for and paid to the state treasurer, who shall receive and credit the same to the State Recreation Areas Fund. So much of the expenses of operation and maintenance of said pools and beaches and the recreational facilities located thereon as cannot be met by the surpluses from said fund shall be paid in accordance with the provisions of sections four, five and six of chapter one hundred and thirty-two A of the General Laws. All interest payments and payments on account of principal on the bonds authorized by this act shall be paid from the State Recreation Areas Fund; provided, that notwithstanding the foregoing, such obligations shall be general obligations of the commonwealth.

SECTION 7. No assessment shall be levied on any city or town within the metropolitan parks district for interest payments or payments on account of principal on the bonds authorized by this act.

Approved September 3, 1966.

Chap. 633. AN ACT FURTHER DEFINING THE TERM "BANK HOLDING COMPANY" AND FURTHER REGULATING THE OPERATION OF BANK HOLDING COMPANIES.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to impose forthwith further requirements relative to the operation of bank holding companies, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 167A of the General Laws, as appearing in section 1 of chapter 751 of the acts of 1957, is hereby amended by striking out paragraph (*d*) and inserting in place thereof the following paragraph: —

(*d*) "Bank holding company", (1) any company (i) which, directly or indirectly, owns, controls or holds with power to vote twenty-five per centum or more of the voting stock of each of two or more banking institutions or (ii) which controls the election of a majority of the directors of each of two or more banking institutions or (iii) for the benefit of which or of the stockholders or members of which twenty-five per centum or more of the voting stock of each of two or more banking institutions is held by one or more trustees; and (2) any company which is itself a banking institution and (i) which, directly or indirectly, owns, controls or holds twenty-five per centum or more of the voting stock of one or more banking institutions or (ii) which controls the election of a majority of the directors of one or more banking institutions or (iii) for the benefit of which or of the stockholders or members of which twenty-five per centum or more of the voting stock of one or more banking institutions is hereafter acquired and held by one or more trustees. For the purposes of this chapter, any successor to any such company shall be deemed to be a bank holding company from the date as of which such predecessor company became a bank holding company. Notwithstanding the foregoing, no banking institution shall be a bank holding company by virtue of its ownership or control of stock in a fiduciary capacity, except where such stock is held for the benefit of such banking institution or of the stockholders or members of such banking institution.

SECTION 2. Section 2 of said chapter 167A, as so appearing, is hereby amended by striking out clause (2) and inserting in place thereof the following clause: — (2) no bank holding company owning, controlling or holding with power to vote, directly or indirectly, twenty-five per centum or more of the voting stock of each of two or more banking institutions or, in the case of a bank holding company which is itself a banking institution, owning, controlling or holding with power to vote, directly or indirectly, twenty-five per centum or more of the voting stock of one or more banking institutions shall acquire direct or indirect ownership or control of any additional voting stock in any such banking institution or shall acquire direct or indirect ownership or control of any voting stock in any other banking institution if, after such acquisition, such bank holding company will, directly or indirectly, own or control more than five per centum of the voting stock thereof;.

SECTION 3. Said section 2 of said chapter 167A is hereby further amended by striking out clause (5) and inserting in place thereof the following clause: — (5) no bank holding company shall vote stock which it controls in a banking institution.

SECTION 4. Paragraph (*a*) of section 5 of said chapter 167A, as so appearing, is hereby amended by striking out, in lines 1 to 3, inclusive, the words "holding twenty-five per centum or more of the voting stock of each of two or more banking institutions".

SECTION 5. Section 58 of chapter 172 of the General Laws, as appearing in section 1 of chapter 493 of the acts of 1961, is hereby amended by adding the following paragraph: —

Nothing herein contained shall prevent such a corporation from becoming and functioning as a bank holding company, subject to the requirements of chapter one hundred and sixty-seven A.

Approved September 3, 1966.

Chap. 634. AN ACT RELATIVE TO THE GRANTING OF LICENSES FOR THE SALE OF ALCOHOLIC BEVERAGES BY CERTAIN CLUBS AND VETERANS' ORGANIZATIONS IN THE CITY OF WOBURN.

Be it enacted, etc., as follows:

SECTION 1. The state secretary shall cause to be placed on the official ballot used in the city of Woburn at each biennial state election the following subdivision to the question which he is required under the provisions of section eleven of chapter one hundred and thirty-eight of the General Laws to place on the official ballot in all cities and towns at such elections, to wit: —

E. Shall licenses be granted in the city of Woburn for the sale therein of all alcoholic beverages by clubs and war veterans' organizations?

YES.	
NO.	

If a majority of the votes cast in said city in answer to subdivision D is in the negative and a majority of the votes cast in answer to subdivision E is in the affirmative, said city shall, irrespective of the results of the votes in answer to subdivisions B, C and D, be taken to authorize for the two calendar years next succeeding, the sale in said city of all alcoholic beverages to be drunk on the premises of clubs and veterans' organizations as defined and limited in section twelve of chapter one hundred and thirty-eight, notwithstanding any provisions of said section twelve to the contrary. Said licenses shall be subject, however, to all other provisions of said chapter one hundred and thirty-eight.

SECTION 2. This act shall take effect upon its passage.

Approved September 3, 1966.

Chap. 635. AN ACT RELATIVE TO THE SALARIES OF CERTAIN OFFICERS AND EMPLOYEES OF THE COMMONWEALTH.

Be it enacted, etc., as follows:

SECTION 1. Paragraph (1) of section 46 of chapter 30 of the General Laws is hereby amended by striking out the salary schedule, as most recently amended by section 1 of chapter 210 of the acts of 1966, and inserting in place thereof the following: —

GENERAL SALARY SCHEDULE.
(Weekly Rates on total cash basis.)

JOB GROUP.	Step 1 Minimum.	Step 2.	Step 3.	Step 4.	Step 5.	Step 6.	Step 7 Maximum.	Increment.
I	$68.35	$71.20	$74.05	$76.90	$79.75	$82.60	$85.45	$2.85
II	70.90	73.75	76.60	79.45	82.30	85.15	88.00	2.85
III	73.80	77.00	80.20	83.40	86.60	89.80	93.00	3.20
IV	77.60	80.80	84.00	87.20	90.40	93.60	96.80	3.20
V	80.45	83.95	87.45	90.95	94.45	97.95	101.45	3.50
VI	85.55	89.05	92.55	96.05	99.55	103.05	106.55	3.50
VII	90.00	93.80	97.60	101.40	105.20	109.00	112.80	3.80
VIII	94.15	98.30	102.45	106.50	110.65	114.80	118.95	4.15
IX	100.80	105.25	109.70	114.15	118.60	123.05	127.50	4.45
X	107.50	112.25	117.00	121.75	126.50	131.25	136.00	4.75
XI	114.15	119.25	124.35	129.45	134.55	139.65	144.75	5.10
XII	122.10	127.50	132.90	138.30	143.70	149.10	154.50	5.40
XIII	132.60	138.30	144.00	149.70	155.40	161.10	166.80	5.70
XIV	142.15	148.50	154.85	161.20	167.55	173.90	180.25	6.35
XV	152.65	159.35	166.05	172.75	179.45	186.15	192.85	6.70
XVI	163.45	170.75	178.05	185.35	192.65	199.95	207.25	7.30
XVII	175.20	182.85	190.50	198.15	205.80	213.45	221.10	7.65
XVIII	184.75	193.00	201.25	209.50	217.75	226.00	234.25	8.25
XIX	195.55	204.45	213.35	222.25	231.15	240.05	248.95	8.90
XX	207.35	216.55	225.75	234.95	244.15	253.35	262.55	9.20
XXI	218.15	228.00	237.85	247.90	257.75	267.60	277.45	9.85
XXII	230.25	240.75	251.25	261.75	272.25	282.75	293.25	10.50
XXIII	243.25	254.05	264.85	275.65	286.45	297.25	308.05	10.80
XXIV	255.35	266.80	278.25	289.70	301.15	312.50	323.95	11.45
XXV	267.45	279.55	291.65	303.75	315.85	327.95	340.05	12.10
XXVI	278.25	290.95	303.65	316.35	329.05	341.75	354.45	12.70
XXVII	291.30	304.35	317.40	330.45	343.50	356.55	369.60	13.05
XXVIII	303.40	317.10	330.80	344.50	358.20	371.90	385.60	13.70
XXIX	316.70	331.00	345.30	359.60	373.90	388.20	402.50	14.30
XXX	331.35	346.30	361.25	376.20	391.15	406.10	421.05	14.95
XXXI	344.70	360.30	375.90	391.50	407.10	422.70	438.30	15.60
XXXII	359.35	375.55	391.75	407.95	424.15	440.35	456.55	16.20
XXXIII	373.95	390.80	407.65	424.50	441.35	458.20	475.05	16.85

SECTION 1A. The salary of each employee in the service of the commonwealth and paid from the treasury thereof, other than an employee with a salary specifically fixed by statute or an employee whose salary is increased under the provisions of section one of this act, shall be increased over the rate paid November twenty-sixth, nineteen hundred and sixty-six, by six per cent.

SECTION 2. This act shall take effect as of November twenty-seventh, nineteen hundred and sixty-six. *Approved September 3, 1966.*

Chap. 636. AN ACT PROVIDING THAT SALES OF REAL ESTATE TO THE COMMONWEALTH, ITS POLITICAL SUBDIVISIONS OR PUBLIC AUTHORITIES BY THE MASSACHUSETTS BAY TRANSPORTATION AUTHORITY SHALL BE EXEMPT FROM THE LAW REQUIRING COMPETITIVE BIDDING THEREFOR.

Be it enacted, etc., as follows:

Section 5 of chapter 161A of the General Laws is hereby amended by striking out subsection (*b*) and inserting in place thereof the following subsection: —

(*b*) No real estate shall be sold unless notice of the intent to sell such real estate shall have been given to the advisory board not less than thirty days prior to the date of sale and unless the sale shall have been advertised at least once a week for three successive weeks prior to the date of sale in a newspaper of general circulation in the city or town in which the real property to be sold is located; provided that no such advertising shall be required if a sale or conveyance of such real estate is made to the commonwealth or any political subdivision thereof or to any agency or instrumentality of either of them. Such real property shall, unless sold to the commonwealth or any political subdivision thereof or to any agency or instrumentality of either of them, be sold to the highest bidder. *Approved September 3, 1966.*

Chap. 637. AN ACT AUTHORIZING THE SALE OF CERTAIN SPARKLERS DURING A LIMITED PERIOD EACH YEAR.

Be it enacted, etc., as follows:

Section 39 of chapter 148 of the General Laws is hereby amended by adding after the word "birds", as appearing in chapter 213 of the acts of 1956, the words: — , or (10) to the sale, keeping or offering for sale, or use, between June tenth and July fifteenth in any year of (*a*) gold-star-producing sparklers, on wires, containing no magnesium, chlorate or perchlorate or (*b*) flitter sparklers in tubes.

Approved September 3, 1966.

Chap. 638. AN ACT PROVIDING FOR THE RECOGNITION BY THE COURTS OF MASSACHUSETTS OF MONEY-JUDGMENTS OF FOREIGN STATES.

Be it enacted, etc., as follows:

Chapter 235 of the General Laws is hereby amended by inserting after section 23, under the caption MONEY-JUDGMENTS OF FOREIGN STATES, the following section: —

Section 23A. Except as hereinafter provided, any foreign judgment that is final and conclusive and enforceable where rendered even though an appeal therefrom is pending or it is subject to appeal shall be conclusive between the parties to the extent that it grants or denies recovery of a sum of money. The foreign judgment shall be enforceable in the same manner as the judgment of a sister state which is entitled to full faith and credit.

A foreign judgment shall not be conclusive if (1) it was rendered under a system which does not provide impartial tribunals or procedures compatible with the requirements of due process of law; (2) the foreign court did not have personal jurisdiction over the defendant; or (3) the foreign court did not have jurisdiction over the subject matter.

A foreign judgment shall not be recognized if (1) the defendant in the proceedings in the foreign court did not receive notice of the proceedings in sufficient time to enable him to defend; (2) the judgment was obtained by fraud; (3) the cause of action on which the judgment is based is repugnant to the public policy of this state; (4) the judgment conflicts with another final and conclusive judgment; (5) the proceedings in the foreign court were contrary to an agreement between the parties under which the dispute in question was to be settled otherwise than by proceedings in that court; (6) in the case of jurisdiction based only on personal service, the foreign court was a seriously inconvenient forum for the trial of the action; or (7) judgments of this state are not recognized in the courts of the foreign state.

A foreign judgment shall not be refused recognition for lack of personal jurisdiction if (1) the defendant was served personally in the foreign state; (2) the defendant voluntarily appeared in the proceedings, other than for the purpose of protecting property seized or threatened with seizure in the proceedings or of contesting the jurisdiction of the court over him; (3) the defendant prior to the commencement of the proceedings had agreed to submit to the jurisdiction of the foreign court with respect to the subject matter involved; (4) the defendant was domiciled in the foreign state when the proceedings were instituted, or, being a body corporate had its principal place of business, was incorporated, or had otherwise acquired corporate status, in the foreign state; (5) the defendant had a business office in the foreign state and the proceedings in the foreign court involved a cause of action arising out of business done by the defendant through that office in the foreign state; or (6) the defendant operated a motor vehicle or airplane in the foreign state and the proceedings involved a cause of action arising out of such operation.

The courts of this state may recognize other bases of jurisdiction.

If the defendant satisfies the court either that an appeal is pending or that he is entitled and intends to appeal from the foreign judgment, the court may stay the proceedings until the appeal has been determined or until the expiration of a period of time sufficient to enable the defendant to prosecute the appeal.

This section shall not prevent the recognition of a foreign judgment in situations not covered by this section and its provisions.

As used in this section (1) "foreign state" means any governmental unit other than the United States, or any state, district, commonwealth, territory, insular possession thereof, or the Panama Canal Zone, the Trust Territory of the Pacific Islands, or the Ryukyu Islands; (2) "foreign judgment" means any judgment of a foreign state granting or denying recovery of a sum of money, other than a judgment for taxes, a fine or other penalty, or a judgment for support in matrimonial or family matters. *Approved September 3, 1966.*

Chap. 639. AN ACT PROVIDING THAT CERTAIN LICENSES GRANTED OR TO BE GRANTED BY THE DEPARTMENT OF PUBLIC WORKS TO PLACE AND MAINTAIN FILL AND STRUCTURES IN CERTAIN TIDEWATERS IN THE TOWN OF COHASSET BE IRREVOCABLE.

Be it enacted, etc., as follows:

SECTION 1. License number 3460, granted by the Harbor and Land Commissioners, dated April 3, 1910, and the licenses granted by the department of public works, being licenses numbered 320, 744, 787 and 1512, dated May 31, 1923, December 9, 1926, May 12, 1927, and August 9, 1933, respectively, for the construction or extension of structures, the placing and maintenance of fill or the driving of piles in certain tidewaters in the town of Cohasset, shall, notwithstanding any provision of general or special law to the contrary, be irrevocable; provided, however, that if the commonwealth or any of its political subdivisions shall take, within ten years after the effective date of this act, any land which has the benefit of said licenses, the damages recoverable by reason of such taking shall not exceed the cost of acquisition of such land by the owner from whom the taking is made together with the cost to such owner of any buildings or improvements thereon, with interest at four per cent annually from the date any such cost was incurred.

SECTION 2. Said department may grant licenses pursuant to chapter ninety-one of the General Laws for the aforesaid purposes for land in said town now owned by John G. Carzis which, with the buildings and other structures thereon, is known as Kimball's, bounded easterly by Cohasset Harbor, northerly by Margin Street, westerly by Elm and Border streets, and land of Mary F. Cousens and Eleanor S. Marsh, and southerly by land of the town of Cohasset, which shall, notwithstanding any provision of section fifteen of said chapter ninety-one to the contrary, be irrevocable, subject, however, to the conditions, which shall be expressed in any such license, that applicable provisions of said chapter ninety-one are complied with, and that if the commonwealth or any of its political subdivisions shall take, within ten years after such license is granted, any land which has the benefit of such license, the damages recoverable by reason of such taking shall not exceed the cost of acquisition of such land by the owner from whom the taking is made together with the cost to such owner of any buildings or improvements thereon, with interest at four per cent annually from the date any such cost was incurred. *Approved September 3, 1966.*

Chap. 640. AN ACT PROVIDING FOR THE ASSESSMENT OF CITIES AND TOWNS FOR PATIENTS SENT TO THE BRISTOL COUNTY HOSPITAL AND NURSING HOME FOR THE AGING.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any provision of general or special law to the contrary, any city or town sending patients to the Bristol county hospital and nursing home for the aging shall be assessed on the basis of the actual cost of care of the patients so sent.

SECTION 2. This act shall take effect on July first, nineteen hundred and sixty-eight. *Approved September 3, 1966.*

Chap. 641. AN ACT INCREASING THE SALARY OF THE COMMISSIONER OF VETERANS' SERVICES.

Be it enacted, etc., as follows:

The first sentence of section 22 of chapter 6 of the General Laws is hereby amended by striking out, in line 4, as appearing in section 1 of chapter 801 of the acts of 1963, the word "twelve" and inserting in place thereof the word: — fourteen. *Approved September 3, 1966.*

Chap. 642. AN ACT ESTABLISHING IN THE CITY OF BOSTON A PUBLIC FACILITIES DEPARTMENT, ABOLISHING THE DEPARTMENT OF SCHOOL BUILDINGS AND TRANSFERRING ITS FUNCTIONS IN PART TO SAID PUBLIC FACILITIES DEPARTMENT AND IN PART TO THE SCHOOL COMMITTEE OF SAID CITY FOR THE MORE EFFICIENT AND ECONOMICAL CONSTRUCTION AND ALTERATION OF MUNICIPAL BUILDINGS.

Be it enacted, etc., as follows:

SECTION 1. There shall be in the city of Boston, hereinafter called the city, a department, known as the public facilities department, hereinafter called the department, which shall be under the charge of a board, known as the public facilities commission, hereinafter sometimes called the commission, consisting of three members, known as public facilities commissioners, each appointed by the mayor for a term expiring on the first Monday of the January following the next biennial municipal election at which a mayor is elected. The mayor may remove any public facilities commissioner at any time by filing a written statement to such effect with the city clerk.

The commission shall elect one of its members as chairman and another as vice-chairman and shall also appoint a secretary who need not be a member of the commission. The members of the commission shall serve without compensation and shall be deemed to be special municipal employees for the purposes of chapter two hundred and sixty-eight A of the General Laws. No person shall serve as a member of the commission while holding the office of mayor, city councillor or school committeeman, but a member may simultaneously hold any other office or position under the city government or any office or position under the state or federal government.

The commission shall meet at least once each three months. All words in this act purporting to give authority to, or to direct an act by, the commission shall be construed as giving such authority or direction to a majority of the commission acting either in meeting or by a writing signed by such majority and filed with the secretary of the commission.

SECTION 2. There shall be in the department an officer, known as the director of public facilities, hereinafter called the director, appointed by the commission to serve at its pleasure, and such other personnel, including accountants, architects, engineers, construction, financial and other experts, managers and superintendents, as the commission may from time to time deem expedient; provided, however, that no person shall be elected or appointed by the commission to any office or position, other than those of chairman, vice-chairman and director, unless such person is nominated for such election or appointment by the director. Without obtaining the consent of any other board or officer or further

authority than that contained in this act, the commission may fix the compensation of the director and, upon recommendation of the director but not otherwise, of all other personnel elected or appointed by it. Neither chapter thirty-one of the General Laws nor any rule made thereunder shall apply to the director or any other personnel elected or appointed by the commission; provided, however, that said chapter thirty-one and rules made thereunder shall continue to apply to every person transferred to the service of the commission if at the time of such transfer such person holds an office or position under a permanent civil service appointment and is not still serving his probationary period; and further provided that said chapter and rules shall govern promotions among those to whom they continue to apply.

The director shall be the executive officer of the commission and shall have such powers and perform such duties as the commission shall from time to time determine. The commission may delegate to, and recall from, the director, whenever the commission deems it expedient, the power to make contracts and any or all of its other powers, as the commission may from time to time determine.

SECTION 3. It shall be the duty of the commission, and the commission shall have the exclusive power and authority:

(*a*) To prepare and from time to time amend a long-range capital improvement program designed to provide the necessary structures, facilities and equipment when needed or as soon thereafter as the conditions and adaptability of buildings then existing, the expected availability of buildings then being constructed and the financial resources of the city will permit. Such program shall specify the capital improvement projects to be undertaken in the ten years immediately following the year in which such program is prepared, the estimated cost of each such project, the proposed commencement and completion dates thereof, and, to the extent practicable, the proposed or alternative sites therefor. Such program shall include not only all proposed new structures and facilities, but all proposed alteration, rehabilitation, modernization, change in use or demolition of structures and facilities from time to time existing.

(*b*) Subject to the limitations in section four of this act, to select the site for each new structure and facility and each extension of structures and facilities from time to time existing.

(*c*) Subject to the limitations in section four of this act, to prepare such plans and specifications as may be necessary or advisable to construct new structures and facilities and to reconstruct, remodel and demolish structures and facilities from time to time existing, and, except as otherwise provided in section eight, to make major alterations and major repairs of such structures and facilities.

(*d*) Subject to the provisions of sections forty-four A to forty-four L, inclusive, of chapter one hundred and forty-nine of the General Laws, to construct new structures and facilities and to reconstruct, remodel, and demolish structures and facilities from time to time existing.

(*e*) To make major alterations and major repairs of all structures and facilities from time to time belonging to the city, other than school buildings and their yards. As used in this clause and clause (*c*) "major alterations" and "major repairs" shall mean respectively alterations and repairs the estimated cost of which would require compliance with sections forty-four A to forty-four L, inclusive, of chapter one hundred

and forty-nine of the General Laws; and "alterations", as used in this section and in section eight means work which does not involve the whole of the structure or facility affected or involve a change in its use and which is not in connection with the construction of a new structure or facility or of an addition to a structure or facility from time to time existing or in connection with other reconstruction or remodeling of structures or facilities from time to time existing.

(*f*) To plan, lay out, relocate, widen, alter or discontinue, in the manner provided therefor by law, any public way or alley or any public sewer and to provide for the planting or removal of public shade trees in connection therewith whenever such way, alley or sewer is within the limits of a project of the commission.

The commission shall also have power and authority:

(i) To accept grants, gifts and other aid from the federal government or any agency thereof, the commonwealth or any authority or agency thereof, or any charitable foundation, private corporation or individual and, notwithstanding the provisions of section fifty-three of chapter forty-four of the General Laws, to expend the same without appropriation.

(ii) To delegate any of its powers or functions to any other department or officer, board, commission or authority of the city or to any other public body politic and corporate incurring expenses which the city appropriates money to defray. Each such officer, department, board, commission, authority and public body is hereby authorized and directed to accept such delegation and exercise the power and perform the function so delegated.

(iii) To contract with a company or companies authorized to do such business in the commonwealth for the issuance of a policy or policies insuring the city against (*a*) legal liability for loss or damage on account of personal injury or death or property damage caused by accident on or about any real estate which has or shall have been let or leased; (*b*) loss or damage to any such real estate, and legal liability for loss or damage on account of personal injury or death or property damage, caused by the breakage, explosion or rupture of, or any accidental injury to, steam boilers and pipes and containers connected therewith, any lighting, heating or cooking apparatus or their connections, flywheels, power wheels, and engines or other apparatus for applying or transmitting motive or electrical power, tanks or other receptacles under pressure, or their connections, or machinery of any kind on any such real estate; and (*c*) loss or damage to glass on any such real estate, including lettering and ornamentation thereon, and loss or damage caused by the breakage of such glass.

(iv) To engage by contract from time to time such architects, construction or financial experts, accountants, engineers, custodial or maintenance firms, and other independent contractors as may be necessary or convenient and recommended by the director.

(v) To make and execute all contracts and instruments and do any and all other things necessary or convenient for the exercise and fulfillment of the commission's powers, duties and responsibilities pursuant to this act.

(vi) To continually investigate and study, and from time to time report in writing to the mayor on, the services the city should provide and the manner in which its functions can best be performed in all

areas of existing or potential municipal endeavor and the structures, facilities and equipment necessary therefor.

SECTION 4. (A) No site shall be selected by the commission for any new structure or facility or for the extension of any structure or facility from time to time existing unless the director shall have recommended such site to the commission; and no architect, engineer or other expert shall be engaged as an independent contractor by the commission in connection with the construction, reconstruction, alteration, remodeling, or demolition of any structure or facility unless the director shall have recommended such architect, engineer or other expert to the commission for such engagement.

(B) The director shall not recommend any site to the commission for selection unless he has given every board, officer, authority or body to use the same in the first instance written notice of his proposed recommendation nor until each such board, officer, authority or body has filed with him written comments thereon or fourteen days, or such longer period as the director in his said notice may specify, have elapsed after the director's delivering said notice without his receiving such comments.

(C) The commission shall not approve the preliminary studies of any architect or engineer for any structure or facility, unless a statement of functional requirements respecting such structure or facility and such studies shall have been submitted by the director to every board, officer, authority or body to use such structure or facility in the first instance nor until each such board, officer, authority or body has filed with the director written comments with respect thereto or fourteen days, or such longer period as the director in his said submission may specify, have elapsed after the director's delivering such submission without his receiving such comments.

(D) Whenever the superintendent of schools in response to a notice of proposed site or a submission of architectural or engineering studies and statement of functional requirements with respect to a school building delivered by the director, as provided in this section four, disapproves such site or the plans for such school building and files within the period of time specified in such notice or submission a counterproposal specifying a site for such school building or specifying particular changes of such plans, without further notice or submission the director may recommend and the commission may select the site specified in such counterproposal or approve the plans after modification in accordance with such changes; and if the commission rejects a site or changes of plans specified in such a counterproposal, the director shall submit to the commissioner of education copies of such counterproposal and all accompanying statements of the superintendent of schools together with the notice or submission delivered by the director and statements of the director in support thereof. Within thirty days after a submission to the commissioner of education pursuant to the preceding sentence, the commissioner of education shall notify the director of his selection of the site or plans as proposed by the director or as specified in such counterproposal; and such selection by the commissioner of education shall be binding upon the director and commission.

(E) The construction, reconstruction, alteration, remodeling, and demolition by the commission of structures and facilities shall be subject to the provisions of chapter one hundred and forty-three of the General

Laws relative to the safety of persons in buildings, but shall not be subject to any other building, fire, garage, health or zoning law or any building, fire, garage, health or zoning ordinance, rule or regulation applicable in the city of Boston.

(F) In entering into contracts on behalf of the city, the commission shall be subject to the provisions, so far as apt, of section six of chapter four hundred and eighteen of the acts of eighteen hundred and ninety.

SECTION 5. Every board and officer of the city, including the school committee, and every authority and public body politic and corporate incurring expenses which the city appropriates money to defray, may, and at the request of the commission shall, conduct theoretical or action research designed to define improvements in the services offered or provided, and the functions performed, by such board, officer, authority or body; and the school committee may prepare and from time to time amend or supplement a report of educational specifications and programs for the guidance of the commission. The results of all such research and such report of the school committee and any amendment or supplement thereto shall be submitted to the commission, and may also be made available to, and information respecting the same may be disseminated to, appropriate agencies of the city, state and federal governments.

SECTION 6. Not later than the first Monday in February of each year, the mayor shall submit to the city council an annual loan order making such appropriations as may be met by loans and, when added to the appropriations in the annual budget, will enable the undertaking in such year of the capital improvements specified in the approved capital improvement program to be undertaken in such year, and thereafter may submit such supplementary loan orders for such purposes as he may deem necessary.

SECTION 7. The city, by a two thirds vote, as defined in section one of chapter forty-four of the General Laws, may borrow from time to time sums not exceeding, in the aggregate, one hundred fifteen million dollars for the purpose of planning, designing, acquiring land for, constructing and originally equipping structures and facilities it is authorized to construct, and may issue bonds or notes therefor, which shall bear on their face the words, City of Boston, Capital Improvements Loan, Act of 1966. Each issue shall constitute a separate loan; and such loans shall be paid in not more than thirty years from their dates. Debt incurred from time to time under this act shall not be included in determining the limit of indebtedness of the city as established by law, but shall, except as herein provided, be subject to the provisions, applicable to the city, of chapter forty-four of the General Laws, exclusive of the limitation contained in the first paragraph of section seven thereof, but including the provisions of section seventeen thereof relative to temporary loans in anticipation of the issue of bonds or notes.

SECTION 8. It shall be the duty of the school committee of the city, and the school committee shall have the exclusive power and authority to perform necessary alterations, as defined in section three, maintenance and repairs of public school buildings and their yards and furnishings.

SECTION 9. Section 1A of chapter 231 of the acts of 1906, as appearing in section 1 of chapter 208 of the acts of 1965, is hereby amended by inserting after the second paragraph the following paragraph: —

Subject to the provisions of the last paragraph of section one, the school committee shall also elect a chief structural engineer, a senior structural engineer, and not more than three structural engineers, who shall severally hold office until removed by the school committee. The chief structural engineer shall constitute the awarding authority within the meaning of sections forty-four A to forty-four L, inclusive, of chapter one hundred and forty-nine of the General Laws with respect to contracts for the alteration or repair of public school buildings. At such times as the chief structural engineer is absent or unable from any cause to perform his duties or as there is a vacancy in the office of chief structural engineer, the senior structural engineer, or in case of his absence or disability or of a vacancy in such office such structural engineer as the school committee shall from time to time designate, shall act as chief structural engineer.

SECTION 10. Section 3 of chapter 486 of the acts of 1909, as most recently amended by section 1 of chapter 604 of the acts of 1941, is hereby further amended by inserting after the third sentence the following sentence: — The city council shall take definite action on any supplementary appropriation order for the public facilities department by adopting, reducing or rejecting it within sixty days after it is filed with the city clerk; and in the event of their failure so to do, such supplementary appropriation order as submitted by the mayor shall be in effect as if formally adopted by the city council and approved by the mayor.

SECTION 11. Section 14 of said chapter 486 is hereby amended by striking out the last sentence and inserting in place thereof the following sentence: — The provisions of this section shall not apply to the school committee, the public facilities commission, or any official by law appointed by the governor.

SECTION 12. Said chapter 486 is hereby amended by striking out section 31 and inserting in place thereof the following sections: —

Section 31. Without obtaining the consent of any other board or officer or further authority than that contained in this act, the public facilities commission, in the name of the city, may acquire by purchase, lease, gift, devise or otherwise for any municipal purpose a fee simple absolute or any lesser interest in any land, public or private, within the limits of the city, including air rights and riparian rights, and may take by eminent domain under chapter seventy-nine or chapter eighty A of the General Laws any such fee or interest except in parks and playgrounds and except also, unless there be express consent, in lands belonging to or covered by contract with the United States, the commonwealth, the Boston Housing Authority or the Boston Redevelopment Authority. Whenever the price proposed to be paid for any land to be acquired for any municipal purpose is more than twenty-five per cent higher than its average assessed valuation during the previous three years, such land shall not be acquired by purchase, but shall be taken by eminent domain. No land shall be taken until an appropriation by loan or otherwise for the general purpose for which land is needed shall have been made by the mayor and city council by a two thirds vote of all its members; nor shall a price be paid in excess of the appropriation, unless a larger sum is awarded by a court of competent jurisdiction. Nothing in this section shall affect in any way the powers and duties of the real property board under chapter four hundred and seventy-four

of the acts of nineteen hundred and forty-six as now or hereafter amended, or of the public improvement commission as successor in function to the board of street commissioners under chapter four hundred and thirty-seven of the acts of eighteen hundred and ninety-three or chapter four hundred and twenty-six of the acts of eighteen hundred and ninety-seven or chapter three hundred and ninety-three of the acts of nineteen hundred and six, as severally now or hereafter amended, or acts in addition thereto.

Section 31A. Without obtaining the consent of any board or officer other than the mayor, and without interdepartmental payment, the public facilities commission, without further authority, may transfer any land now or hereafter belonging to the city, except parks and playgrounds, but including school lands and land acquired by foreclosure of tax title, from the municipal purpose, if any, to which it is devoted at the time of such transfer to any other specific municipal purpose, and may also transfer the care, custody, management and control of any such land, except parks and playgrounds, but including school land and land acquired by foreclosure of tax title, from such board or officer, including itself, as at the time of such transfer may have the same to such other board or officer, including itself, as it may determine.

Section 31B. Without obtaining the consent of any board or officer other than the mayor, the public facilities commission, without further authority, may, for such rent or price and upon such terms as said commission may deem appropriate, lease or sublease or sell, grant, and convey any surplus land, as hereinafter defined, to the federal government or any agency thereof, the commonwealth or any political subdivision or authority thereof or, if notice of intent to lease or sell such land or buildings together with a statement of when and where written details of such proposed lease or sale may be examined shall first have been publicly advertised in the City Record once a week for two successive weeks, to any person, firm, corporation or trust. "Surplus land", as used in this section, shall be deemed to mean land, buildings and real estate now or hereafter belonging to the city and in the care, custody, management and control of said commission (except parks and playgrounds) which at the time of such lease or sale are or have been used for school purposes, or which have been acquired by foreclosure of tax titles or acquired under section eighty of chapter sixty of the General Laws, or which, irrespective of the manner or time of acquisition, are not held by the city for a specific purpose, or which have been transferred to the commission by the city council.

SECTION 13. Section 2 of chapter 224 of the acts of 1936 is hereby amended by striking out clause (*a*), as appearing in section 1 of chapter 117 of the acts of 1949.

SECTION 14. Section 17E of chapter 452 of the acts of 1948 as appearing in section 1 of chapter 376 of the acts of 1951, is hereby amended by striking out, in lines 3 and 4, the words "other than for school purposes", by striking out, in lines 17 and 18, the words "other than for school purposes", and also by striking out, in line 26, the words "the amount of land to be sold or".

SECTION 14A. Notwithstanding the provisions of the third paragraph of section one A of chapter two hundred and thirty-one of the acts of nineteen hundred and six, as appearing in section nine of this act, the incumbents of the position of chief structural engineer and of the po-

sition of senior structural engineer in the school department of the city of Boston when this act takes effect shall, without nomination or appointment, become respectively the chief structural engineer and the senior structural engineer provided for by said third paragraph, and the civil service law and rules shall continue to apply to such incumbents, but not to their successors in office; and the deputy superintendents in the department of school buildings of said city when this act takes effect shall, without nomination or appointment, become the structural engineers provided for by said third paragraph, and they, but not their successors in office, shall hold office subject to sections forty-three and forty-five of chapter thirty-one of the General Laws.

Neither the chief structural engineer, the senior structural engineer or any such deputy superintendent shall suffer any reduction in compensation or any impairment of his retirement, vacation or sick leave rights by reason of the passage of this act.

SECTION 15. The board of commissioners of school buildings of the city, the department of school buildings of the city, and the offices of the superintendent of construction, and of the deputy superintendents, in said department are hereby abolished. All property in the care and custody of said department is hereby transferred to the care and custody of the school department of the city. Section six of chapter two hundred and forty-one of the acts of eighteen hundred and seventy-five, as amended, chapter four hundred and eight of the acts of eighteen hundred and ninety-five, chapter two hundred and two of the acts of eighteen hundred and ninety-seven, as amended, chapter four hundred and seventy-three of the acts of nineteen hundred and one, as amended, and chapter three hundred and fifty-one of the acts of nineteen hundred and twenty-nine, as amended, are hereby repealed.

Every person holding in said department of school buildings on the effective date of this act an office or position subject to the civil service law and rules shall be transferred without civil service examination or registration to a similar office or position under the school committee of the city without reduction in rank or compensation or impairment of his civil service rights or his retirement, seniority, vacation or sick leave rights; and his service shall be deemed to have been continuous to the same extent as if the abolition of said department of school buildings had not taken place. No person holding an office or position in said department of school buildings on the effective date of this act shall suffer any impairment of his retirement or pension rights by reason of the abolition of said department of school buildings.

Approved September 3, 1966.

Chap. 643. AN ACT PROVIDING FOR THE CONSTRUCTION OF A NEW STATE POLICE SUBSTATION IN THE CITY OF MARLBOROUGH.

Be it enacted, etc., as follows:

The department of public safety is hereby authorized to construct, furnish and equip a new state police substation on a site to be selected by said department in the city of Marlborough. For said purpose, and subject to appropriation, said department may acquire by eminent domain, by purchase or otherwise such land as may be necessary.

Approved September 3, 1966.

Chap. 644. AN ACT DESIGNATING THE SONG "ALL HAIL TO MASSACHUSETTS" AS THE SONG OF THE COMMONWEALTH.

Be it enacted, etc., as follows:

SECTION 1. The song "All Hail to Massachusetts", words and music by Arthur J. Marsh, shall be the song of the commonwealth.

SECTION 2. This act shall take effect upon the filing with the state secretary of a properly executed transfer of the copyright to said song to the commonwealth. *Approved September 3, 1966.*

Chap. 645. AN ACT PROVIDING THAT THE SALARIES IN THE EVERETT POLICE DEPARTMENT SHALL BE NOT LESS THAN SALARIES IN THE METROPOLITAN DISTRICT COMMISSION POLICE FORCE.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any contrary provision of any general or special law, the patrolmen and superior officers of the Everett police department shall for the first two years of service be paid a yearly salary which is not less than the yearly salary being paid on the effective date of this act to the patrolmen and superior officers of corresponding rank and years of service in such rank of the metropolitan district commission police force for the first two years of service, and for the third year and each year thereafter a salary equal to the maximum salary paid to a metropolitan district commission police officer of equal rank and years of service in such rank.

SECTION 2. This act shall be submitted for acceptance to the voters of the city of Everett at the biennial state election in the current year in the form of the following question, which shall be placed upon the official ballot to be used in said city at said election: — "Shall an act passed by the General Court in the year nineteen hundred and sixty-six, entitled 'An Act providing that the salaries in the Everett police department shall be not less than salaries in the metropolitan district commission police force', be accepted?" If a majority of the votes in answer to said question is in the affirmative, this act shall thereupon take full effect, but not otherwise. *Approved September 3, 1966.*

Chap. 646. AN ACT PROVIDING THAT PERSONS WHO MOVE FROM REAL PROPERTY WHICH IS TO BE TAKEN BY THE DEPARTMENT OF PUBLIC WORKS SHALL BE GRANTED RELOCATION PAYMENTS.

Be it enacted, etc., as follows:

SECTION 1. Chapter 81 of the General Laws is hereby amended by striking out section 7J, inserted by section 1 of chapter 594 of the acts of 1963, and inserting in place thereof the following section: —

Section 7J. Any person lawfully occupying real property which is acquired by the department of public works by eminent domain, purchase or otherwise, or any person who vacates real property at the written request of the department of public works because of a proposed acquisition, shall be paid by the commonwealth, through the said department, his reasonable and necessary moving expenses, as approved by said department. The payment of such moving expenses shall not

exceed two hundred dollars in the case of an individual or family, or three thousand dollars in the case of a business concern, including the operation of a farm, or a nonprofit organization, or any increased amount or amounts for relocation expenses of displaced occupants which may hereafter be made available to the department by any federal law.

SECTION 2. The provisions of section seven J of chapter eighty-one of the General Laws, as in effect immediately prior to the effective date of this act, shall continue to be applicable, as provided in section two of said chapter five hundred and ninety-four of the acts of nineteen hundred and sixty-three, to all property taken by eminent domain by the department of public works on and after October twenty-third, nineteen hundred and sixty-two, but the provisions of said section seven J, as amended by section one of this act shall apply only to persons vacating real property after said effective date.

Approved September 3, 1966.

Chap. 647. AN ACT PROVIDING FOR THE INSTRUCTION AND TRAINING OF CHILDREN WITH CERTAIN LEARNING IMPAIRMENTS, AND REIMBURSING CITIES, TOWNS AND SCHOOL DISTRICTS FOR EXPENSES INCURRED IN CONNECTION THEREWITH.

Be it enacted, etc., as follows:

SECTION 1. Chapter 71 of the General Laws is hereby amended by inserting after section 46J the following two sections: —

Section 46K. The school committee of every town and regional school district shall ascertain, under regulations prescribed jointly by the department of education, the department of public health and the department of mental health, the number of school children of school age resident therein who have specific learning disabilities resulting from perceptual-motor handicaps, including problems in visual perception and integration, and the reading disability known as congenital dyslexia.

In any town or regional school district where there is a child who has any such learning disability, the school committee may provide special instruction periods in a place under the control of the school committee for the purpose of furnishing such child the type of instruction he requires.

In any town or regional school district where there are seven or more children who have any such learning disability, the school committee may establish a special class for the purpose of furnishing such children the type of remedial instruction they require, and may employ a teacher with special qualifications for such position. Such teacher may be deemed to be hired as a consultant and any probationary period may be waived for the purpose of obtaining certification.

Section 46L. The department, under regulations prescribed jointly by the departments of education, public health, and mental health, and upon the request of the parents or guardians and with the approval of the governor, may send such children having the specific learning disabilities described in section forty-six K as it considers proper subjects for special training and instruction to any school within the commonwealth affording remedial treatment for such children. The department may continue the special education of such children for such terms as

may be recommended by the principal or other chief administrative officer of such school.

SECTION 2. Section 29B of chapter 69 of the General Laws is hereby amended by striking out the words "or forty-six H", inserted by section 2 of chapter 750 of the acts of 1960, and inserting in place thereof the following words: — forty-six H, forty-six K, and forty-six L.

Approved September 3, 1966.

Chap. 648. AN ACT TO PROVIDE FOR A SPECIAL OUTDOOR RECREATION CAPITAL OUTLAY PROGRAM FOR THE COMMONWEALTH.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide funds immediately for a special outdoor recreation capital outlay program for the commonwealth, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. The department of natural resources is hereby authorized and directed to expend a sum not exceeding five million dollars for the development or redevelopment, planning and improvement of outdoor recreation areas, including the acquisition of land therefor, as authorized by section three of chapter one hundred and thirty-two A of the General Laws; and, provided that, notwithstanding any general law or special act to the contrary, said department may acquire by purchase from the United States any federal lands wherever situated in the commonwealth and may enter into contracts with agencies of the United States, including but not limited to the department of housing and urban renewal and the bureau of outdoor recreation, to obtain federal grants or reimbursements under related federal programs.

SECTION 2. The department of public works, through its division of waterways, is hereby authorized and directed to expend a sum not exceeding one million dollars to plan and provide ocean beaches with related recreational facilities outside the metropolitan parks district, including the purposes set forth in chapter five hundred and fifty-three of the acts of nineteen hundred and sixty-four, and may for such purposes acquire by purchase, gift or eminent domain such land as it deems necessary; provided, that no payment shall be made for the purchase of such property until an independent appraisal of the value of the project has been made by a qualified disinterested appraiser.

SECTION 3. Funds provided in this act shall be in addition to prior appropriations authorized for the purposes defined in sections one and two and shall not be subject to the provisions of section thirty A of chapter seven of the General Laws, provided that no expenditure shall be made for consultant services, so called, or services coded in accordance with the expenditure code manual under the subsidiary title "03 Services — Non-employees" unless the rate of compensation for such services shall have been approved by the commissioner of administration. The said commissioner shall, immediately upon the approval of any such rate or rates, file copies of the schedule or schedules of approved rates with the comptroller and with the house and senate committees on ways and means. Before engaging such consultant services under said subsidiary title "03", as so coded, as "Professional", the respective

departments shall certify to the budget director that funds are available for the purpose and shall then file a statement of intent with the budget director, the comptroller and the house and senate committees on ways and means. Such statement shall include the rate of compensation, the period of time for which the services are to be engaged or scope of work to be done, and such other pertinent information as may be necessary to establish the maximum limit of the commonwealth's obligation.

SECTION 4. To meet the expenditure necessary in carrying out the provisions of sections one and two, the state treasurer shall, upon request of the governor, issue and sell at public or private sale bonds of the commonwealth, registered or with interest coupons attached, as he may deem best, to an amount to be specified by the governor from time to time, but not exceeding, in the aggregate, the sum of six million dollars. All bonds issued by the commonwealth, as aforesaid, shall be designated on their face, Outdoor Recreation Capital Outlay Loan, Act of 1966, and shall be on the serial payment plan for such maximum term of years, not exceeding ten years, as the governor may recommend to the general court pursuant to Section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth, the maturities thereof to be so arranged that the amounts payable in the several years of the period of amortization other than the final year shall be as nearly equal as in the opinion of the state treasurer it is practicable to make them. Said bonds shall bear interest semiannually at such rate as the state treasurer, with the approval of the governor, shall fix. The initial maturities of such bonds shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, nineteen hundred and seventy-nine.

SECTION 5. All interest payments and payments on account of principal on the bonds authorized by this act shall be paid from the State Recreation Areas Fund. *Approved September 4, 1966.*

Chap. 649. AN ACT INCREASING THE AMOUNT OF MONEY AUTHORIZED FOR THE CONSTRUCTION OF A STATE HEALTH, WELFARE AND EDUCATION SERVICE CENTER.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide, as soon as may be, urgently needed facilities in the city of Boston for various state departments, commissions and agencies, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

To meet the expenditures necessary in carrying out the provisions of section six of chapter six hundred and thirty-five of the acts of nineteen hundred and sixty, as amended by section two of chapter six hundred and eighty-five of the acts of nineteen hundred and sixty-two, the state treasurer shall, upon request of the governor, issue and sell in addition to the bonds authorized by section seven of said chapter six hundred and thirty-five, as amended by section three of said chapter six hundred and eighty-five, at public or private sale bonds of the commonwealth, registered or with interest coupons attached, as he may deem best, to an amount to be specified by the governor from time to time, but not exceeding, in the aggregate, the sum of nine million, five hun-

dred thousand dollars. All bonds issued by the commonwealth, as aforesaid, shall be designated on their face, State Government Center Loan, Act of 1966, and shall be on the serial payment plan for such maximum term of years, not exceeding twenty years, as the governor may recommend to the general court pursuant to Section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth, the maturities thereof to be so arranged that the amounts payable in the several years of the period of amortization, other than the final year, shall be as nearly equal as in the opinion of the state treasurer it is practicable to make them. The bonds shall bear interest semiannually at such rate as the state treasurer, with the approval of the governor, shall fix. The initial maturities of such bonds shall be payable not later than one year from the date of issue thereof, and the entire issue not later than June thirtieth, nineteen hundred and ninety-two.

Approved September 4, 1966.

Chap. 650. AN ACT TO PROVIDE FOR A SPECIAL RECREATION PROGRAM FOR THE METROPOLITAN PARKS DISTRICT.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide funds immediately for a special recreation program for the metropolitan parks district, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. The metropolitan district commission is hereby authorized and directed to expend a sum not exceeding five million dollars to construct recreational facilities within the metropolitan parks district, and to enlarge and improve existing facilities, in such manner and at such locations as it may determine, and in a manner designed to serve all parts of the metropolitan parks district equally in proportion to the need, and shall charge reasonable fees wherever feasible to cover the costs of operation and maintenance of its facilities; provided, that said commission shall expend from the proceeds of the bonds authorized to be issued under section three not less than one million dollars for the purposes authorized by chapter seven hundred and thirteen of the acts of nineteen hundred and sixty-four, and for the construction of such other recreational facilities in the Roxbury-North Dorchester General Neighborhood Renewal Plan area in the city of Boston as said commission may deem necessary to meet the grave shortage of recreational facilities in the said area. Said commission may enter into leases or other agreements relating to the operation of its facilities with public or other bodies or individuals, upon such terms and conditions as it may deem just and expedient. The terms of such leases or agreements may include the right to charge fees as herein authorized, and full and complete information regarding any and all such leases and agreements and the operation resulting therefrom shall be a matter of public record and shall, at all times, be available upon request. Said commission, acting so far as may be in consultation with the proper local boards, may, on behalf of the commonwealth, take by eminent domain in fee or otherwise, or acquire by purchase, gift or devise, such public or private lands, water rights, rights of way, easements or other interests in land

as it may deem necessary or desirable for carrying out the provisions of this act; provided, that no payment shall be made for the purchase of said property until an independent appraisal of the value of the property has been made by a qualified, disinterested appraiser; and further provided, that nothing in this act shall be construed to limit existing rights of any city or town in relation to water supply purposes, or in any way obstruct such rights.

SECTION 2. Funds provided in this act shall be in addition to prior appropriations authorized for the purposes defined in section one and shall not be subject to the provisions of section thirty A of chapter seven of the General Laws; provided, that no expenditure shall be made for consultant services, so called, or services coded in accordance with the expenditure code manual under the subsidiary title "03 Services — Non-employees" unless the rate of compensation for such services shall have been approved by the commissioner of administration. Said commissioner shall, immediately upon the approval of any such rate or rates, file copies of the schedule or schedules of approved rates with the comptroller and with the house and senate committees on ways and means. Before engaging such consultant services under said subsidiary title "03", as so coded, as "Professional", said commission shall certify to the budget director that funds are available for the purpose and shall then file a statement of intent with the budget director, the comptroller and the house and senate committees on ways and means. Such statement shall include the rate of compensation, the period of time for which the services are to be engaged or scope of work to be done, and such other pertinent information as may be necessary to establish the maximum limit of the commonwealth's obligation.

SECTION 3. To meet the expenditure necessary in carrying out the provisions of section one, the state treasurer shall, upon request of the governor, issue and sell at public or private sale bonds of the commonwealth, registered or with interest coupons attached, as he may deem best, to an amount to be specified by the governor from time to time, but not exceeding, in the aggregate, the sum of five million dollars. All bonds issued by the commonwealth, as aforesaid, shall be designated on their face, Metropolitan District Commission Recreation Loan, Act of 1966, and shall be on the serial payment plan for such maximum term of years, not exceeding ten years, as the governor may recommend to the general court pursuant to Section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth, the maturities thereof to be so arranged that the amounts payable in the several years of the period of amortization other than the final year shall be as nearly equal as in the opinion of the state treasurer it is practicable to make them. Said bonds shall bear interest semiannually at such rate as the state treasurer, with the approval of the governor, shall fix. The initial maturities of such bonds shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, nineteen hundred and seventy-nine.

SECTION 4. All interest payments and payments on account of principal on such obligations shall be paid from metropolitan parks district funds, to be assessed by methods fixed by law.

Approved September 4, 1966.

Chap. 651. AN ACT TO PROVIDE FOR A SPECIAL INLAND FISHERIES AND GAME CAPITAL OUTLAY PROGRAM.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to provide funds immediately for a special inland fisheries and game capital outlay program, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. The division of fisheries and game in the department of natural resources is hereby authorized and directed to expend a sum not exceeding one million two hundred thousand dollars to construct a fish hatchery on land under its control in the town of Belchertown, and to expend a sum not exceeding eight hundred thousand dollars to acquire lands and waters for fish and wildlife management purposes in accordance with the provisions of chapter one hundred and thirty-one of the General Laws.

SECTION 2. Funds provided in this act shall be in addition to prior appropriations authorized for the purposes defined in section one and shall not be subject to the provisions of section thirty A of chapter seven of the General Laws, provided that no expenditure shall be made for consultant services, so called, or services coded in accordance with the expenditure code manual under the subsidiary title "03 Services — Non-employees" unless the rate of compensation for such services shall have been approved by the commissioner of administration. Said commissioner shall, immediately upon the approval of any such rate or rates, file copies of the schedule or schedules of approved rates with the comptroller and with the house and senate committees on ways and means. Before engaging such consultant services under said subsidiary title "03", as so coded, as "Professional", said division shall certify to the budget director that funds are available for the purpose and shall then file a statement of intent with the budget director, the comptroller and the house and senate committees on ways and means. Such statement shall include the rate of compensation, the period of time for which the services are to be engaged or scope of work to be done, and such other pertinent information as may be necessary to establish the maximum limit of the commonwealth's obligation.

SECTION 3. To meet the expenditure necessary in carrying out the provisions of section one, the state treasurer shall, upon request of the governor, issue and sell at public or private sale bonds of the commonwealth, registered or with interest coupons attached, as he may deem best, to an amount to be specified by the governor from time to time, but not exceeding, in the aggregate, the sum of two million dollars. All bonds issued by the commonwealth, as aforesaid, shall be designated on their face, Inland Fisheries and Game Capital Outlay Loan, Act of 1966, and shall be on the serial payment plan for such maximum term of years, not exceeding ten years, as the governor may recommend to the general court pursuant to Section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth, the maturities thereof to be so arranged that the amounts payable in the several years of the period of amortization other than the final year shall be as nearly equal as in the opinion of the state treasurer it is practicable to make them.

Said bonds shall bear interest semiannually at such rate as the state treasurer, with the approval of the governor, shall fix. The initial maturities of such bonds shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, nineteen hundred and seventy-nine.

SECTION 4. All interest payments and payments on account of principal on such obligations shall be paid from the Inland Fisheries and Game Fund; provided, that notwithstanding the foregoing, such bonds shall be general obligations of the commonwealth.

Approved September 4, 1966.

Chap. 652. AN ACT RELATIVE TO THE SALARIES OF COURT STENOGRAPHERS IN CERTAIN COUNTIES.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any provision of section ninety-one of chapter two hundred and twenty-one of the General Laws to the contrary, in any county having a population of more than two hundred thousand, official stenographers, other than additional stenographers, appointed by the justices of the superior court shall receive salaries to be paid by the respective counties, which, except in the case of Suffolk county, shall be equal to the salaries established by the justices of the superior court for official stenographers in the county of Suffolk under the provisions of section ninety-one A of said chapter two hundred and twenty-one, and in effect on the effective date of this act.

SECTION 2. This act shall take effect upon its passage.

Approved September 4, 1966.

Chap. 653. AN ACT ESTABLISHING THE SALARIES OF THE CLERKS AND ASSISTANT CLERKS OF THE SUPERIOR COURT FOR CIVIL BUSINESS AND THE SUPERIOR COURT FOR CRIMINAL BUSINESS IN THE COUNTY OF SUFFOLK, AND THE CLERKS AND ASSISTANT CLERKS OF COURTS OF THE VARIOUS COUNTIES.

Be it enacted, etc., as follows:

SECTION 1. Section 94 of chapter 221 of the General Laws, as most recently amended by chapter 429 of the acts of 1966, is hereby further amended by striking out all after the caption SUPERIOR COURT FOR CRIMINAL BUSINESS IN THE COUNTY OF SUFFOLK, and inserting in place thereof the following: —

Clerk. — Twenty thousand seven hundred and fifty-seven dollars.

First Assistant Clerk (so designated by the clerk). — A sum equivalent to seventy-five per cent of the salary of the clerk.

All Other Assistant Clerks. — A sum equivalent to sixty per cent of the salary of the clerk.

SUPERIOR COURT FOR CIVIL BUSINESS IN THE COUNTY OF SUFFOLK.

Clerk. — Twenty thousand seven hundred and fifty-seven dollars.

First Assistant Clerk (so designated by the justices of said court). — A sum equivalent to seventy-five per cent of the salary of the clerk.

Assistant clerk appointed to perform the duties of clerk pertaining to equity proceedings in said court and designated to act as clerk of said court when sitting in Boston for the hearing of causes from any other

county — a sum equivalent to eighty per cent of the salary of the clerk, of which the sum of twenty-five hundred dollars shall be paid by the commonwealth.

All Other Assistant Clerks. — A sum equivalent to sixty per cent of the salary of the clerk.

In all other counties, the salaries of the clerks of the courts shall be as follows: —

Middlesex — Twenty thousand seven hundred and fifty-seven dollars.

Essex — Nineteen thousand three hundred and seventy-seven dollars.

Worcester — Nineteen thousand three hundred and seventy-seven dollars.

Hampden — Seventeen thousand nine hundred and ninety-seven dollars.

Bristol — Seventeen thousand nine hundred and ninety-seven dollars.

Norfolk — Sixteen thousand six hundred and seventeen dollars.

Plymouth — Fifteen thousand two hundred and thirty-seven dollars.

Berkshire — Twelve thousand four hundred and seventy-seven dollars.

Hampshire — Eleven thousand ninety-seven dollars.

Barnstable — Eleven thousand ninety-seven dollars.

Franklin — Eleven thousand ninety-seven dollars.

Dukes — Five thousand five hundred and seventy-seven dollars.

Nantucket — Five thousand five hundred and seventy-seven dollars.

In all counties other than Suffolk, the assistant clerk shall receive a sum equivalent to seventy-five per cent of the salary of the clerk, the second assistant clerk shall receive a sum equivalent to sixty per cent of the salary of the clerk, and all other assistant clerks shall receive a sum equivalent to fifty-five per cent of the salary of the clerk.

SECTION 2. This act shall take effect upon its passage.

Approved September 4, 1966.

Chap. 654. AN ACT PROVIDING FOR THE DISPOSITION OF CERTAIN FILES OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO CRIME AND CORRUPTION.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to provide forthwith for the disposition of certain files of the special commission established to make an investigation and study relative to crime and corruption, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

Notwithstanding any contrary provision of law or any vote or action of the special commission established under chapter one hundred and forty-six of the resolves of nineteen hundred and sixty-two, Alfred Gardner, former chairman of said commission, shall be and is hereby constituted the custodian of the confidential files of said commission which, in locked steel filing cabinets, have been placed in a vault of the Worcester County National Bank of Worcester and the custodian of the stenographic notes taken by the official stenographers at hearings before said commission, and of any copies of any transcriptions of such notes in the hands of said stenographers. In the event of the death, resignation or

inability of said Alfred Gardner, or his successor, the governor shall immediately appoint from the former membership of said commission another person to be the custodian of said files, notes and copies.

Said custodian shall forthwith arrange for and supervise the removal of said files from said bank and said notes and copies to a separate and segregated vault in the archives division of the state secretary and shall seal the same.

The said files, notes and copies shall be subject to the same rules of secrecy as governed the proceedings of said commission under the provisions of said chapter one hundred and forty-six. Said files, notes and copies shall not be subject to any form of subpoena or other process in any proceeding before any court or other tribunal, except as follows:

A. Any person indicted, as a result of evidence produced by said commission, shall, upon order of the court before which said indictment has been returned, be entitled to a copy of his testimony, if he had testified before said commission.

B. Upon the order of the supreme judicial court or the superior court in any proceeding in which any former member of said commission or any former member of the staff of said commission is charged with any illegal or improper act in his official capacity as such member, and for the sole purpose of enabling such former member of said commission or of said staff to answer said charge in such proceeding, there shall be produced for use in such proceeding such of said files, notes and copies as in the opinion of said court are necessary for the aforesaid purpose.

C. A justice of the supreme judicial court or of the superior court shall designate two persons to extract, in the presence of said custodian, such files, notes and copies as are necessary to comply with the order of the court under paragraph A or B of this act and to reseal the vault of said archives division. The court before which said proceedings are held shall impose such conditions and restrictions upon the use and disposition of said files, notes and copies as are necessary to protect the public interest and the interests of persons mentioned in said files, notes and copies.

Any person who discloses, or aids in disclosing, except in a court proceeding, or in preparation therefor, any matter relative to the investigations, records or files of the said commission, except those matters which may properly become public as a result of such proceeding, shall be punished by a fine of not less than one thousand dollars nor more than three thousand dollars and by imprisonment in the house of correction for not more than one year. *Approved September 4, 1966.*

Chap. 655. AN ACT PROVIDING FOR THE ESTABLISHMENT OF MINIMUM SAFETY STANDARDS FOR CONSTRUCTION AND PERFORMANCE OF TIRES.

Be it enacted, etc., as follows:

Chapter 90 of the General Laws is hereby amended by inserting after section 7J, inserted by chapter 8, of the acts of 1966, the following section: —

Section 7K. No person shall sell, offer or expose for sale, or have in his possession with intent to sell any tire which has been manufactured after January first, nineteen hundred and sixty-eight for use on any

motor vehicle, motorcycle, or trailer unless such tire complies with such minimum safety standards for construction and performance as the registrar shall prescribe. In no event shall such standards be below those adopted from time to time by the general services administration of the United States government.

Whoever violates any provision of this section shall be punished by a fine of not more than fifty dollars, or by imprisonment for not more than fifteen days, or both. *Approved September 4, 1966.*

Chap. 656. AN ACT AUTHORIZING THE DEPARTMENT OF PUBLIC WELFARE TO PARTICIPATE IN THE FEDERAL FOOD STAMP PLAN.

Be it enacted, etc., as follows:

The department of public welfare is hereby authorized to adopt such rules and regulations in accordance with the provisions of chapter thirty A of the General Laws as may be necessary or desirable for carrying out the provisions of The Food Stamp Act of 1964 (Public Law 88-525), for such time and to such extent as provided by said law.

Approved September 4, 1966.

Chap. 657. AN ACT PROVIDING FOR PAYMENT OF A SUM OF MONEY TO CERTAIN PERSONS WHO HOLD ALCOHOLIC BEVERAGE LICENSES TO DO BUSINESS ON CERTAIN PREMISES TAKEN BY EMINENT DOMAIN IN THE CITY OF BOSTON.

Be it enacted, etc., as follows:

Chapter 804 of the acts of 1965 is hereby amended by inserting after section 5 the following section: —

Section 5A. Any person who held an all alcoholic beverages license issued under section twelve or fifteen of chapter one hundred and thirty-eight of the General Laws to do business on premises in the city of Boston which were taken by public authority during the calendar year nineteen hundred and sixty and whose license was reserved for the following four years under the provisions of section twenty-three B of said chapter one hundred and thirty-eight shall, upon the filing of an affidavit with the collector-treasurer of said city setting forth said facts and requesting payment under this section, be paid the sum of ten thousand dollars; provided, that the statements set forth in said affidavit are verified by the said licensing board.

Approved September 4, 1966.

Chap. 658. AN ACT ABOLISHING THE WACHUSETT MOUNTAIN STATE RESERVATION COMMISSION AND TRANSFERRING THE CARE AND MAINTENANCE OF THE WACHUSETT STATE RESERVATION TO THE DEPARTMENT OF NATURAL RESOURCES.

Be it enacted, etc., as follows:

SECTION 1. The Wachusett Mountain State Reservation Commission is hereby abolished and the care and maintenance of the Wachusett Mountain state reservation is hereby transferred to the department of

natural resources. The incumbent, on the effective date of this act, of the office of superintendent of the Wachusett Mountain state reservation shall be transferred to the position of senior forest and parks supervisor in the department of natural resources, without loss of any rights and without being required to pass a qualifying examination; provided, however, that he may be allowed to continue his occupancy of the dwelling house situated on said reservation subject to the rules and regulations promulgated by the executive office for administration and finance.

SECTION 2. The balance, on the effective date of this act, of all monies appropriated for the maintenance and operation of the Wachusett Mountain state reservation in the hands of the county treasurer of Worcester county shall be credited to Worcester county; provided, however, that said county shall pay all bills or obligations incurred by the Wachusett Mountain State Reservation Commission for such operation and maintenance prior to said effective date.

SECTION 3. Chapter three hundred and seventy-eight of the acts of eighteen hundred and ninety-nine is hereby repealed.

SECTION 4. Wherever, in any general or special law, ordinance or by-law, the words "Wachusett Mountain State Reservation Commission" appear, it shall mean the department of natural resources.

SECTION 5. This act shall take effect on April first, nineteen hundred and sixty-seven. *Approved September 4, 1966.*

Chap. 659. AN ACT AUTHORIZING THE TRUSTEES OF THE UNIVERSITY OF MASSACHUSETTS TO ESTABLISH SALARIES OF CERTAIN OFFICERS AND MEMBERS OF THE PROFESSIONAL STAFF OF THE UNIVERSITY.

Be it enacted, etc., as follows:

SECTION 1. Section 14 of chapter 75 of the General Laws is hereby amended by striking out the second paragraph and inserting in place thereof the following paragraph: —

The trustees shall elect the president and such other officers and members of the professional staff of the university as they deem necessary and shall fix their classification, title and salary within the general salary schedule, except that any such salary shall be fixed at any amount not less than the minimum salary nor more than the maximum salary shown in the said schedule; provided, however, that the trustees may establish the salary for the president, the chancellor, provost, and for a number of academic deans and members of the professional teaching staff without reference to the general salary schedule and salary range; and, provided further, that no such salary shall be established for any academic dean or any member of the professional teaching staff unless his classification rating is equal to or higher than that of professor, nor shall the number of academic deans and members of the professional teaching staff whose salaries may be so established exceed one per cent of the total number of academic deans and members of the professional teaching staff together. The trustees shall define the duties and tenure of office of all officers and members of the professional staff, without limitation of any other provision of law.

SECTION 2. The second sentence of the third paragraph of said sec-

tion 14 of said chapter 75 is hereby amended by inserting after the word "schedule", as inserted by section 9 of chapter 357 of the acts of 1964, the words: — , except as otherwise provided in the second paragraph of this section.

SECTION 3. Said chapter 75 is hereby amended by striking out section 35, as amended by chapter 727 of the acts of 1963, and inserting in place thereof the following section: —

Section 35. The trustees shall elect the dean and such other officers and members of the professional staff of the medical school as they deem necessary and shall fix their classification, title and salary within the general salary schedule, except that any such salary shall be fixed at any amount not less than the minimum salary nor more than the maximum salary shown in the said schedule; provided, however, that the trustees may establish the salary for the dean and for the heads of department without reference to the general salary schedule and salary range. The trustees shall define the duties and tenure of office of all officers and members of the professional staff. The dean, under the president of the university, shall have the administrative responsibility of carrying out the policies established by the trustees for the conduct of said school and shall administer and coordinate its affairs.

Approved September 4, 1966.

Chap. 660. AN ACT DIRECTING THE CITY OF BOSTON TO CONSTRUCT, EQUIP AND FURNISH A POLICE STATION IN WARD TWENTY IN SAID CITY.

Be it enacted, etc., as follows:

SECTION 1. The city of Boston is hereby directed to construct, furnish and equip a building to be used as a police station in ward twenty in said city. Said police station shall serve such area of said city as may be designated by the police commissioner of the city of Boston.

SECTION 2. This act shall take effect upon its acceptance by the city of Boston.

Approved September 4, 1966.

Chap. 661. AN ACT PROVIDING FOR COST-OF-LIVING INCREASES IN PENSIONS, RETIREMENT ALLOWANCES AND ANNUITIES PAYABLE TO CERTAIN RETIRED EMPLOYEES OF THE COMMONWEALTH AND ITS POLITICAL SUBDIVISIONS.

Be it enacted, etc., as follows:

SECTION 1. The annual amount of every pension, retirement allowance, or annuity payable under any general or special law, to any former employee of the commonwealth or of any county, city, town, district or housing or redevelopment authority, including teachers, or to the widow or other beneficiary of such employee, except as hereinafter provided, shall be adjusted by such amount as is necessary to bring the amount of such pension, retirement allowance, or annuity up to an amount equal to the original amount of such pension, retirement allowance or annuity, plus the amount by which such pension, retirement allowance or annuity would have been increased had an adjustment been made in such pension, retirement allowance or annuity in accordance with the increase in the cost of living as shown by the U. S.

Consumer Price Index, from the average index for the year in which such former employee had been retired to the average index as shown for the year nineteen hundred and sixty-five. Any adjustment necessary under the provisions of this section shall be made as follows: one third of such adjustment shall be added as of January first, nineteen hundred and sixty-seven, one third shall be added as of January first, nineteen hundred and sixty-eight and one third shall be added as of January first, nineteen hundred and sixty-nine. Any additional payment necessary under the provisions of this section shall become due and payable on December thirty-first of each such year and shall be paid only to such living former employees as had received their full regular pension, retirement allowance or annuity payment for the month of November in each such year. No adjustment under this section shall be made in the case of any employee, widow or other beneficiary receiving a pension, retirement allowance, or annuity which is in excess of five thousand dollars and no adjustment under this section shall be made which will make the total annual amount of any pension, retirement allowance, or annuity, exclusive of any amount of additional annuity obtained by special purchase as provided under paragraph (*g*) of subdivision (1) of section twenty-two of chapter thirty-two of the General Laws, or under any similar law, exceed five thousand dollars or in the case of any employee whose retirement became effective subsequent to December thirty-first, nineteen hundred and sixty-four, nor shall any such adjustment be made in any survivors allowance currently being paid under the provisions of section twelve B of chapter thirty-two of the General Laws. In the event the amount currently being paid to any former employee or beneficiary, as heretofore described in this section, exceeds the sum of the original amount of his pension, retirement allowance or annuity plus the amount of any adjustment as provided in this section, no adjustment shall be made in the amount of such pension, retirement allowance or annuity.

The life actuary in the division of insurance shall determine the percentum to be used in making such adjustments as may be required by this section.

SECTION 2. Effective as of January first, nineteen hundred and seventy, the life actuary in the division of insurance shall determine the percentum change in the cost of living as shown by comparing the average of the U. S. Consumer Price Index for the year nineteen hundred and sixty-nine with the average as shown in such index for the year nineteen hundred and sixty-five and in the event such comparison indicates an increase in the cost of living in excess of three percentum, the annual amount of every pension, retirement allowance or annuity payable under any general or special law to any former employee of the commonwealth or of any county, city, town, district, housing or redevelopment authority shall be increased by an amount which shall be determined by applying such percentum increase to the amount of each pension, retirement allowance or annuity payable as of December thirty-first, nineteen hundred and sixty-nine. No adjustment under this section shall be made in the case of any employee, widow, or other beneficiary receiving a pension, retirement allowance, or annuity in excess of five thousand dollars, nor shall any adjustment be made which will make the amount of any pension, retirement allowance, or annuity, exclusive of any amount of additional annuity obtained by special pur-

chase as provided under paragraph (*g*) of subdivision (1) of section twenty-two of chapter thirty-two of the General Laws or under similar law, exceed five thousand dollars.

SECTION 3. Chapter 32 of the General Laws is hereby amended by inserting after section 101 the following section: —

Section 102. The life actuary in the division of insurance shall annually in the month of January determine the percentum change in the cost of living for the previous year as shown by the U. S. Consumer Price Index for such year as compared with the average as shown by such index for the year nineteen hundred and seventy or the last previous year which was the basic for an adjustment as provided herein, and whenever such determination indicates an upward or downward change of at least three percentum, a corresponding adjustment upward or downward shall be made in the amount of every pension, retirement allowance or annuity payable under any general or special law, with the exception of section twelve B of chapter thirty-two, to any former employee of the commonwealth or of any county, city, town, district, or housing or redevelopment authority or to the widow or other beneficiary of any such employee, provided that no decrease shall be made which would reduce any pension, retirement allowance or annuity to an amount lesser than the original amount of such pension, retirement allowance, or annuity nor shall any decrease be made which would reduce the amount of any pension, retirement allowance or annuity to an amount lesser than the amount fixed for such pension retirement allowance or annuity as of January first, nineteen hundred and sixty-nine. Any payment necessary under the provisions of this section shall become due and payable on December thirty-first of each year and shall be paid only to such living former employees as had received their full regular pension, retirement allowance or annuity payment for the month of November in such year. The provisions of this section shall not apply in any case where the amount of any pension, retirement allowance, or annuity, exclusive of any amount of additional annuity obtained by special purchase as provided under paragraph (*g*) of subdivision (1) of section twenty-two of chapter thirty-two of the General Laws, or under any similar law, payable to a former employee, widow, or other beneficiary, is in excess of five thousand dollars. *Approved September 4, 1966.*

Chap. 662. AN ACT AUTHORIZING AN INCREASE IN THE NUMBER OF ASSISTANT DISTRICT ATTORNEYS IN CERTAIN COUNTIES.

Be it enacted, etc., as follows:

SECTION 1. Chapter 12 of the General Laws is hereby amended by striking out section 14 and inserting in place thereof the following section: —

Section 14. District attorneys of the following districts may appoint the following officers, as herein specified, and may at their pleasure remove them: —

For the Suffolk district, twenty-seven assistant district attorneys.

For the northern district, an assistant district attorney and twelve second assistant district attorneys.

For the eastern district, seven assistant district attorneys.

For the middle district, eight assistant district attorneys.

For the Norfolk district, four assistant district attorneys.

For the Plymouth district, four assistant district attorneys.

For the southern district, six assistant district attorneys.

For the western district, an assistant district attorney, two second assistant district attorneys and two third assistant district attorneys. Two of such assistants shall reside in Berkshire county and the other three in Hampden county.

For the northwestern district, an assistant district attorney and a second assistant district attorney, one of whom shall reside in Hampshire county and the other in Franklin county.

SECTION 2. Said chapter 12 is hereby further amended by striking out section 16 and inserting in place thereof the following section: —

Section 16. Assistant district attorneys shall receive from the commonwealth salaries as follows: —

For the Suffolk district, one assistant, twelve thousand nine hundred dollars; two assistants, twelve thousand seven hundred dollars; four assistants, ten thousand seven hundred dollars; two assistants, nine thousand six hundred dollars; five assistants, nine thousand dollars; ten assistants, eight thousand dollars; and three assistants, seven thousand dollars.

For the northern district, one assistant, twelve thousand seven hundred dollars; ten assistants, nine thousand four hundred dollars; and two assistants, nine thousand dollars.

For the eastern district, one assistant, nine thousand five hundred dollars; one assistant, eight thousand five hundred dollars; and five assistants, seven thousand five hundred dollars.

For the middle district, one assistant, nine thousand five hundred dollars; one assistant, eight thousand five hundred dollars; and six assistants, seven thousand five hundred dollars.

For the Norfolk district, one assistant, nine thousand five hundred dollars; one assistant, eight thousand five hundred dollars; one assistant, seven thousand five hundred dollars; and one assistant, six thousand five hundred dollars.

For the Plymouth district, one assistant, nine thousand five hundred dollars; one assistant, eight thousand five hundred dollars; one assistant, seven thousand five hundred dollars; and one assistant, six thousand five hundred dollars.

For the southern district, one assistant, nine thousand five hundred dollars; one assistant, eight thousand five hundred dollars; and four assistants, seven thousand five hundred dollars.

For the western district, one assistant, eight thousand four hundred dollars; two assistants, seven thousand dollars; and two assistants, six thousand three hundred dollars.

For the northwestern district, two assistants, five thousand two hundred and fifty dollars. *Approved September 4, 1966.*

Chap. 663. AN ACT PROVIDING FOR THE ESTABLISHMENT OF A WORK PROGRAM FOR CERTAIN PATIENTS IN STATE HOSPITALS, AND AUTHORIZING PAYMENT FOR WORK PERFORMED THEREUNDER.

Be it enacted, etc., as follows:

Section 39D of chapter 123 of the General Laws, as amended by chapter 394 of the acts of 1963, is hereby further amended by striking out

the first sentence and inserting in place thereof the following sentence: — The commissioner may establish a program at each state hospital whereby patients therein whose recovery would be assisted by performing certain work in or about said state hospitals shall be assigned to such work, — and by striking out, in the fifth sentence, the words "the sum of" and inserting in place thereof the words: — not more than.

Approved September 4, 1966.

Chap. 664. AN ACT RELATIVE TO CHARGES IMPOSED OR ADDED BY THE LENDER UPON ANTICIPATORY PAYMENTS OF CERTAIN NOTES SECURED BY REAL ESTATE MORTGAGES.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to prevent the imposition of exorbitant charges upon payment in full of certain loans secured by real estate mortgages prior to the date fixed for payment thereof, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

Chapter 183 of the General Laws is hereby amended by striking out section 56, inserted by section 1 of chapter 551 of the acts of 1962, and inserting in place thereof the following section: —

Section 56. Any mortgage note secured by a first lien on a dwelling house of three or less separate households occupied or to be occupied in whole or in part by the mortgagor shall be subject to the condition that if said note is paid before the date fixed for payment, any additional amount required to be paid in such event shall be an amount which shall be the balance of the first year's interest or three months' interest whichever is less; except, that if anticipatory payment is made within thirty-six months from the date of the note for the purpose of refinancing such loan in another financial institution, an additional payment not in excess of three months' interest may be required.

Approved September 5, 1966.

Chap. 665. AN ACT TO AMEND THE ACT ESTABLISHING THE SOUTHEASTERN MASSACHUSETTS TECHNOLOGICAL INSTITUTE BUILDING AUTHORITY.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to provide urgently needed facilities for students at the Southeastern Massachusetts Technological Institute, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. The first paragraph of section 2 of chapter 703 of the acts of 1964 is hereby amended by striking out the first sentence and inserting in place thereof the following sentence: — There is hereby created and placed in the department of education a body politic and corporate to be known as the Southeastern Massachusetts Technological Institute Building Authority, which shall not be subject to the supervision or regulation of the department of education or of any depart-

ment, commission, board, bureau or agency of the commonwealth, except to the extent and in the manner provided in this act.

SECTION 2. Section 4 of said chapter 703 is hereby amended by striking out clause (*k*) and inserting in place thereof the following clause: —

(*k*) To employ architects, consulting engineers, attorneys, construction, financial and other experts, superintendents, managers, and such other employees and agents as may be necessary in its sole judgment, and to fix their compensation; provided that all such expenses shall be payable solely from funds provided under the authority of this act.

SECTION 3. Said section 4 of said chapter 703 is hereby further amended by striking out clauses (*m*) and (*n*) and inserting in place thereof the following two clauses: —

(*m*) To make and enter into all contracts and agreements necessary or incidental to the performance of its duties and the execution of its powers under this act.

(*n*) To invest in obligations of, or guaranteed by, the government of the United States of America any funds held by it and not required for immediate disbursement.

SECTION 4. Section 7 of said chapter 703 is hereby amended by striking out the first paragraph and inserting in place thereof the following paragraph: —

The Authority is hereby authorized to provide by resolution at one time or from time to time for the issue of bonds of the Authority for the purpose of paying all or any part of the cost of a project or for the purpose of refunding outstanding indebtedness of the Authority incurred under this act or any other authority to finance or refinance a project; provided that the Authority shall not issue bonds the principal amount of which, when added to the principal amount of bonds and notes theretofore issued hereunder, excluding bonds and notes previously refunded or being or to be refunded thereby, shall exceed thirty million dollars.

SECTION 5. Section 10 of said chapter 703 is hereby amended by striking out the third paragraph and inserting in place thereof the following paragraph: —

The guaranty of the commonwealth provided pursuant to such contract shall be of the payment of the principal of, and interest on, all such notes and bonds as the same become due and payable, and the full faith and credit of the commonwealth is hereby pledged for any such guaranty; provided that the total amount of notes and bonds so guaranteed shall not exceed thirty million dollars in the aggregate for all projects of the Authority, exclusive of bonds and notes previously refunded or being or to be refunded thereby. *Approved September 5, 1966.*

Chap. 666. AN ACT AUTHORIZING REGISTRARS OF VOTERS TO ENTER IN THE ANNUAL REGISTER OF VOTERS THE NAME OF CERTAIN PERSONS WHOSE NAME HAS BEEN CHANGED BY DECREE OF COURT OR BY MARRIAGE.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to facilitate immediately voting by persons who have

changed their names, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

Section 2 of chapter 51 of the General Laws, as most recently amended by section 4 of chapter 437 of the acts of 1962, is hereby further amended by adding the following paragraph: —

In preparing the annual register of voters pursuant to section thirty-seven the registrars may enter therein the name of any such person contained in the lists prepared under section four which they can identify to their satisfaction as that of a person whose name appeared on the voting list of the city or town at the last preceding election or town meeting, giving the residence of such person on January first and, in the case of each person whose name is so entered, they shall correct the record of his registration in the general register of voters to conform to such change of name. Before entering the name of any such person in the annual register of voters or so correcting the record of his registration in the general register of voters, the registrars may require him to present to them by mail or in person such proof of change of name and identity as they may deem necessary. *Approved September 5, 1966.*

Chap. 667. AN ACT AUTHORIZING THE LOWELL TECHNOLOGICAL INSTITUTE BUILDING AUTHORITY TO PAY A HIGHER RATE OF INTEREST ON CERTAIN NOTES SOLD DURING A CERTAIN LIMITED PERIOD OF TIME.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to provide urgently needed facilities for students at the Lowell Technological Institute, therefore, it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

The fifth paragraph of section 7 of chapter 557 of the acts of 1961, as appearing in section 11 of chapter 685 of the acts of 1963, is hereby amended by striking out the fourth sentence and inserting in place thereof the following sentence: — The Authority may sell such bonds and notes in such manner, either at public or at private sale, and for such price, as it may determine to be for the best interests of the Authority, but no such sale shall be made at a price so low as to require the payment of interest on the money received therefor at more than five per centum per annum, computed with relation to the absolute maturity of the bonds and notes in accordance with standard tables of bond values, excluding, however, from such computation the amount of any premium to be paid on redemption of any bonds or notes prior to maturity; provided, however, that the Authority may sell notes on or before April thirtieth, nineteen hundred and sixty-seven without regard to the foregoing limitation on interest to be paid. *Approved September 5, 1966.*

Chap. 668. AN ACT AUTHORIZING THE MASSACHUSETTS STATE COLLEGE BUILDING AUTHORITY TO PAY A HIGHER RATE OF INTEREST ON CERTAIN NOTES SOLD DURING A CERTAIN LIMITED PERIOD OF TIME.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to provide urgently needed facilities for students at the state colleges, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

The fifth paragraph of section 7 of chapter 703 of the acts of 1963 is hereby amended by striking out the fourth sentence and inserting in place thereof the following sentence: — The Authority may sell such bonds and notes in such manner, either at public or at private sale, and for such price, as it may determine to be for the best interests of the Authority, but no such sale shall be made at a price so low as to require the payment of interest on the money received therefor at more than five per centum per annum, computed with relation to the absolute maturity of the bonds and notes in accordance with standard tables of bond values, excluding, however, from such computation the amount of any premium to be paid on redemption of any bonds or notes prior to maturity; provided, however, that the Authority may sell notes on or before April thirtieth, nineteen hundred and sixty-seven without regard to the foregoing limitation on interest to be paid.

Approved September 5, 1966.

Chap. 669. AN ACT AUTHORIZING THE SOUTHEASTERN MASSACHUSETTS TECHNOLOGICAL INSTITUTE BUILDING AUTHORITY TO PAY A HIGHER RATE OF INTEREST ON CERTAIN NOTES SOLD DURING A CERTAIN LIMITED PERIOD OF TIME.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to provide urgently needed facilities for students at the Southeastern Massachusetts Technological Institute, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

The fifth paragraph of section 7 of chapter 703 of the acts of 1964 is hereby amended by striking out the fourth sentence and inserting in place thereof the following sentence: — The Authority may sell such bonds and notes in such manner, either at public or at private sale, and for such price, as it may determine to be for the best interests of the Authority, but no such sale shall be made at a price so low as to require the payment of interest on the money received therefor at more than five per centum per annum, computed with relation to the absolute maturity of the bonds and notes in accordance with standard tables of bond values, excluding, however, from such computation the amount of any premium to be paid on redemption of any bonds or notes prior

to maturity; provided, however, that the Authority may sell notes on or before April thirtieth, nineteen hundred and sixty-seven without regard to the foregoing limitation on interest to be paid.

Approved September 5, 1966.

Chap. 670. AN ACT AUTHORIZING THE UNIVERSITY OF MASSACHUSETTS BUILDING AUTHORITY TO PAY A HIGHER RATE OF INTEREST ON CERTAIN NOTES SOLD DURING A CERTAIN LIMITED PERIOD OF TIME.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to provide urgently needed facilities for students at the University of Massachusetts, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

The fifth paragraph of section 7 of chapter 773 of the acts of 1960, as appearing in section 11 of chapter 684 of the acts of 1963, is hereby amended by striking out the fourth sentence and inserting in place thereof the following sentence: — The Authority may sell such bonds and notes in such manner, either at public or at private sale, and for such price, as it may determine to be for the best interests of the Authority, but no such sale shall be made at a price so low as to require the payment of interest on the money received therefor at more than five per centum per annum, computed with relation to the absolute maturity of the bonds and notes in accordance with standard tables of bond values, excluding, however, from such computation the amount of any premium to be paid on redemption of any bonds or notes prior to maturity; provided, however, that the Authority may sell notes on or before April thirtieth, nineteen hundred and sixty-seven without regard to the foregoing limitation on interest to be paid.

Approved September 5, 1966.

Chap. 671. AN ACT EXTENDING THE DATES OF TERMINATION OF CERTAIN ACTS RELATING TO THE RIGHTS AND PRIVILEGES OF VETERANS.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to extend forthwith certain rights and privileges of veterans who served in the armed forces of the United States upon their reinstatement or reemployment in the service of the commonwealth, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. Chapter 708 of the acts of 1941 is hereby amended by striking out section 25, as most recently amended by section 1 of chapter 726 of the acts of 1965, and inserting in place thereof the following section: —

Section 25. Service in the military or naval forces of the United States referred to in this act shall, except as otherwise provided thereby,

mean such service occurring between January first, nineteen hundred and forty and the termination of the Selective Service Act of 1948; provided, however, that such service shall not be construed to include service for more than four years unless such further period of service in excess of four years was involuntary service required by the government of the United States or unless such service in excess of four years was rendered prior to July first, nineteen hundred and sixty-four and such person was reinstated or reemployed on or before June thirtieth, nineteen hundred and sixty-six.

SECTION 2. The third subparagraph of paragraph (*h*) of subdivision (1) of section 4 of chapter 32 of the General Laws is hereby amended by striking out the first sentence, as most recently amended by section 2 of said chapter 726, and inserting in place thereof the following sentence: — Any member who served in the armed forces between January first, nineteen hundred and forty and the termination of the Selective Service Act of 1948 shall have such actual service credited to him as creditable service when reinstated or reemployed in his former position or in a similar position within two years of his discharge or release from such service; provided, however, that such service shall not be construed to include service for more than four years unless such further period of service in excess of four years was involuntary service required by the government of the United States or unless such service in excess of four years was rendered prior to July first, nineteen hundred and sixty-four and such member was reinstated or reemployed on or before June thirtieth, nineteen hundred and sixty-six.

SECTION 3. Said chapter 32 is hereby further amended by striking out section 58A, as most recently amended by section 3 of said chapter 726 and inserting in place thereof the following section: —

Section 58A. A veteran eligible to retirement under section fifty-six, fifty-seven or fifty-eight, who was employed in the service of the commonwealth, or any county, city, town or district thereof, prior to his entry into wartime service as defined in section twenty-one of chapter thirty-one, and upon whose discharge or release therefrom was reinstated or reemployed within two years in his former position or in a similar position, shall have credited to him as creditable service the period of his wartime service until the date of his discharge or release from such service, which shall include credit for any actual service in the armed forces between January first, nineteen hundred and forty and the termination of the Selective Service Act of 1948; provided, however, that such service shall not be construed to include service for more than four years unless such further period of service in excess of four years was involuntary service required by the government of the United States or unless such service in excess of four years was rendered prior to July first, nineteen hundred and sixty-four and such veteran was reinstated or reemployed on or before June thirtieth, nineteen hundred and sixty-six.

Any such veteran who was employed in the service of the commonwealth or any county, city, town or district thereof and who was a member of a reserve component of the armed forces which was called to active duty by order of the president of the United States shall have credited to him as creditable service the period of such active duty performed between October first, nineteen hundred and sixty-one and the termination of the Selective Service Act of 1948, provided that upon the

termination of such active duty or his discharge or release therefrom he was reinstated or reemployed within two years in his former position or a similar position.

SECTION 4. This act shall take effect as of June thirtieth, nineteen hundred and sixty-six. *Approved September 5, 1966.*

Chap. 672. AN ACT AUTHORIZING THE CITY OF CHICOPEE TO APPROPRIATE MONEY FOR, AND TO PAY, CERTAIN UNPAID BILLS.

Be it enacted, etc., as follows:

SECTION 1. The city of Chicopee is hereby authorized to appropriate money for the payment of, and after such appropriation the treasurer of said city is hereby authorized to pay, unpaid bills due to D. N. Murphy of said city for services and materials rendered to said city during the year nineteen hundred and sixty-three, in the amount of three hundred and twenty-one dollars and twenty-nine cents, which bills are legally unenforceable against said city by reason of their being incurred in excess of available appropriations.

SECTION 1A. No bill shall be approved by the auditor of said city for payment or paid by the treasurer thereof under authority of this act unless and until certificates have been signed and filed with said city auditor, stating under the penalties of perjury that the goods, materials or services for which said bills have been submitted were ordered by an official or an employee of said city, and that such goods and materials were delivered to and actually received by said city or that such services were rendered to said city, or both.

SECTION 2. This act shall take effect upon its passage.

Approved September 5, 1966.

Chap. 673. AN ACT DIRECTING THE DEPARTMENT OF CORRECTION TO TRANSFER CERTAIN LAND IN THE TOWN OF ACTON TO THE DIVISION OF YOUTH SERVICE FOR THE SITE OF A RECEPTION DETENTION CENTER FOR JUVENILE DELINQUENTS.

Whereas, The deferred operation of this act would tend to defeat its purpose which is, in part, to expedite the construction of a reception detention center for the care and study of juvenile delinquents, therefore it is hereby declared to be an emergency law necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

The department of correction is hereby authorized and directed to transfer the care, custody and control of a certain parcel of land in the town of Acton to the division of youth service for use as a site for the construction of a reception detention center for the care and study of juvenile delinquents, which parcel is described as follows: — That parcel of land located at the northwesterly junction of Route 2 and Weatherbee street in said town and comprising all of the land owned by the commonwealth under the control of the department of correction abutting the northerly line of the nineteen hundred and fifty state highway location of Route 2 and the westerly line of said Weatherbee street.

Approved September 5, 1966.

Chap. 674. AN ACT AUTHORIZING THE CITY OF BOSTON TO SELL CERTAIN PARK LAND IN SAID CITY TO THE SOCIETY OF SAINT JOHN OF DAMASCUS.

Be it enacted, etc., as follows:

SECTION 1. The parks and recreation commission of the city of Boston is hereby authorized to sell and convey to the Society of Saint John of Damascus one and one half acres of land within the area of park land in said city bounded northeasterly by the Fenway and southeasterly, southwesterly and northwesterly by roadways of Evans Way.

SECTION 2. This act shall take effect upon its acceptance by the city of Boston. *Approved September 5, 1966.*

Chap. 675. AN ACT PROVIDING THAT SERVICE AS AN UNPAID DEPUTY PROBATION OFFICER IN THE BOSTON JUVENILE COURT MAY COUNT AS CREDITABLE SERVICE FOR PURPOSES OF RETIREMENT.

Be it enacted, etc., as follows:

Section 86 of chapter 276 of the General Laws, as appearing in the Tercentenary Edition, is hereby amended by adding the following paragraph: —

Subject to the provisions and limitations of sections one to twenty-eight, inclusive, of chapter thirty-two, any member in service of a retirement system established under said sections, and any person who has been retired under any such system, shall be credited with all service rendered by him as a deputy probation officer under this section; provided that before any retirement allowance becomes effective for him or, in the case of any person already retired, before January first, nineteen hundred and sixty-seven, he pays into the annuity savings fund of such system, with regular interest as defined in said sections, in one sum, or in instalments, upon such terms and conditions as the board managing such system may prescribe, an amount equal to that which would have been withheld as regular deductions from the minimum annual salary payable to a probation officer of said court during the period that such member in service or person so retired served as such deputy probation officer. *Approved September 5, 1966.*

Chap. 676. AN ACT ESTABLISHING A DESIGNER SELECTION BOARD IN THE EXECUTIVE OFFICE FOR ADMINISTRATION AND FINANCE.

Be it enacted, etc., as follows:

Chapter 7 of the General Laws is hereby amended by striking out section 30B and inserting in place thereof the following section: —

Section 30B. There shall be in the executive office for administration and finance a designer selection board, consisting of the director of building construction *ex officio*, and five members to be appointed by the governor, of whom two shall be registered architects and two shall be registered professional engineers. In making the original appointments to said board, two members shall be appointed for terms of one year and three members shall be appointed for terms of two years. Upon the

expiration of the term of any appointive member his successor shall be appointed for a term of two years.

The board shall be provided with suitable quarters by the executive office for administration and finance and the commissioner shall designate an employee of the executive office for administration and finance to serve as executive secretary to the board. The members of the board shall receive no compensation for their services.

The board shall encourage architects and engineers to apply for appointment as project designers, shall assemble and maintain current information concerning the organization, experience and qualifications of architects and engineers interested in acting as project designers, and shall, from time to time, solicit information from or interview such interested architects and engineers.

Any project not being undertaken by the operating agency, as provided in the preceding section, shall be referred by the commissioner to the board which shall promptly provide suitable public notice of the proposed project. The operating agency shall delegate a representative to deliberate and vote with the board on its recommendations to the commissioner concerning the selection of a designer for the project. The board shall, on the basis of such criteria as it deems appropriate, and after a review of information submitted by all persons applying for appointment and interviews, where appropriate, recommend to the commissioner at least three designers for each project. The board's recommendation shall be in writing and shall constitute a public record. The recommendation of designers by the board shall be advisory to the commissioner. The commissioner shall, after receiving the board's recommendation, appoint the project designer. In the case of clearly separable work on one project, the board may recommend and the commissioner may appoint more than one designer, if in his opinion such action would benefit the commonwealth.

If the board deems it appropriate it may recommend that the commissioner hold a design competition to select a project designer. The board shall establish the scope and rules for such competition. If the commissioner decides to hold such competition he shall hold the competition in accordance with the scope and rules established by the board and shall appoint as such project designer the winner in such competition.

No person shall be appointed a designer unless he is a registered architect or a registered professional engineer, nor shall any partnership or corporation be so appointed unless at the time thereof a majority of the partners of the partnership or a majority of the directors of the corporation shall be so registered.

When the commissioner appoints a designer, he shall forthwith notify in writing the director of building construction of the appointment, and shall instruct him forthwith to enter into a contract with the designer, subject to such conditions as the commissioner may set forth in said notice. *Approved September 5, 1966.*

Chap. 677. AN ACT AUTHORIZING THE DEPARTMENT OF PUBLIC WORKS TO LEASE AIR RIGHTS OVER STATE HIGHWAYS.

Be it enacted, etc., as follows:

Chapter 81 of the General Laws is hereby amended by inserting after section 7K, added by chapter 215 of the acts of 1966, the following section: —

Section 7L. Notwithstanding any other provision of law, the department may, with the approval of the governor, lease at one time or from time to time for a term or terms not to exceed ninety-nine years, upon such terms and conditions as the department in its discretion deems advisable, air rights over state highways, including rights for support, access, utilities, light and air, for such nonhighway purposes as, in the opinion of the department, will not impair the construction, full use, safety, maintenance or repair of state highways. Any lease granted under this section may, with the consent of the department, be assigned, pledged or mortgaged and the lien of such pledge or mortgage may be foreclosed by appropriate action. The proceeds from any such lease shall be paid into the treasury of the commonwealth for credit to the Highway Fund.

The construction or occupancy of any building or other thing erected or affixed under any lease under this section shall be subject to the building, fire, garage, health and zoning ordinances, by-laws, rules and regulations applicable in the city or town in which such building or other thing is located.

Any building, or other thing erected or affixed under any such lease under this section shall be taxed to the lessee thereof or his assigns in the same manner and to the same extent as if such lessee or his assigns were the owners of the land in fee; provided that no part of the value of the land shall be included in any such assessment. Any such leasehold estate may be sold or taken by the collector of taxes of the city or town in which the said leasehold estate is situated for the nonpayment of any taxes assessed as aforesaid in the manner provided by law for the sale or taking of real estate for nonpayment of local taxes. Said collector shall have for the collection of taxes assessed under this section all other remedies provided by the general laws for the collection of taxes by collectors of cities and towns.

The department shall include in any lease of such air rights a provision whereby the lessee agrees, in the event that the foregoing tax provision is determined by a court of competent jurisdiction to be inapplicable, to pay annually to the city or town in which the building or other thing leased is located a sum of money in lieu of taxes which would otherwise be assessed in such year.

Each lease made pursuant to this section shall require that the lessee file with the department a statement under oath containing the names and addresses of the officers and directors, in the case of a corporation, and in the case of a partnership or other voluntary association, the name and address of all persons having a financial or beneficial interest in said lease. The lessee shall within thirty days after any change in the said officers or directors, or of persons holding any such interest, file a corrected statement under oath with the department.

No billboards shall be erected under the provisions of this section.

Approved September 5, 1966.

Chap. 678. AN ACT PROVIDING THAT EXECUTION OF SENTENCE IN CRIMINAL CASES SHALL BE STAYED AT THE DISCRETION OF THE COURT.

Be it enacted, etc., as follows:

The first paragraph of section 4 of chapter 279 of the General Laws, as appearing in section 3 of chapter 437 of the acts of 1935, is hereby amended by striking out the second sentence and inserting in place thereof the following sentence: — If sentence is imposed upon conviction of a crime not punishable by death, the reservation, filing or allowance of exceptions or the entry of an appeal shall not stay the execution of the sentence unless the justice imposing it, or a justice of the supreme judicial court, determines in his discretion that execution of said sentence should be stayed pending the final determination of such exceptions or appeal; and if execution of sentence is so stayed, the justice may at the same time make an order relative to the custody of the prisoner or for admitting him to bail. *Approved September 5, 1966.*

Chap. 679. AN ACT INCREASING THE MINIMUM FAIR WAGE RATES.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 151 of the General Laws is hereby amended by striking out the second sentence, as most recently amended by section 4 of chapter 644 of the acts of 1964, and inserting in place thereof the following sentence: — A wage of less than one dollar and forty cents per hour in any occupation, as defined in this chapter, shall be conclusively presumed to be oppressive and unreasonable, wherever the term "minimum wage" is used in this chapter, unless the commission has expressly approved or shall expressly approve the establishment and payment of a lesser wage under the provisions of sections seven, eight and nine.

SECTION 2. Section 7 of said chapter 151 is hereby amended by striking out the second paragraph, as most recently amended by section 1 of chapter 334 of the acts of 1965, and inserting in place thereof the following paragraph: —

No wage board, however, can recommend minimum fair wage rates below one dollar and forty cents per hour, except for learners and apprentices, and except for ushers, ticket sellers and ticket takers whose minimum fair wage rates shall not be below one dollar, and except for service people who regularly receive gratuities and whose minimum fair wage rates shall not be below ninety-three cents per hour, and except for janitors and caretakers of residential property, who, when furnished with living quarters, shall be paid a wage of not less than thirty-six dollars per week, and except for services as golf caddies.

SECTION 3. Section 19 of said chapter 151 is hereby amended by striking out paragraph (2), as most recently amended by section 6 of said chapter 644 of the acts of 1964, and inserting in place thereof the following paragraph: —

(2) Any employer or the officer or agent of any corporation who knowingly pays or agrees to pay to any employee less than the rates applicable to such employee under a mandatory minimum fair wage order, or who pays or agrees to pay to any employee less than one dollar

and forty cents per hour in any occupation not covered by a mandatory minimum wage order, shall be punished by a fine of not less than fifty nor more than two hundred dollars or by imprisonment for not less than ten nor more than ninety days, or by both such fine and imprisonment, and each week in any day of which such employee is paid less than the rate applicable to him under a mandatory minimum fair wage order, and each employee so paid less, shall constitute a separate offense.

SECTION 4. The second sentence of section 1 of said chapter 151, as appearing in section 1 of this act, is hereby amended by striking out the words "one dollar and forty cents" and inserting in place thereof the words: — one dollar and sixty cents.

SECTION 5. The second paragraph of section 7 of said chapter 151, as appearing in section 2 of this act, is hereby amended by striking out the words "one dollar and forty cents" and inserting in place thereof the words: — one dollar and sixty cents.

SECTION 6. Paragraph (2) of section 19 of said chapter 151, as appearing in section 3 of this act, is hereby amended by striking out the words "one dollar and forty cents" and inserting in place thereof the words: — one dollar and sixty cents.

SECTION 7. Minimum wage orders promulgated under the provisions of chapter one hundred and fifty-one of the General Laws and which contain minimum wage requirements less than one dollar and forty cents per hour, with the exception of minimum wage requirements relating to learners, apprentices and other employees mentioned in section seven of said chapter one hundred and fifty-one, as amended by section two of this act, shall automatically advance to one dollar and forty cents per hour, on the effective date of this section, and the commissioner of labor and industries shall issue a mandatory order to that effect.

SECTION 8. Minimum wage orders promulgated under the provisions of chapter one hundred and fifty-one of the General Laws and which contain minimum wage requirements less than one dollar and sixty cents per hour, with the exception of minimum wage requirements relating to learners, apprentices and other employees mentioned in section seven of said chapter one hundred and fifty-one, as amended by section five of this act, shall automatically advance to one dollar and sixty cents per hour, on the effective date of this section, and the commissioner of labor and industries shall issue a mandatory order to that effect.

SECTION 9. Sections one, two, three and seven of this act shall take effect on February first, nineteen hundred and sixty-seven, except as provided in section eleven.

SECTION 10. Sections four, five, six and eight of this act shall take effect on February first, nineteen hundred and sixty-eight, except as provided in section eleven.

SECTION 11. The provisions of chapter one hundred and fifty-one of the General Laws, as amended by sections one, two, three and seven of this act, shall take effect with respect to employees engaged in manufacturing occupations in the commonwealth, whether engaged in the production of goods for interstate or intrastate commerce, when the minimum wage rates under the federal Fair Labor Standards Act of 1938, as amended, for employees engaged in commerce or in the production of goods for commerce under that act are equal to or higher than those provided under said chapter one hundred and fifty-one, as so amended.

The provisions of chapter one hundred and fifty-one of the General Laws, as amended by sections four, five, six and eight of this act, shall take effect with respect to employees engaged in manufacturing occupations in the commonwealth, whether engaged in the production of goods for interstate or intrastate commerce, when the minimum wage rates under the federal Fair Labor Standards Act of 1938, as amended, for employees engaged in commerce or in the production of goods for commerce under that act are equal to or higher than those provided under said chapter one hundred and fifty-one, as so amended.

SECTION 12. Sections two and four of chapter three hundred and thirty-four of the acts of nineteen hundred and sixty-five are hereby repealed. *Approved September 5, 1966.*

Chap. 680. AN ACT AUTHORIZING THE GARDNER FIREFIGHTERS RELIEF ASSOCIATION TO PAY CERTAIN SUMS OF MONEY TO MEMBERS UPON THEIR RETIREMENT.

Be it enacted, etc., as follows:

Gardner Firefighters Relief Association, a corporation duly established by law, is hereby authorized, upon the retirement from the fire department of the city of Gardner of any member in good standing, including any member of said association who has retired previous to the effective date of this act, to pay to such member such sum, not to exceed fifteen hundred dollars nor to exceed the amount payable as a death benefit, as may be determined by vote of said corporation. Any amount so paid shall reduce the death benefit otherwise payable upon the death of any such member. *Approved September 5, 1966.*

Chap. 681. AN ACT PROVIDING FOR PERSONAL RECOGNIZANCE INSTEAD OF BAIL FOR PERSONS CHARGED WITH CERTAIN OFFENCES UNDER THE JURISDICTION OF DISTRICT COURTS.

Be it enacted, etc., as follows:

SECTION 1. Any person charged with an offence under the jurisdiction of the district courts as described in section twenty-six of chapter two hundred and eighteen of the General Laws shall, at his appearance before a justice or a clerk of the district court, a bail commissioner or master in chancery, be ordered released pending trial on his personal recognizance unless said justice, clerk, bail commissioner or master in chancery determines in the exercise of his discretion that such a release will not reasonably assure the appearance of the person as required. In his determination, said justice, clerk, bail commissioner or master in chancery shall, on the basis of available information, take into account the nature and circumstances of the offence charged, the accused's family ties, financial resources, character and mental condition, the length of residence in the community, his record of convictions and appearances at court proceedings, or of any previous flight to avoid prosection, or any previous failure to appear at any court proceedings. Said justice, clerk, bail commissioner or master in chancery authorizing the release of a person on recognizance under this act shall inform such person of the penalties provided by section eighty-two A of chapter two

hundred and seventy-six of the General Laws if such person fails without sufficient excuse to appear personally at the specified time and place. Any person found guilty by a district court who appeals from such finding shall, subject to the foregoing provisions, be released on his personal recognizance pending disposition in the superior court.

Any person aggrieved by the refusal of said justice, clerk, bail commissioner or master in chancery to authorize his release on recognizance under this act may petition the superior court for review of such decision. Such petition shall be filed in the superior court for the county in which said district court is located and may, if a justice of the superior court is not sitting in said county, be heard by a justice of the superior court sitting in any county. Said petition shall have priority over any other matter before such justice and he shall, if he finds that such person should be released on his personal recognizance, order such release.

SECTION 2. This act shall become inoperative on July first, nineteen hundred and sixty-eight. *Approved September 5, 1966.*

Chap. 682. AN ACT ESTABLISHING THE IPSWICH RIVER WATERSHED DISTRICT.

Be it enacted, etc., as follows:

SECTION 1. There is hereby established the Ipswich River Watershed District, hereinafter called the district, consisting of the following cities and towns: — Andover, Beverly, Boxford, Burlington, Danvers, Essex, Georgetown, Gloucester, Hamilton, Ipswich, Lynn, Lynnfield, Manchester, Middleton, North Andover, North Reading, Peabody, Reading, Rowley, Salem, Topsfield, Wenham and Wilmington.

SECTION 2. There shall be a district advisory board, consisting of a member of the board of selectmen of each of the towns in the district, or their respective designees, each of whom shall be a person experienced in the field of water supply, a member from each water district in the Ipswich River Watershed District, the mayor of each of the cities in the district, or his designee, and the following nonvoting members: — the commissioner of public health, or his designee, the chairman of the water resources commission, or his designee, the commissioner of the public works department of the city of Lynn, or his designee, one person appointed by the supervisors of the Essex Soil Conservation District, one person appointed by the supervisors of Middlesex Soil Conservation District, and one person appointed by the Salem and Beverly Water Supply Board. The district advisory board shall serve without compensation and shall meet on the first Monday of the months of May and November or oftener as required. It shall elect annually a chairman and secretary from its membership and shall keep records of its deliberations and actions and its recommendations to the commission established by section three.

SECTION 3. The district shall be under the direction of a commission, hereinafter called the commission, consisting of five commissioners, who shall be appointed by the advisory board. At least two of said commissioners shall be residents of member cities and at least two members shall be residents of member towns. The initial appointment of said commissioners shall be as follows: one commissioner shall be appointed for a term of one year, two for a term of two years, and two for a term

of three years. Thereafter, all appointments shall be for a term of three years except that an appointment to fill a vacancy shall be for the balance of the unexpired term. Said commissioners shall serve without compensation. A commissioner may be removed from office for cause and after a hearing by a vote of three fourths of the membership of the advisory board. Any vacancy in the commission shall be filled by the advisory board within three months.

The commission shall meet no later than one month after all appointments have been made and shall meet at least four times a year at the call of the chairman or two members. Said commission shall, at its first meeting and annually thereafter, on or before the first Monday in May, elect one of its members to serve as chairman. The commission shall keep records of its deliberations and decisions.

The commission shall, in cooperation with the department of public health, the department of agriculture and the water resources commission, investigate available water resources for the district and methods of preserving and increasing such resources.

The commission shall also investigate all pertinent matters relating to the quantity of water required, the quantity of water to be obtained from available sources, its quality, the best method of protecting the purity of the water, the construction, operation and maintenance of the works for storing, conveying or purifying the water and the cost of the same, the damages to property and all other matters pertaining thereto.

The commission shall make an annual report to the general court with such recommended legislation as it may deem desirable to accomplish the purposes of this act.

SECTION 4. The district may enter into agreements with the state or federal government, or any agency of either, or any corporation, commission or board authorized by the state or federal government, to grant or loan money to, or otherwise assist in the financing of projects, and to accept grants and borrow money from any agency, corporation, commission or board as may be necessary or desirable to carry out the purposes of this act.

SECTION 5. The commission may expend for engineering and other assistance and other expenses such sums as may be appropriated therefor. Nothing in this act shall authorize the construction of water impoundments within the town of Wilmington.

SECTION 6. Nothing in this act shall be construed as authorizing, without the consent of the city or town affected, any interference with any existing rights, water supply or storage.

Approved September 5, 1966.

Chap. 683. AN ACT INCREASING THE AMOUNT OF MONEY THAT MAY BE BORROWED BY THE COUNTY COMMISSIONERS OF MIDDLESEX COUNTY FOR PLANNING, CONSTRUCTING, EQUIPPING AND FURNISHING AN ADDITION TO AND FOR THE ALTERATION OF THE FIRST DISTRICT COURT OF SOUTHERN MIDDLESEX.

Be it enacted, etc., as follows:

Section 2 of chapter 783 of the acts of 1965 is hereby amended by striking out, in line 4, the word "two" and inserting in place thereof the word: — four.

Approved September 5, 1966.

Chap. 684. AN ACT MAKING A CORRECTIVE CHANGE IN THE LAW AUTHORIZING THE CITY OF QUINCY TO REFUND A CERTAIN SUM OF MONEY FOR CERTAIN TAXES ERRONEOUSLY ASSESSED AND COLLECTED FROM THE JOHN H. SETTLES COMPANY, INC.

Be it enacted, etc., as follows:

Chapter 454 of the acts of 1966 is hereby amended by striking out section 1 and inserting in place thereof the following section: —

Section 1. The city of Quincy is hereby authorized to refund to the John H. Settles Company, Inc., a corporation established under the laws of the commonwealth, the sum of one thousand six hundred and thirty-six dollars and sixty cents, being the amount collected by said city from said corporation in the year nineteen hundred and sixty-four for the assessment of taxes on certain of its personal property in said city which was exempt from taxation. *Approved September 5, 1966.*

Chap. 685. AN ACT ESTABLISHING A WATER POLLUTION CONTROL DIVISION IN THE DEPARTMENT OF NATURAL RESOURCES.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to provide funds immediately for a water pollution control program for the commonwealth, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience and public health.

Be it enacted, etc., as follows:

SECTION 1. Chapter 21 of the General Laws is hereby amended by adding after section 25, under the caption DIVISION OF WATER POLLUTION CONTROL, the following sections: —

Section 26. There shall be in the department subject to the control of the Water Resources Commission a division of water pollution control hereinafter in this section and in sections twenty-seven to fifty, inclusive, called the division. The division shall be headed by a director, appointed by the commission, who shall be responsible for carrying out the work of the division under the supervision of the commission. The director shall be qualified by training and experience to carry out the duties of the division. He shall be classified in job group thirty in the classification and pay plan.

The director, subject to the approval of the commission, shall employ an assistant director who shall be a professional engineer, have a degree in sanitary engineering and have at least ten years' experience in water pollution control work, and a counsel for the division who shall be a member of the bar, and such other professional, technical and clerical assistants and consultants as may be necessary.

Section 27. It shall be the duty and responsibility of the division to enhance the quality and value of water resources and to establish a program for the prevention, control, and abatement of water pollution. Said division shall:

(1) Encourage the adoption and execution by cities and towns, industries and other users of the waters of the commonwealth, and by co-operative groups of municipalities and industries, of plans for the prevention, control and abatement of water pollution.

(2) Co-operate with appropriate federal agencies or the agencies of other states, or with interstate agencies in matters related to water quality control, and shall receive and dispense such funds from any such agencies as may be available for the prevention, control and abatement of water pollution. Said division shall also co-operate with and assist departments, boards, officials and institutions of the commonwealth or its political subdivisions that may be concerned in any way with problems of water pollution.

(3) Conduct a program of study and research and demonstration, by itself or in co-operation with other governmental agencies, relating to new and improved methods of pollution abatement or more efficient methods of water quality control, including the treatment, neutralization and stabilization of sewage and industrial waste and the disposal thereof by treatment or disposal plant, sewer systems, pumping stations, or acceleration flow or by other methods, facilities or equipment so as to insure cleaner waters in the coastal waters, rivers, streams, lakes and ponds of the commonwealth.

(4) Adopt standards of water quality which shall be applicable to the various waters or portions of waters of the commonwealth, and a plan for the implementation and enforcement of the standards so adopted for the various waters. Said standards of water quality shall be established to protect the public health, enhance the quality of water, and carry out the provisions of sections twenty-six to fifty, inclusive. Such standards as shall relate to the public health shall not be adopted without the written approval of the commissioner of public health.

(5) Examine periodically the water quality of the various coastal waters, rivers, streams, lakes and ponds of the commonwealth, or separate portions of such waters, and publish the results of such examinations together with the standard of water quality established for the various waters or portions thereof.

(6) Prepare and keep current a comprehensive plan, which shall be approved by the water resources commission, for the abatement of existing pollution and the prevention of further pollution in the waters of the commonwealth, by the installation, use and operation of practical facilities and methods for controlling water pollution, recognizing different requirements for different waters and for different segments of the same waters.

(7) Arrange for personnel engaged in the work of water pollution prevention and abatement to take courses designed to instruct employees of water pollution control facilities, including sewage treatment and disposal systems, in the latest and most efficient methods of water pollution control and the latest developments in the operation and maintenance of plants and facilities for the prevention or abatement of water pollution.

Section 28. (*a*) The division is hereby authorized, with the approval of the water resources commission, to propose water pollution abatement districts consisting of one or more cities and towns, or designated parts of towns, for the purposes set forth in section thirty. The district so proposed shall be deemed to be established after (1) approval by all cities and towns, or designated parts of towns, proposed for inclusion in the district in accordance with the provisions of subsection (*b*).

(*b*) Within ninety days of receipt by any city council of a proposal by the division, approved by the commission, that a water pollution abate-

ment district which includes such city be established, said city council shall consider said proposal and indicate its approval or disapproval by voting by yeas and nays upon a question in substantially the following form: — "Shall there be established a water pollution abatement district as recommended by the division of water pollution control and approved by the water resources commission, to include the city (cities) of (herein name of city or cities so proposed for inclusion) and the town (towns) of (herein name of town or towns proposed for inclusion in part) and the construction, acquisition, extension, improvement, maintenance and operation of a system of water pollution abatement facilities by the said district in accordance with the provisions of chapter twenty-one of the General Laws?" Within ninety days of receipt by the selectmen of any town of a proposal by the division, approved by the commission, that a water pollution abatement district which includes such town or a part of such town be established, said selectmen shall cause to be presented for determination by vote, with printed ballots at an annual town meeting or a special town meeting called for the purpose, the question of approving said proposal, which question shall be in substantially the form set forth above. If the proposed district includes a part or parts of a town, the said selectmen shall call a special meeting for the purpose of approving the proposal at which only registered voters resident in that part or parts of the town proposed to be included in the district may vote. The warrant for such meeting shall be signed by at least a majority of the selectmen of the town and be posted in not less than two public places in said part or parts of the town at least seven days before the day of the meeting and the moderator of the town shall preside at such meeting and the town clerk shall keep the records thereof. Whenever within said ninety days each city and town or part thereof proposed for inclusion in said district shall have indicated its approval of the proposed district by vote in the affirmative on said question in the manner described in this subsection, the district shall be deemed to be established.

(*c*) An established district may be dissolved only by act of the general court. The division, with the approval of the commission, may from time to time propose the enlargement of a district or the consolidation of two or more districts, subject to approval by the general court or approval in the manner provided in subsection (*b*).

(*d*) If the division deems water pollution abatement necessary, but the benefits of such abatement are likely to be increased, or its costs to the commonwealth reduced by joint action with another state or states contiguous to the commonwealth, it shall report said fact to the water resources commission which shall consult with the appropriate agency of such other state or states on such matters and shall make recommendations to the general court in relation thereto.

Section 29. Each district shall be a body politic and corporate and shall have an advisory council, a commission, an executive director and a treasurer.

The advisory council shall consist of: (1) Two members of the board of selectmen of each town included in whole or in part in the district, selected by such board and two members of the city council of each city included in the district, selected by such council. In any case where only part of a town is included in the district, at least one of the two members so selected shall, unless impracticable, be a resident in the part so included.

(2) Whenever a town or city has a population exceeding twenty thousand persons resident within such district, the board of selectmen or the mayor (but in the case of a city having a Plan D or Plan E charter, the city manager) shall, if the resident population does not exceed fifty thousand persons, designate one additional person, who need not be a member of the board of selectmen or city council, or, if it exceeds fifty thousand persons, two such additional persons, to serve as members on such advisory council.

(3) In addition to the persons designated above, the board of selectmen of each town included in whole or in part in the district, and the mayor, or in the case of a city having a Plan D or Plan E charter, the city manager, of each city included in the district shall designate a person who has or has had an administrative or engineering function in respect of such town's or city's water supply system or sewage disposal or treatment system. In the case of a city or town having a population exceeding thirty thousand persons resident in the district, a second such person shall be so designated. Said advisory council shall elect a member to serve as chairman. Meetings of the advisory council shall be convened not less than two times annually by the district commission. The advisory council shall advise, consult with, and make recommendations to the district commission on matters of policy and on questions submitted to said council by said commission, relating to the commission's functions and activities under this act.

The district commission shall consist of three members: (1) the chairman of the advisory council; (2) a person selected by the director, who has or has had an administrative or engineering function in respect of a water supply system or a sewage disposal or treatment system; and (3) a person nominated by the chairman of the water resources commission and approved by the advisory council. The last two-named members of the commission may be removed with or without cause by the selection of a successor in the manner designated above, or by a vote of two thirds of all the members of the advisory council, and shall be resident in the district. Responsibility for general supervision of the district shall be vested in the district commission. Each commissioner shall be sworn and shall serve until his successor is selected and qualified. The commissioners shall be compensated for their services at the rate of thirty dollars per diem, but in no event to exceed three hundred and sixty dollars in any year, and shall be reimbursed for expenses incurred.

The district commission shall employ a registered professional engineer who shall be the executive director of the district, and shall fix his salary with the approval of the chairman of the water resources commission. Said director shall be the executive and administrative head of the district.

The district commission shall employ a person with accounting and financial experience who shall be the treasurer of the district, and shall fix his salary. Said treasurer shall give a bond for the faithful performance of his duties in an amount required by the director.

The executive director may, with the approval of the district commission, employ such other persons as he shall deem necessary, and such persons shall be subject to chapter thirty-one of the General Laws.

Section 30. A district commission (1) may act by a majority vote, (2) shall adopt by-laws and regulations for the conduct of its affairs, (3) shall adopt a name and a corporate seal, (4) may sue and be sued, (5)

may enter into contracts, (6) may incur expenses in order to carry out the purposes of this act, (7) may issue bonds and notes as hereinafter provided, (8) may acquire, dispose of and encumber real and personal property for the purposes of the district, (9) may manage, control and supervise abatement facilities, (10) may construct, acquire, improve and maintain and operate abatement facilities, (11) may exercise the power of eminent domain under chapter seventy-nine, (12) shall provide revenue to carry out the purposes of the district, in accordance with sections nine and ten, and (13) may apply for, accept and receive financial assistance from the federal government and from the commonwealth. For the purposes of this act abatement facilities, hereinafter termed facilities, shall include facilities for the purpose of treating, neutralizing, or stabilizing sewage and such industrial and other wastes as are disposed of by means of the facilities, including treatment or disposal plants, the necessary intercepting, outfall and outlet sewers, pumping stations integral to such facilities and sewers, equipment and furnishings thereof and their appurtenances.

Section 31. A district may apply to the division for a planning grant by the commonwealth for the purpose of assisting the district in developing a comprehensive water pollution abatement plan for such district. Upon approval by said division, the division may grant for such purpose, a sum not to exceed fifteen thousand dollars. In no case shall a grant exceed the reasonable and necessary cost of such planning, after subtracting therefrom any federal grant made to such district for the same purpose. The division may direct that such planning be undertaken in such manner as to maximize federal reimbursement, or to minimize the cost to the commonwealth, including, in appropriate cases, metropolitan-wide comprehensive planning and programming for coordinating activities affecting the development of the area. Planning grants authorized under this section need not be repaid to the commonwealth, and shall be in addition to financial assistance made available under other sections of this chapter.

Section 32. A district shall present a plan for abatement of water pollution to the division within one year after its establishment or such greater or lesser period as the division may prescribe. Such plan shall include detail as to the sources of pollution within the district, the means by which and the extent to which such pollution is to be abated, a project or projects for the construction, acquisition, extension or improvement of facilities required by the plan, estimates of the capital outlay costs thereof, the amount of federal grants applicable to such costs for which the district proposes to apply, the method of apportioning among the several cities and towns and parts thereof in the district the amounts required by the district for the payment of capital outlay costs incurred by it for such capital outlays, the method of apportioning among the several cities and towns and parts of towns in the district the maintenance and operating costs incurred by it in maintaining and operating the facilities, as provided in section thirty-seven, or, instead of such apportionment, the method whereby the district may provide for the payment in whole or in part of such maintenance and operating costs by establishing and collecting reasonable and equitably classified charges for the use of the services provided by the facilities, and such other information as the division shall require. After approval, a plan may be altered only with the approval of the division.

The division shall not approve a plan unless it finds that the abatement of water pollution which the plan will effect will be consistent with the standards of water quality, as established by the commonwealth or by the United States government, for the waters affected by the facilities' operation.

Section 33. After a plan has been approved by the division, the division shall, in accordance with criteria used by the division in determining the priority of projects for federal financial assistance, authorize and direct the district to apply for a grant or grants by the United States government applicable to the capital outlay costs of facilities included in the project or projects contained in the district's approved plan. If a grant authorized by the United States government is conditioned on a matching grant by the commonwealth, the commonwealth, in authorizing the district's application, will undertake to provide a grant to the extent of funds available or to be made available therefor as hereinafter provided of whatever per cent of the capital outlay costs is required to satisfy the condition that the federal grant be matched. Irrespective of any such condition, to the extent that a grant authorized by the United States government in response to such application is less than sixty per cent of the capital outlay costs of the facility, the division shall grant the district an amount which shall insure the district that its share of the said costs shall in no event exceed forty per cent.

In determining the amount of financial assistance to be granted a district by the division, the costs of construction, acquisition, extension or improvement of the facility shall be the actual costs thereof, as determined by the division, whichever is lower.

If any law of the United States shall authorize the payment by the United States of any additional amounts with respect to the capital outlay costs of facilities on account of which the commonwealth had previously granted financial assistance under the Massachusetts Clean Waters Act, any such additional amounts shall, to the extent that the law of the United States permits, be applied to reimburse the commonwealth for such financial assistance as it had granted under said act.

When the commonwealth shall have been fully reimbursed for all such financial assistance, any remaining additional amounts shall be applied to reduce the amount of any outstanding obligations incurred by the districts for the capital outlay costs of said facilities.

Payments of financial assistance by the commonwealth to the district shall be made from the proceeds of any bond issues authorized for water pollution control purposes, in accordance with a payment schedule approved by the commissioner of administration. The division may require any information from the district commission necessary to ensure that said commission is acting in compliance with the plan, and may withdraw its approval of the project if such information is not supplied or if said plan is not being followed by said commission. In such a case the division shall notify the commissioner of administration and the comptroller, and payments shall cease forthwith, and shall not be resumed until the division again certifies its approval.

No capital outlay to be paid for from the proceeds of a bond issue shall be undertaken unless the division shall have first filed with the district to which payment is to be made written approval of the contract or

contracts therefor involving an expenditure in excess of twenty-five thousand dollars.

Section 34. The division shall supervise the operation and maintenance of the facilities of the district, and the director may require the district commission to take such remedial action as may be necessary to maintain required standards.

Section 35. The district by vote of the commissioners is authorized to issue, from time to time, general obligation serial bonds or notes of the district to pay for its share of the costs of capital outlay required in connection with the project or projects contained in an approved plan, in such amount or amounts as the district commissioners may determine and as may be approved by the division, and may refund any such serial bonds or notes. Such serial bonds or notes may be callable with or without premium, shall contain such terms and conditions, bear such rate or rates of interest, be sold in such manner, at public or private sale, and mature at such times and in such amounts as the commissioners shall determine; provided, however, that each issue of such bonds or notes shall be payable in annual installments, the first of which shall be payable not later than three years after its date and the last of which shall be payable not later than thirty years from said date.

If the district votes to issue serial bonds or notes, the commissioners may authorize the issuance, in the name of the district, of general obligation temporary notes for a period of not more than two years in anticipation of the money to be received from the sale of such serial bonds or notes; but the time within which such serial notes or bonds shall become payable shall not be extended by reason of the making of such temporary loans beyond the time fixed in the vote authorizing such serial bonds or notes.

The district by vote of the commissioners is authorized to issue, from time to time, general obligation temporary notes of the district in anticipation of assessments and other revenues of the district of the year in which such notes are issued. Temporary notes in anticipation of assessments or other revenues shall be payable not more than one year from their dates. If at any time any principal or interest is due or about to become due on any bond or note issued by a district and funds to pay the same are not available, the district may temporarily borrow money and issue temporary general obligation notes of the district, payable not more than one year from their dates, to pay such principal and interest.

Temporary notes issued under this section for a shorter period than the maximum permitted may be renewed by the issuance of other temporary notes maturing within the required period; provided, that the period from the date of issue of the original temporary note to the date of maturity of the renewal note shall not exceed the maximum period for which the original temporary note may have been issued. Such temporary notes or renewal notes may be sold at discount or with interest payable at or at and before maturity.

Notes or bonds authorized by this section shall be signed by the treasurer and countersigned by the executive director of the district and serial notes and bonds shall have the district seal affixed. Sections sixteen B and sixteen C of chapter forty-four shall be applicable to such bonds and notes.

"Capital outlay", as used in this section and in sections thirty-two and thirty-three shall mean the cost of construction, acquisition, extension or improvement of facilities included in the project or projects contained in an approved plan, the cost of acquisition of all the land, or interest therein of any nature or description, for such construction, extension, acquisition or improvement, and any legal appraisal or surveys, fees or services with relation thereto, the cost of demolition or the removal of any buildings or structures on land so acquired, the cost of furnishings and equipment, financing charges, insurance during construction, cost of architectural, engineering, legal or other expenses, plans, specifications, estimates and costs and such other expense as may be necessary or incidental to any construction, extension, acquisition or improvement of such facilities, and the placing of such facilities in operation.

"Improvement", as used in this section shall include the cost of acquiring more equipment, the cost of converting the existing facility into a new condition of completeness or efficiency from a worn, damaged or deteriorated condition whenever the plans for such improvement have been approved by the division.

Indebtedness incurred under this section shall not be included in computing the limit of indebtedness of any city or town any portion of which is included in a district.

Section 36. The district commission shall annually determine the amounts required for the payment of principal and interest on such bonds and notes issued or to be issued by the district which will be due during the ensuing calendar year and shall apportion the amounts so determined among the several cities and towns or parts thereof in the district in accordance with the provisions of the plan approved under section thirty-two. The district commission shall also annually determine the amounts necessary to be raised to maintain and operate the district during the said year, for capital outlay items the cost of which is not to be funded, and for all other matters for which the district is required to raise money, and if and to the extent said plan so requires shall apportion among the several cities and towns or parts thereof the amounts so determined in accordance with the provisions of the said plan reduced by the amounts of revenues of funds which are available or are to be received by the district during said year and are applicable to costs of maintenance and operations. Each amount so apportioned for each city or town or portion thereof shall prior to December thirty-first, in each year, be certified by the district commission to the assessors of each city and town included in whole or in part in the district. The assessors of each such city and town shall without further vote include each amount so certified in those amounts to be annually raised by taxes under section twenty-three of chapter fifty-nine; provided, however, that in the event only a part of a town is within the district, the assessors shall assess a tax to the amounts so certified only on the property within such part. The respective city or town treasurers shall pay the amount so certified to the treasurer of the district in four substantially equal payments, to be made on or before the first day of March, June, September and December.

A city or town in a district may raise all or a portion of the amounts certified annually by the district to the assessors of such cities and towns as provided in the preceding paragraph, through equitable and proportional charges against inhabitants, corporations, and other users for

the services rendered by the district in each such city or town. For the purpose of establishing an equitable and proportional schedule or reasonable charges, the property benefited by the services of the district may be classified taking into consideration the volume of water, including surface or drain waters, the character of the sewage or industrial or other wastes, and the nature of the use made of the sewerage system, including the facilities. The charges may include standby charges to property not connected but for which the district's facilities have been made available.

The schedule thus established may be modified in accordance with the plan and as may be necessary to raise the amounts required by the district. The failure of such user charges to raise the amounts required by the district in any year shall not relieve any city or town from its obligation to provide the amounts assessed by the district hereunder.

Section 37. The metropolitan district commission, or any city, town or other political subdivision which has constructed a water pollution abatement project which qualifies as an approved project as hereinbefore provided, and which project was financed in whole or in part by the proceeds of serial bonds or notes issued on or after December thirty-first, nineteen hundred and fifty-seven, under any general law or special law, shall be annually reimbursed by the commonwealth in an amount equal to thirty per cent of the principal payments of such serial bonds or notes maturing each year beginning January first, nineteen hundred and sixty-eight; provided, however, that if grants under any federal law on or after January first, nineteen hundred and fifty-six, have exceeded thirty per cent of such project's construction cost, the percentage of the principal payments to be paid by the commonwealth shall be reduced by the number of percentage points by which the federal grant exceeded thirty per cent. Reimbursements under this section shall be paid from amounts appropriated therefor from the Local Aid Fund under section eighteen A of chapter fifty-eight.

Section 38. The director may provide for the conduct of research and demonstrations relating to new and improved methods of controlling the discharge into any waters of untreated or inadequately treated sewage or industrial or other waste from sewers which carry storm water or both storm water and sewage or industrial or other wastes, by contract with the educational institutions of the commonwealth; provided, that not more than one million dollars shall be expended for such research and demonstrations.

Section 39. The water resources commission may, from the proceeds of bond issues authorized for water pollution control, construct off-site reservoirs at locations throughout the commonwealth for the purpose of providing not only sources of pure water supply but also low flow augmentations in time of drought and in such other times as rivers and streams may require additional water flow to carry off treated effluents discharged into said rivers and streams.

Section 40. The director or his authorized representative may enter at reasonable times any property, public or private, for the purpose of investigation or inspection of any condition relating to pollution or the possible pollution of any waters and may make such tests as may be necessary to determine sources of pollution.

The director or such authorized representative may examine any records or papers pertaining to the operation of a disposal system or

treatment works. Nothing in this section shall be deemed to authorize access to any confidential information relative to secret processes or to economies of operation.

Section 41. The water resources commission shall from time to time recommend to the governor and the interstate water pollution control commission programs for interstate river basin water quality control and water pollution abatement, and for interstate compacts with neighboring states to effectuate a river basin approach to water quality control, which programs and compacts shall be aided by federal grants available for the purpose.

Section 42. Whoever directly or indirectly throws, drains, runs or discharges or permits the discharge into the waters of the commonwealth organic or inorganic matter which shall cause, or contribute to, a condition in contravention of the standards adopted by the division shall be punished by a fine of one hundred dollars. Each day such violation continues shall be a separate offense, punishable by a like fine.

Section 43. No person shall make or permit a new outlet for the discharge of sewage or industrial waste or wastes, or the effluent therefrom, into any of the waters of the commonwealth nor shall he construct or operate a new disposal system for the discharge of sewage or industrial or other wastes or the effluent therefrom into the waters of the commonwealth without first obtaining a permit, which the director is hereby authorized to issue subject to such conditions as he may deem necessary to insure compliance with the standards established for the waters affected. Whoever violates this section may be enjoined from continuing such violation, as provided in section forty-four.

Section 44. The attorney general shall, upon request of the director, bring an action for an injunction against any person violating the provisions of section forty-two or section forty-three and the supreme court in equity shall have jurisdiction to enjoin such violations. In any action so brought, any findings of said director shall be prima facie evidence of the fact found therein.

Section 45. A public hearing shall be held by the director or a duly authorized agent prior to the issuance of an order directing any person, including a municipality, to discontinue the discharge of sewage, industrial waste or other wastes into any waters of the commonwealth which discharge reduces or will cause to be reduced the quality of said waters below the standard established therefor under section twenty-seven. Notices of all public hearings shall state the date, the time and the place of hearing.

Section 46. Whenever it appears to the director, after investigation that there has been a violation of any of the provisions of the Massachusetts Clean Waters Act or any order or rule or regulation made thereunder he shall give written notice to the alleged violator setting forth any act done or omitted to be done or claimed to be in violation, and requiring that the matter complained of be corrected or that the alleged violator appear in person or by his attorney before the director or his duly authorized agent at a time and place specified in the notice of hearing, and answer the charges.

At the hearing the person complained against may present his answer to the charges made against him and may file a statement of the facts, including the methods, practices and procedures, if any, taken to prevent polluting discharges into the waters of the commonwealth, and

any other defenses or information pertinent to the case. Pertinent and relevant testimony shall be received in support of or in opposition to such answer or statement. The burden of proof with respect to any such violation shall be upon the division.

After consideration of written and oral statements, testimony and arguments, or in the event of a willful failure to appear on the date set for hearing, the director may issue such order as he deems appropriate under the circumstances, or may take such other action as he determines appropriate under the circumstances, and shall notify such person thereof by registered mail.

Section 47. All orders or determinations of the director of the division of water pollution control shall be subject to judicial review as provided in chapter thirty A.

Section 48. The director shall annually submit to the budget director the estimates required by sections three and four of chapter twenty-nine, and shall file an annual report as required by sections thirty-two and thirty-three of chapter thirty.

Section 49. The division may require by order a city, town or district maintaining a sewerage system and/or water pollution control facility to provide and operate such treatment facilities as are in its opinion necessary to insure adequate treatment prior to discharge to any watercourse. The supreme judicial court or the superior court shall have the jurisdiction in equity to enforce any such order.

Section 50. Sections twenty-six to fifty, inclusive, shall be known and referred to as the Massachusetts Clean Waters Act and the officers of the division of law enforcement shall, upon request of the water resources commission, investigate and prosecute violations of law, orders or rules and regulations relating to said act.

SECTION 2. The classification of the various waters of the commonwealth and the standards of water quality established therefor, as appearing in rules and regulations adopted by the department of public health, to prevent pollution and to secure a sanitary protection of such waters and all orders, actions, suits and injunctions relating to pollution abatement shall continue in full force and effect as if adopted by the division of water pollution control under the appropriate provisions of chapter twenty-one of the General Laws, as appearing in section one of this act, and shall remain in effect until amended, modified or repealed by said division of water pollution control.

SECTION 3. Wherever in any general or special law reference is made to the authority to administer water pollution abatement or control laws, such authority shall, on the effective date of this act, be vested in the division of water pollution control, and laboratory services of the department of public health shall be available to the division of water pollution control on a per cost basis which shall be charged to the accounts of the said division. Employees of the department of public health whose primary duties relate to water pollution abatement or control may at their request and upon the approval of the commissioner of public health transfer to the division of water pollution control without loss of seniority, retirement or other rights enjoyed in their present status.

SECTION 4. Sections one A, one B and five H of chapter one hundred and eleven of the General Laws are hereby repealed, but all orders, rules or regulations made under said section five H which are in force

immediately prior to the effective date of this act shall continue in force until rescinded, amended or repealed by the division of water pollution control, established by section twenty-six of chapter twenty-one of the General Laws. *Approved September 6, 1966.*

Chap. 686. AN ACT INCREASING THE AMOUNT WHICH MAY BE BORROWED TO COVER THE COST OF PROVIDING RECREATIONAL FACILITIES AT FORT PHOENIX BEACH IN THE TOWN OF FAIRHAVEN.

Be it enacted, etc., as follows:

SECTION 1. Section 1 of chapter 637 of the acts of 1962 is hereby amended by inserting after the word "facilities", in line 3, the words: — , not including the construction or erection of a swimming pool,.

SECTION 2. Said chapter 637 is hereby further amended by striking out section 2, as amended by chapter 450 of the acts of 1964, and inserting in place thereof the following section: —

Section 2. To meet the expenditures necessary to carry out the purposes set forth in section one, the state treasurer shall, upon the request of the governor, issue and sell at public or private sale bonds of the commonwealth, registered or with interest coupons attached, as he may deem best, to an amount to be specified by the governor from time to time, but not exceeding, in the aggregate, the sum of four hundred and fifty thousand dollars.

All bonds issued by the commonwealth as aforesaid shall be designated on their face Fort Phoenix Beach Improvement Loan, Act of 1962, and shall be on the serial payment plan for such maximum term of years not exceeding thirty years as the governor may recommend to the general court, pursuant to Section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth, the maturities thereof to be so arranged that the amounts payable in the several years and the final year shall be as nearly equal as in the opinion of the state treasurer it is practicable to make them. Said bonds shall bear interest semiannually at such rate as the state treasurer, with the approval of the governor, shall fix, but bonds shall be payable not earlier than July first, nineteen hundred and sixty-three, nor later than June thirtieth, two thousand. *Approved September 6, 1966.*

Chap. 687. AN ACT PROVIDING FOR AN ACCELERATED WATER POLLUTION CONTROL PROGRAM.

Be it enacted, etc., as follows:

SECTION 1. The division of water pollution control in the department of natural resources is hereby authorized and directed to expend a sum not exceeding one hundred and fifty million dollars for financial aid to cities and towns towards projects, including surveys, plans and specifications, for the construction by cities and towns of such facilities for the abatement or prevention of water pollution as will insure cleaner waters in the rivers, streams, lakes, ponds and tidal waters of the commonwealth, including facilities for treating, neutralizing or stabilizing sewage and such industrial and other wastes as are disposed of by means of such facilities, including treatment or disposal plants, necessary

sewers and sewer lines, pumping stations, and their appurtenances and for such other purposes as authorized by the provisions of chapter twenty-one of the General Laws relating to water pollution control. Said division may also expend from said one hundred and fifty million dollars such sums as it may deem necessary, but in no event more than one million dollars in any one year, for research and demonstrations relating to new or improved methods of controlling the discharge into any waters of untreated or inadequately treated sewage or other waste from sewers which carry storm water or both storm water and sewage or other wastes.

SECTION 2. The division may accept any federal funds available for projects authorized in section one of this act, and such federal funds when received shall be credited to the fund established for the purpose of meeting, in part, the principal and interest payments, when due, on the bonds issued under section four of this act.

SECTION 3. In anticipation of the receipt of any federal funds available under the Federal Water Pollution Act, as amended, the state treasurer may borrow from time to time on the credit of the commonwealth such sums of money as may be necessary for the purpose, and may issue and renew, as hereinafter provided, notes of the commonwealth therefor, bearing interest payable at such times and at such rates as the state treasurer shall fix. Said notes may be issued, and may be renewed one or more times, for such terms, not exceeding one year, as the governor may recommend to the general court in accordance with the provisions of Section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth; but the final maturity of such notes shall be not later than June thirtieth, nineteen hundred and seventy-five.

SECTION 4. To meet a portion of the expenditures necessary in carrying out the provisions of section one of this act, or to refinance notes issued as provided in section three of this act, the state treasurer shall, upon request of the director of the division of water pollution control and with the approval of the governor, issue and sell at public or private sale bonds of the commonwealth, registered or with interest coupons attached, as he may deem best, to an amount to be specified by the division from time to time but not later than June thirtieth, nineteen hundred and seventy-five; provided, however, that the aggregate principal amount of bonds which may be issued and sold hereunder in the fiscal year commencing July first, nineteen hundred and sixty-six shall not exceed fifteen million dollars, and the principal amount of bonds which may be issued and sold hereunder in each fiscal year thereafter shall not exceed fifteen million dollars plus the total principal amount of bonds authorized hereunder which were not issued and sold in an earlier fiscal year, but in no event exceeding the sum of one hundred and fifty million dollars. All bonds so issued shall bear on their face the words, Water Pollution Control Loan, Act of 1966. Said bonds shall be on the serial payment plan for such minimum term of years, not exceeding twenty years, as the governor may recommend to the general court pursuant to Section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth, the maturities thereof to be so arranged that the amount payable in each year, other than the final year, shall be as nearly equal as in the opinion of the state treasurer it is practicable to make them. *Approved September 6, 1966.*

Chap. 688. AN ACT RELATIVE TO THE COMPENSATION OF CERTAIN MEMBERS OF THE GENERAL COURT.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, to provide forthwith for the payment of increased compensation to the senate chairman and the house chairman of the joint committee on taxation of the general court in consideration of the additional duties, responsibilities and work load imposed upon them, rendering the present scale of compensation inadequate and unfair, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. The fourth sentence of section 9 of chapter 3 of the General Laws, inserted by section 1 of chapter 441 of the acts of 1966, is hereby amended by inserting before the word "shall" the following: — and the senate chairman and the house chairman of the joint committee on taxation.

SECTION 2. The senate chairman and the house chairman of the joint committee on taxation shall receive two thousand five hundred dollars additional compensation for the regular annual session in the year nineteen hundred and sixty-six.

SECTION 3. Section one of this act shall take effect on January fourth, nineteen hundred and sixty-seven.

Approved September 6, 1966.

Chap. 689. AN ACT DIRECTING THE DEPARTMENT OF PUBLIC WORKS TO CONSTRUCT GARAGE FACILITIES IN THE CITY OF SPRINGFIELD FOR THE SPRINGFIELD STREET RAILWAY SYSTEM.

Be it enacted, etc., as follows:

SECTION 1. The department of public works is hereby authorized to construct garage facilities in the city of Springfield for the Springfield Street Railway System in exchange for certain land and garage facilities of said company to be taken by eminent domain by said department for the construction of a part of Route 91 in said city.

SECTION 2. This act shall take effect upon its passage.

Approved September 6, 1966.

Chap. 690. AN ACT ESTABLISHING A PLANNING AND ECONOMIC DEVELOPMENT COMMISSION FOR THE COUNTY OF DUKES COUNTY.

Be it enacted, etc., as follows:

SECTION 1. In order to plan for the orderly and coordinated development and protection of the physical, social and economic resources of the county of Dukes County there shall be a planning and economic development commission, hereinafter called the commission, consisting of the county commissioners of said county, the chairman of the selectmen of each town in said county, or his designee, and six persons appointed at large from said county by said county commissioners and said selectmen, or their designees, to serve for terms of three years.

SECTION 2. The commission shall be responsible for the preparation of comprehensive plans for the physical, social and economic development of said county, which shall be advisory only. Such plans shall include, but not be limited to the preparation of studies, research reports and maps of natural resources, land utilization, economic development, recreation and conservation, transportation and population characteristics. In order to carry out these responsibilities, the commission may retain such experts as may be required.

SECTION 3. To meet the expenses incurred under this act, during the year nineteen hundred and sixty-seven, there may be expended from any available funds in the treasury of the county of Dukes County an amount not to exceed eight thousand dollars. All bills incurred in carrying out the provisions of this act shall be accompanied by proper vouchers and shall be paid by the county treasurer of said county only on warrants approved by the commission or a committee appointed by it. Voluntary contributions, either public or private, for such purposes may be deposited in said treasury. No appointments shall be made and no money shall be expended hereunder except by the affirmative vote of a majority of the members of said commission. No monies expended under this act shall be used for recreational advertising or promotion.

SECTION 4. The commission shall elect a chairman and such other officers as it may by rule provide, and may make such other rules and regulations not inconsistent with the provisions of this act as it may by majority vote provide. Each member of the commission shall have one vote. Members of the commission shall serve without compensation.

SECTION 5. This act shall take effect on January first, nineteen hundred and sixty-seven. *Approved September 6, 1966.*

Chap. 691. AN ACT PROVIDING THAT CERTAIN LICENSES GRANTED FOR THE PURPOSE OF MAINTAINING FILL, RIPRAP, PILINGS, RETAINING WALL, BULKHEADS AND STRUCTURES BE IRREVOCABLE.

Be it enacted, etc., as follows:

License No. 380, dated August 1, 1877, granted by Harbor Commissioners to Trustees under the will of John W. Trull and each of the following licenses granted by Harbor and Land Commissioners: License No. 770, dated September 6, 1883 to Trustees under the will of John W. Trull; License No. 989, dated May 5, 1887, granted to Trustees under the will of Otis Minott; License No. 1231, dated May 5, 1887, granted to Goodnow, Trustee; License No. 1984, dated January 27, 1897, to Trustees under the will of John W. Trull; Licenses Nos. 1985 and 1985A, dated January 27, 1897, granted to Trustees under the will of Otis Minott; License No. 2054, dated September 17, 1897, granted to Trustees under the will of John W. Trull; License No. 2658, dated September 29, 1902, granted to Edmund D. Codman and Joseph B. Russell, Trustees; License No. 3342, granted to Trustees of Lovejoy's Wharf Trust; License No. 3373, dated May 24, 1909, granted to Trustees of Lovejoy's Wharf Trust, pertaining to the maintenance of fill, pilings, riprap, retaining wall, bulkheads and structures affecting land now owned by Chardon Realty Corporation shown as Lot C on a "Plan of land in Boston, Mass., dated December 18, 1926, drawn by Aspinwall & Lincoln,

Civil Engineers" recorded with Suffolk Deeds, Book 4896, Page 235, and affecting land of Beverly Street Associates shown as Lot D on the aforementioned plan, lots C and D as aforesaid, lying generally easterly by the Charles River Harbor Line and bounded on the North by Washington Street North, on the South by Beverly Street, and on the East by Lovejoy Place, for the purposes as aforesaid, and all additions to and modifications of said licenses by the department of public works, shall notwithstanding any provision of law to the contrary, be irrevocable; provided, however, that applicable provisions of chapter ninety-one of the General Laws are or have been complied with, and that if the commonwealth or any of its political subdivisions shall take, within ten years after the effective date of this act, any land which has the benefit of said license, the damages recoverable by reason of such taking shall not exceed the cost of acquisition of such land by the owner from whom the taking is made together with the cost to such owner of any buildings or improvements thereon, with interest at four per cent annually from the date any such cost was incurred. *Approved September 6, 1966.*

Chap. 692. AN ACT INCREASING THE AMOUNT AND TERM OF INDEBTEDNESS A CITY OR TOWN MAY INCUR FOR HOUSING, REDEVELOPMENT AND RENEWAL PROJECTS, AND DEFINING COMMUNITY RENEWAL PROJECTS.

Be it enacted, etc., as follows:

SECTION 1. Section 26J of chapter 121 of the General Laws is hereby amended by inserting after the paragraph defining "Clearance project", as appearing in section 1 of chapter 574 of the acts of 1946, the following paragraph: —

"Community renewal project", any planning work or other undertaking (1) to identify decadent, substandard and blighted open areas and other deteriorated or deteriorating areas, (2) to measure the nature and degree of blight and blighting factors within such areas, (3) to determine the financial, relocation, and other resources needed and available to restore and renew such areas, (4) to identify potential project areas and, where feasible, types of action contemplated within such areas, and (5) scheduling or programming of land assembly and redevelopment projects, urban renewal projects and other renewal activities in the community.

SECTION 2. Section 26CC of said chapter 121 is hereby amended by striking out the first paragraph and inserting in place thereof the following paragraph: —

A city or town in which a housing or redevelopment authority has been organized may raise and appropriate, or incur debt, or agree with such authority or with the federal government or the commonwealth to raise and appropriate or incur debt, in aid of such authority, such sums as may be necessary for defraying all of the development, acquisition and operating costs of a clearance, land assembly and redevelopment, urban renewal, community renewal, relocation, rehabilitation, or low-rent housing project within such city or town, or such sums as may be necessary for defraying such part of the development, acquisition or operating costs of a clearance, land assembly and redevelopment, urban renewal, community renewal, relocation, rehabilitation, or low-rent housing project within such city or town, to which the federal govern-

ment, pursuant to the federal legislation or any other source has rendered or has agreed to render financial assistance, as will not be met by loans, contributions or grants from the federal government or otherwise. Such debt may be outside the limit of indebtedness prescribed in section ten of chapter forty-four, and shall be payable within twenty-five years, the first annual payment to be made not later than five years after the date of the bonds issued for the serial loan, and otherwise subject to sections sixteen to twenty-seven, inclusive, of said chapter forty-four; provided, that the total outstanding at any one time of such indebtedness of any city or town and the indebtedness of such city or town, pursuant to the following paragraph, on account of relocation payments, shall not exceed five per cent of the average of the assessors' valuations of its taxable property for the three preceding years, reduced and otherwise determined as provided in section ten of chapter forty-four. *Approved September 6, 1966.*

Chap. 693. AN ACT DIRECTING THE COUNTY TREASURER OF WORCESTER COUNTY TO PAY A SUM OF MONEY TO ROBERT B. BOWEN.

Be it enacted, etc., as follows:

Notwithstanding any provision of law to the contrary, and in order to discharge a moral obligation of the county of Worcester, the treasurer of said county shall pay from any available funds to Robert B. Bowen of the city of Fitchburg the sum of one hundred and ninety-nine dollars and sixty cents for services rendered by him as temporary probation officer in the district court of Fitchburg during the month of December, nineteen hundred and sixty-four. *Approved September 6, 1966.*

Chap. 694. AN ACT ABOLISHING THE MOUNT GREYLOCK TRAMWAY AUTHORITY.

Be it enacted, etc., as follows:

SECTION 1. Chapter six hundred and six of the acts of nineteen hundred and fifty-three, as most recently amended by sections six, seven and eight of chapter four hundred and forty-four of the acts of nineteen hundred and sixty-six, is hereby repealed and the Mount Greylock Tramway Authority is hereby abolished.

SECTION 2. Section eight of chapter four hundred and seventy-six of the acts of nineteen hundred and fifty-five is hereby repealed.

SECTION 3. Section ten of chapter four hundred and forty-four of the acts of nineteen hundred and sixty-six is hereby repealed.

Approved September 6, 1966.

Chap. 695. AN ACT RELATIVE TO THE AUTHORITY OF JUSTICES OF DISTRICT COURTS, INCLUDING THE MUNICIPAL COURT OF THE CITY OF BOSTON, TO SIT IN THE SUPERIOR COURT ON MOTOR TORT CASES AND ON MISDEMEANORS IN CRIMINAL CASES.

Be it enacted, etc., as follows:

SECTION 1. Chapter 212 of the General Laws is hereby amended by striking out section 14B, as most recently amended by section 18 of chapter 810 of the acts of 1963, and inserting in place thereof the following section: —

Section 14B. A justice of the district courts, including the municipal court of the city of Boston, shall, at the written request of the chief justice of the superior court, sit in the superior court at the trial or disposition with or without a jury in any part of the commonwealth of any motor vehicle tort action, or of any violation of a by-law, order, ordinance, rule or regulation made by a city or town or public officer, or of any misdemeanor except libel, and during the continuance of such request shall have and exercise all the powers and duties which a justice of the superior court has and may exercise in the trial and disposition of such cases.

No justice so sitting shall act in a case in which he has either sat or held an inquest in the district court or otherwise has an interest. No justice of the district courts other than the municipal court of the city of Boston shall so sit in the superior court as aforesaid unless his name appears on a list submitted to the chief justice of the superior court for the purpose of this section by the chief justice of the district courts or, in the case of a justice of the municipal court of the city of Boston, by the chief justice of said municipal court.

In the event that by reason of his physical or mental disability, death, resignation, retirement or removal any justice presiding at a trial pursuant to this section shall fail to sign or return exceptions taken at the trial, to make a report after he has reserved the case for report to the supreme judicial court, to enter a verdict or finding after reserving leave, with the assent of the jury, to do so, to set aside the verdict in a civil action and order a new trial, for a cause for which a new trial may by law be granted, or otherwise to exercise any of the powers and duties granted to him by this section in the disposition of such case, the chief justice of the superior court may assign any other justice authorized to sit in the superior court pursuant to this section, or any justice of the superior court, to have and exercise such powers and duties.

The chief justice of the superior court may arrange for the holding of such sessions for the trial and disposition of cases under the provisions of this section and for the attendance of such number of jurors therefor as the interests of justice and the prompt disposition of such cases may in his judgment require. Such sessions may be held simultaneously with other sessions of the superior court or at other times in the discretion of the chief justice.

SECTION 2. Any district court justice sitting in the superior court pursuant to the provisions of section two of chapter five hundred and thirty-five of the acts of nineteen hundred and sixty-one, as amended, at the trial of any case prior to the effective date of this act, shall continue thereafter, upon assignment by the chief justice of the superior

court, to have and exercise all the powers and duties granted to him by said chapter five hundred and thirty-five, as amended, in the disposition of such case. *Approved September 6, 1966.*

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, September 8, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience requires that the law being Chapter 695 of the Acts of 1966, entitled "An Act relative to the Authority of Justices of District Courts, including the Municipal Court of the City of Boston, to Sit In the Superior Court on Motor Tort Cases and on Misdemeanors in Criminal Cases." and the enactment of which received my approval on September 6, 1966, should take effect forthwith.

Postponement of the operation of this act would defeat its purpose which is to assist in making possible the prompt trial of cases in the Superior Court in certain cases.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, September 9, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at eleven o'clock and thirty minutes, A.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter six hundred and ninety-five of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 696. AN ACT AUTHORIZING THE BOSTON HOUSING AUTHORITY TO CONTRACT WITH THE CITY OF BOSTON FOR THE POLICING OF BUILDINGS AND GROUNDS OF THE AUTHORITY.

Be it enacted, etc., as follows:

Section 26N of chapter 121 of the General Laws, as appearing in section 1 of chapter 574 of the acts of 1946, is hereby amended by striking out the last sentence and inserting in place thereof the following sentence: — So far as practicable, a housing authority shall make use of the services of the agencies, officers and employees of the city or town in which such an authority is organized and such city or town shall, if requested, make available such services, except, that, in the city of

Boston, the housing authority may contract with said city for the assignment of thirty-seven police officers of the police department of said city to police the buildings and grounds owned by said authority, with the proviso that said authority shall reimburse said city for one third of the cost thereof. *Approved September 6, 1966.*

Chap. 697. AN ACT PROVIDING FOR A JURY TRIAL FOR MISDEMEANORS IN THE MUNICIPAL COURT OF THE CITY OF BOSTON AND INCREASING THE NUMBER OF ASSISTANT CLERKS FOR CRIMINAL BUSINESS IN SAID COURT.

Be it enacted, etc., as follows:

SECTION 1. Section 53 of chapter 218 of the General Laws is hereby amended by striking out the first sentence, as amended by chapter 245 of the acts of 1950, and inserting in place thereof the following sentence: — There shall be a clerk and twelve assistant clerks of said court for criminal business, and a clerk and twelve assistant clerks of said court for civil business.

SECTION 2. Chapter 278 of the General Laws is hereby amended by inserting after section 18 the following section: —

Section 18A. Any defendant, in any district court of Suffolk county or in the municipal court of the city of Boston, found guilty of a violation of a by-law, order, ordinance, rule or regulation made by a city or town or public officer or of any other misdemeanor, except libel, may appeal and claim a jury of twelve in the municipal court of the city of Boston. By claiming such appeal, the said claimant shall be deemed to have waived any claim of appeal to a trial by a jury in the superior court or other disposition in said superior court.

Any defendant, found guilty in any district court of Suffolk county or in the municipal court of the city of Boston, of a violation of any of the offenses enumerated in the first paragraph of this section who has appealed to the superior court, may, at any time before trial on such appeal, claim a trial by a jury of twelve in the municipal court of the city of Boston and by so doing shall be deemed to have waived any right to a trial by a jury in the superior court or other disposition in said superior court. When a claim for a trial by a jury of twelve in the municipal court of the city of Boston has been made under the provisions of this paragraph, the clerk of the superior court shall forthwith forward to the clerk of said municipal court of the city of Boston all the papers in the case which have been filed in the superior court.

The justice presiding at such session over a jury of twelve in said municipal court of the city of Boston shall have and exercise all the powers and duties which a justice of the superior court has, and may exercise in the trial and disposition of such cases.

No justice so sitting shall act in a case in which he has either sat or held an inquest in the district court or otherwise has an interest.

Trials by such juries of twelve shall proceed in accordance with the provisions of law and rules of court applicable to trials by jury in the superior court. The commonwealth shall be entitled to as many challenges as equal the whole number to which all of the defendants in the case are entitled. Jurors shall be drawn from the pool of jurors available for the jury sessions in the superior court for Suffolk county. The

district attorney for the Suffolk district shall appear for the commonwealth in all cases. The chief justice of the municipal court of the city of Boston shall arrange for jury sessions in the said municipal court and shall assign justices and special justices thereto, to the end that speedy trials may be provided for such appeals. In the event of a trial by a jury of twelve in the said municipal court, review may be had directly by the supreme judicial court, by a bill of exceptions, appeal, report or otherwise in the same manner provided for trials by jury in the superior court. Any person taking an appeal under this section shall be subject to the municipal court of the city of Boston in matters of recognizance. In such matters, the said municipal court shall have all of the powers and duties of, and shall proceed in the same manner as, the superior court. *Approved September 6, 1966.*

Chap. 698. AN ACT RELATIVE TO CERTAIN TAXES.

Be it enacted, etc., as follows:

SECTION 1. The first paragraph of section 21 of chapter 138 of the General Laws is hereby amended by striking out the first sentence, as amended by section 26 of chapter 14 of the acts of 1966, and inserting in place thereof the following sentence: — Every licensed manufacturer of alcoholic beverages or alcohol as defined in this chapter and every holder of a wholesaler's and importer's license for the sale and importation thereof and every licensee under section seventy-six shall, in addition to the license fees elsewhere provided in this chapter, be liable for and pay to the commonwealth an excise, for the privilege enjoyed by him as such manufacturer, wholesaler and importer, or licensee under section seventy-six, to be levied on sales within the commonwealth of alcoholic beverages or alcohol, other than wines to be used for sacramental purposes only and other than malt beverages imported into the commonwealth, and to be levied on importations of malt beverages into the commonwealth, as follows: —

(*a*) For each barrel of thirty-one gallons, or fractional part of a barrel, aforesaid, of malt beverages, at the rate of two dollars and forty cents per barrel aforesaid;

(*b*) For each wine gallon, or fractional part thereof, of cider containing more than three per cent but not more than six per cent of alcohol by weight at sixty degrees Fahrenheit, at the rate of two cents per wine gallon;

(*c*) For each wine gallon, or fractional part thereof, of still wine, other than cider containing more than three per cent but not more than six per cent of alcohol as aforesaid, including vermouth, at the rate of forty cents per wine gallon;

(*d*) For each wine gallon, or fractional part thereof, of champagne and all other sparkling wines, at the rate of fifty cents per wine gallon;

(*e*) For each wine gallon, or fractional part thereof, of all other alcoholic beverages containing twenty-four per cent or less of alcohol by volume at sixty degrees Fahrenheit, at the rate of eighty cents per wine gallon;

(*f*) For each wine gallon, or fractional part thereof, of all other alcoholic beverages containing more than twenty-four per cent but not more than fifty per cent of alcohol by volume at sixty degrees Fahrenheit, at the rate of two dollars and ninety-five cents per wine gallon;

(*g*) For each proof gallon, or fractional part thereof, of all other alcoholic beverages containing more than fifty per cent of alcohol by volume at sixty degrees Fahrenheit, or alcohol, at the rate of two dollars and ninety-five cents per proof gallon.

SECTION 2. Section 1 of chapter 62 of the General Laws is hereby amended by striking out the first sentence, as amended by section 1 of chapter 679 of the acts of 1954, and inserting in place thereof the following sentence: — The amount by which the income of the classes described in subsections (*a*), (*b*), (*c*) and (*e*) received during the taxable year by any inhabitant of the commonwealth exceeds the exemption claimed under subsection (*h*) shall be taxed at the rate of seven and thirty-eight hundredths per cent.

SECTION 2A. Subsection (*a*) of said section 1 of said chapter 62 is hereby amended by striking out paragraph First, as most recently amended by section 2 of chapter 493 of the acts of 1961, and inserting in place thereof the following paragraph: —

First, Deposits in any savings bank chartered by the commonwealth, in any banking company or Morris Plan company subject to the provisions of chapter one hundred and seventy-two A, or in the Massachusetts Hospital Life Insurance Company, or in credit unions chartered by the commonwealth, and savings deposits in any trust company so chartered, savings deposits in any national banking association doing business in the commonwealth, and deposits in any bank in any other state which exempts from taxation to its inhabitants similar deposits, and interest and dividends thereon, owned by such inhabitants in banks in this commonwealth.

SECTION 3. Said section 1 of said chapter 62 is hereby further amended by striking out subsection (*d*), as appearing in the Tercentenary Edition, and inserting in place thereof the following subsection: —

(*d*) Partnerships, associations or trusts, the dividends on the shares of which are exempt from taxation under this section, shall pay a tax of seven and thirty-eight hundredths per cent of the income derived from their property, so far as such income would be taxable under this section if received by an inhabitant of the commonwealth.

SECTION 4. Section 5 of said chapter 62 is hereby amended by striking out, in line 2, as appearing in the Tercentenary Edition, the words "preceding calendar" and inserting in place thereof the word: — taxable.

SECTION 5. Subsection (*a*) of said section 5 of said chapter 62 is hereby amended by striking out the first sentence, as amended by section 3 of chapter 679 of the acts of 1954, and inserting in place thereof the following sentence: — (*a*) The amount by which the income from annuities exceeds the exemption provided in subsection (*f*) of this section shall be taxed at the rate of one and eight hundred forty-five thousandths per cent.

SECTION 6. Subsection (*b*) of said section 5 of said chapter 62, is hereby amended by striking out the first five sentences and inserting in place thereof the following sentence: — The amount by which the business income, as defined in section six, received during the taxable year by any inhabitant of the commonwealth exceeds the exemptions allowable under section five B shall be taxed at the rate of three and seventy-five thousandths per cent.

SECTION 7. Subsection (*c*) of said section 5 of said chapter 62, as appearing in section 1 of chapter 540 of the acts of 1957, is hereby amended by striking out the first two sentences and inserting in place thereof the following three sentences: — The net capital gain, as hereinafter defined, after deducting therefrom the net capital loss, if any, as hereinafter provided, shall be taxed at the rate of seven and thirty-eight hundredths per cent. The excess of the gains over the losses recognized during the taxable year by any inhabitant of the commonwealth from purchases, sales or exchanges of intangible personal property shall be the "net capital gain". If, for any taxable year the losses incurred by the taxpayer from such purchases, sales or exchanges shall exceed the gains therefrom, the amount of such excess shall be the "net capital loss" and shall be applied to reduce the net capital gain of the taxpayer in each of the three succeeding taxable years to the extent that such amount exceeds the total of any net capital gain of any taxable year intervening between the taxable year in which the net capital loss arose and such succeeding taxable year.

SECTION 8. Said chapter 62 is hereby further amended by striking out section 5A and inserting in place thereof the following section: —

Section 5A. The amount by which the business income, as defined in section six, received or earned during the taxable year by any nonresident of the commonwealth from sources within the commonwealth exceeds the exemptions allowable under this chapter shall be taxed at the rate of three and seventy-five thousandths per cent. Income from sources within the commonwealth shall include income derived from or connected with any business, trade, profession or occupation carried on in the commonwealth or the ownership of any interest in real or tangible personal property located in the commonwealth. The amount by which the income subject to taxation under section one or subsections (*a*) and (*c*) of section five, to the extent that such income is from property employed in a business, trade, profession or occupation carried on in the commonwealth, received during the taxable year by any nonresident of the commonwealth exceeds the exemptions allowable under this chapter shall be taxed at the rate of seven and thirty-eight hundredths per cent, except that income subject to taxation under subsection (*a*) of section five shall be taxed at the rate of one and eight hundred forty-five thousandths per cent. If a taxpayer is required to file both a resident and a nonresident return to report income received during a twelve-month period, such exemptions shall be divided between such returns on the basis of the number of months, or major fraction thereof, included in each return so that the aggregate amount of such exemptions so claimed does not exceed that which would have been available to the taxpayer if he had filed a single return for such twelve-month period. Said nonresident shall be entitled to the deductions provided in section six only to the extent that they are related to the production of the income subject to taxation hereunder. In determining such income, the rental value of living quarters furnished to any nonresident as part of his compensation shall be included. Retirement allowances, however decribed, from the commonwealth, or any county, city, town or district thereof, or from any person or entity including a present or former employer of the recipient shall be exempt from taxation under this section.

The provisions of this section shall not apply to the compensation paid by the United States to its uniformed military personnel assigned

to duty at military posts, bases or stations within the commonwealth for services rendered by said personnel while on active duty.

SECTION 9. Said chapter 62 is hereby further amended by inserting after section 5A the following section: —

Section 5B. The following exemptions shall be allowable to individuals against the business income subject to taxation under subsection (*b*) of section five and under section five A:

(1) In the case of a single person or a married person filing a separate return,

(*i*) a personal exemption of two thousand dollars,

(*ii*) an additional exemption of two thousand dollars if the taxpayer was totally blind at the close of his taxable year

(*iii*) an additional exemption of two thousand dollars if the taxpayer at any time during the taxable year served as a member of the armed forces of the United States on active service in an area which the president of the United States has by executive order designated as a combat zone, and

(*iv*) an additional exemption of five hundred dollars if the taxpayer had attained the age of sixty-five before the close of his taxable year.

(2) In the case of a husband or wife filing a joint return,

(*i*) a personal exemption of two thousand dollars and an amount equal to the total business income subject to taxation under this chapter of the spouse having the smaller such income, or four thousand dollars, whichever is less, and

(*ii*) an additional exemption of two thousand dollars for each spouse who was totally blind at the close of his taxable year

(*iii*) an additional exemption of two thousand dollars for each spouse who at any time during the taxable year served as a member of the armed forces of the United States on active service in an area which the president of the United States has by executive order designated as a combat zone, and

(*iv*) an additional exemption of five hundred dollars for each spouse who had attained the age of sixty-five before the close of his taxable year or an amount equal to such spouse's total business income subject to taxation under this chapter in excess of two thousand dollars, whichever is less.

(3) An exemption of five hundred dollars for a spouse who was not a dependent of another taxpayer and whose total income from all sources, both taxable and nontaxable, for the calendar year in which the taxable year of the taxpayer began did not exceed two thousand dollars.

(4) An exemption of four hundred dollars for each dependent. The term "dependent" shall mean any of the following individuals over half of whose support, for the calendar year in which the taxable year of the taxpayer began, was received from the taxpayer:

(*i*) a child or stepchild of the taxpayer who had not attained the age of nineteen at the close of the calendar year in which the taxable year of the taxpayer began or who had attained the age of nineteen at such time and was either a student or incapable of self-support because of physical or mental disability.

(*ii*) an individual, other than the spouse of the taxpayer, who, for the taxable year of the taxpayer, had as his principal place of abode the

home of the taxpayer and was a member of the taxpayer's household and who either had not attained the age of nineteen at the close of the calendar year in which the taxable year of the taxpayer began or had attained the age of nineteen at such time and was a student or incapable of self-support because of physical or mental disability; or an individual, other than the spouse of the taxpayer, who, for the taxable year of the taxpayer, was receiving institutional care required by reason of physical or mental disability and, before receiving such institutional care, was a member of the taxpayer's household.

(*iii*) a parent of the taxpayer or a parent of the taxpayer's spouse. For the purpose of this paragraph, the term "student" shall mean an individual who, during each of five calendar months during the calendar year in which the taxable year of the taxpayer began, was a full-time student at an educational institution or was pursuing a full-time course of institutional on-farm training under the supervision of an accredited agent of an educational institution or of a state or political subdivision of a state; and the term "educational institution" shall mean only an educational institution which normally maintains a regular faculty and curriculum and normally has a regularly organized body of students in attendance at the place where its educational activities are carried on.

(5) An exemption equal to the expenses paid within the taxable year, not compensated for by insurance or otherwise, for medical care and medicines to the extent that such expenses are allowed as a deduction on the taxpayer's federal income tax return. No exemption shall be allowable under this paragraph to a taxpayer who files a joint federal income tax return with his spouse unless a joint return is also filed under this chapter.

SECTION 10. Section 6 of said chapter 62 is hereby amended by striking out the first sentence, as most recently amended by chapter 557 of the acts of 1960, and inserting in place thereof the following sentence: — The business income taxable under subsection (*b*) of section five and under section five A shall be the net income from the profession, employment, trade or business, and from transactions entered into for profit, except the net income derived from intangible personal property which is taxed or exempted under a section or subsection of this chapter, other than section five A or subsection (*b*) of section five.

SECTION 11. Said section 6 of said chapter 62 is hereby further amended by striking out clause (*h*).

SECTION 12. Said section 6 of said chapter 62 is hereby further amended by striking out clause (*i*).

SECTION 13. The third paragraph of section 6B of said chapter 62, as appearing in section 7 of chapter 14 of the acts of 1966, is hereby amended by striking out, in lines 4 and 5, the words "a deduction under subsection (*h*) of section six" and inserting in place thereof the words: — an exemption under section five A, — and by striking out, in lines 7 and 8, the words "a deduction under said subsection (*h*) of said section six" and inserting in place thereof the words: — an exemption under said section five A.

SECTION 14. Section 8 of said chapter 62 is hereby amended by striking out paragraph (*d*), as amended by section 1 of chapter 644 of the acts of 1957, and inserting in place thereof the following paragraph: —

(*d*) Income received by trustees or other fiduciaries as is payable to or accumulated for persons not inhabitants of the commonwealth to the

extent that such income would not be subject to taxation under section five A if received by a nonresident.

SECTION 15. The second paragraph of section 9 of said chapter 62, as appearing in section 2 of said chapter 644 of the acts of 1957, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence: — The income received by the estates of deceased residents shall be subject to all the taxes imposed by this chapter to the extent that the persons to whom such income is payable, or for whose benefit it is accumulated, are residents of the commonwealth; provided, however, if the income received by such estates would be subject to taxation under section five A if received by a nonresident, such income shall be taxable regardless of whether or not the persons to whom such income is payable or for whose benefit it is accumulated are residents or nonresidents of the commonwealth.

SECTION 16. Subsection (*a*) of section 10 of said chapter 62, as appearing in section 3 of said chapter 644 of the acts of 1957, is hereby amended by striking out the first sentence and inserting in place thereof the following sentence: — The income received by trustees or other fiduciaries described in subsection (*c*) of this section shall be subject to the taxes imposed by this chapter to the extent that the persons to whom the same is payable, or for whose benefit it is accumulated, are inhabitants of the commonwealth; provided, however, if the income received by such trustees or other fiduciaries would be subject to taxation under section five A if received by a nonresident, such income shall be taxable regardless of whether the persons to whom the income from the trust is payable or for whose benefit it is accumulated are residents or nonresidents of the commonwealth.

SECTION 17. Said section 10 of said chapter 62 is hereby further amended by striking out subsection (*d*), as so appearing, and inserting in place thereof the following subsection: —

(*d*) Income received by estates held in trust by trustees or other fiduciaries, other than the trustees and fiduciaries described in subsection (*c*) of this section, which income would be subject to taxation under section five A if received by a nonresident, shall be taxed at the same rate and in the same manner as is provided in section five A, and subject to the same exemptions and deductions.

SECTION 18. Said chapter 62 is hereby further amended by striking out sections 17 to 21, inclusive, and inserting in place thereof the following three sections: —

Section 17. A partnership as such shall not be subject to the taxes imposed by this chapter. Individuals carrying on business as partners shall be liable for the taxes imposed by this chapter only in their separate or individual capacities.

(*a*) An inhabitant of the commonwealth who is a member of a partnership, whether or not such partnership has a usual place of business in the commonwealth, shall be subject to the taxes imposed by this chapter on his distributive share of the income received or earned by the partnership from sources taxable under this chapter. He shall include separately in his return his distributive share of the partnership's income or loss from sources taxable under section one and subsections (*a*), (*b*) and (*c*) of section five and of any item of deduction or credit.

(*b*) A nonresident of the commonwealth who is a member of a partnership, whether or not such partnership has a usual place of business

in the commonwealth, shall be subject to the tax imposed by section five A on his distributive share of the income received or earned by the partnership as would be subject to taxation under section five A if received by a nonresident. He shall include separately in his return his distributive share of such income or loss and of any item of deduction or credit.

(*c*) The character of any item of income, loss, deduction or credit included in a partner's distributive share shall be determined as if such item were realized directly by the partner from the source from which realized by the partnership or incurred in the same manner as incurred by the partnership. The amount of each such item to be taken into account by the partnership in determining the total of its income, loss, deductions or credits to be reported in the returns of its partners shall be computed in the same manner as in the case of an individual except that the following shall not be allowed to the partnership: —

(1) the reduction on account of net capital loss provided in subsection (*c*) of section five, (2) the exemptions provided in section five and section five B, (3) the exemption provided in section one, (4) the credit for taxes provided in section six A to the extent that such taxes are assessed to the partners in their individual capacities, but such credit shall be allowed to the partners in their individual returns, and (5) the credits provided in section six B.

(*d*) A partner's distributive share of any item of income, loss, deduction or credit shall be determined by the partnership agreement. If the partnership agreement contains no provision with respect to the partners' distributive shares of any item of income, loss, deduction or credit, such item shall be apportioned in accordance with his ratio of sharing income or losses from the profession, employment, trade or business. The partner's distributive share of the various classes of income, losses, deductions and credits shall be included by such partner in his return for his taxable year during which or with which the taxable year of the partnership ends.

Section 18. Every partnership having a usual place of business in the commonwealth shall file, on or before the fifteenth day of the fourth month following the close of each taxable year, an information return sworn to by a member of the partnership, in such form as the commissioner, with the approval of the state tax commission, may prescribe. Such return shall include the partnership's income or losses from sources taxable under section one and subsections (*a*), (*b*) and (*c*) of section five, any deductions or credits attributable thereto, the names and addresses of the partners and the distributive shares of the various classes of partnership income, losses, deductions or credits apportioned to each, and such other information as the commissioner may require in order to determine the taxable income of each partner.

Section 19. Sections seventeen and eighteen shall not apply to partnerships, associations or trusts, the beneficial interest in which is represented by transferable shares, and nothing in said sections shall affect other provisions of this chapter so far as the same relate to such partnerships, associations or trusts, the beneficial interest in which is represented by transferable shares.

SECTION 19. Said chapter 62 is hereby further amended by striking out section 22 and inserting in place thereof the following section: —

Section 22. Every individual inhabitant of the commonwealth who receives during the taxable year income from all sources subject to taxation under this chapter in excess of two thousand dollars or income subject to taxation under section one or under subsections (*a*) or (*c*) of section five shall make a return of such income.

Every partnership, association or trust which receives during the taxable year income from all sources subject to taxation under this chapter in excess of one hundred dollars or income subject to taxation under section one or under subsections (*a*) or (*c*) of section five shall make a return of such income.

Every nonresident who receives during the taxable year income from all sources subject to taxation under section five A in excess of two thousand dollars shall make a return of such income.

Every individual, not otherwise required to file a return under the foregoing provisions of this section, who is a resident for a portion of a twelve-month period beginning on the first day of a taxable year and a nonresident for a portion of the same twelve-month period and whose total income received during said periods from all sources, both taxable and nontaxable, exceeds two thousand dollars shall make separate returns as a resident and a nonresident of his income subject to taxation under this chapter.

A husband and wife may make a single return jointly of income taxes under this chapter, even though one of the spouses has neither income nor deductions, provided that their taxable years begin on the same day and either end on the same day or end on different days solely because of the death of either or both. Such return shall be known as a joint return and shall include the income, exemptions and deductions of both spouses. Each spouse shall be jointly and severally liable for the entire tax.

SECTION 20. The first sentence of section 24 of said chapter 62, as appearing in section 1 of chapter 70 of the acts of 1954, is hereby amended by inserting after the word "sections", in line 1, the word: — eighteen.

SECTION 21. Section 26 of said chapter 62, as appearing in the Tercentenary Edition, is hereby amended by inserting after the word "sections", in line 2, the word: — eighteen,.

SECTION 22. Said chapter 62 is hereby further amended by inserting after section 36 the following section: —

Section 36A. If a nonresident fails to file a return of income derived by him from sources within the commonwealth, as required by section twenty-two, the tax imposed by section five A shall be assessed on the basis of his gross income from such sources. The commissioner shall determine such income according to his best information and belief and may assess the tax without allowance for deductions or exemptions and with penalties and interest.

SECTION 23. The second paragraph of section 43 of said chapter 62, as appearing in section 1 of chapter 488 of the acts of 1964, is hereby amended by striking out, in line 15, the words "and deduction", and by striking out, in line 17, the word "deductions" and inserting in place thereof the word: — exemptions.

SECTION 24. The second paragraph of section 55 of said chapter 62, as appearing in section 1 of chapter 298 of the acts of 1958, is hereby amended by inserting after the first sentence the following sentence: — If any partnership required to file a return under section eighteen fails

to file the return within the time therein provided, it shall become liable to a penalty of five dollars for every day during which it is in default.

SECTION 25. Section 61 of said chapter 62 is hereby amended by adding the following three subsections: —

(*c*) As used in this chapter, the word "resident" or "inhabitant" shall mean every natural person domiciled in the commonwealth. The word "nonresident" shall mean any natural person whose domicile is outside the commonwealth.

(*d*) For the purposes of this chapter, the determination of whether the taxpayer is married shall be made as of the close of his taxable year, except that if his spouse dies during his taxable year such determination shall be made as of the time of such death. An individual legally separated from his spouse under a decree of divorce or of separate maintenance shall not be considered as married.

(*e*) As used in this chapter, "taxable year" means (1) the calendar year, (2) a period of twelve months ending on the last day of any month other than December as permitted by the commissioner under section sixty-two, or (3) the period for which the return is made, if a return is made for a period of less than twelve months.

SECTION 26. Section 1 of chapter 62A of the General Laws, as appearing in section 1 of chapter 692 of the acts of 1955, is hereby amended by striking out the definition of "Dependent" and inserting in place thereof the following definition: —

"Dependent", a spouse of the eligible taxpayer, provided such taxpayer is entitled to an exemption of five hundred dollars for such spouse under clause (3) of section five B of chapter sixty-two, and any other person for whom the taxpayer is entitled to an exemption under clause (4) of said section five B.

SECTION 27. Said chapter 62A is hereby further amended by striking out section 2, as amended by section 1 of chapter 544 of the acts of 1957, and inserting in place thereof the following section: —

Section 2. In lieu of computing the income tax imposed by chapter sixty-two, any eligible individual electing to have his income taxes determined under this chapter shall be assessed a tax in accordance with a tax table which shall be prepared by the commissioner and approved by the commission. The taxes in such table shall be computed by gross taxable income brackets of fifty dollars each. Such taxes shall be computed to the nearest dollar at the rate applicable under said chapter sixty-two to net income derived from the profession, employment, trade or business. Such net income shall be arrived at by reducing the median gross taxable income in each bracket by the personal exemptions and the appropriate exemptions for dependents permitted under section five B of chapter sixty-two; and by the appropriate deductions for (1) taxes on such income imposed by the commonwealth and by the United States, (2) union dues and (3) amounts paid under the federal social security act, as permitted under subsections (*a*) and (*c*) of section six of said chapter sixty-two. The amount of the deductions for taxes on such income, for union dues and for amounts paid under the federal social security act appropriate for each bracket shall be determined by the commissioner with the approval of the commission.

SECTION 28. Said chapter 62A is hereby further amended by striking out section 3, as most recently amended by section 8 of chapter 14 of the acts of 1966, and inserting in place thereof the following section: —

Section 3. Any eligible individual who is married and does not join with his spouse in the filing of a joint return as permitted under section twenty-two of chapter sixty-two, and who is entitled to claim an exemption for his spouse under section five B of said chapter and elects to have his income tax determined under this chapter, shall be entitled to a reduction from the tax assessed by section two in the amount of three dollars or the amount of the tax, whichever is smaller.

An eligible individual and his spouse may make a joint return of income taxes under this chapter to the extent that the commission may authorize by regulation. Each spouse shall be jointly and severally liable for the entire tax.

Any eligible individual entitled to any credit under section six B of chapter sixty-two may claim such credit in the return filed under this chapter.

SECTION 29. Said chapter 62A is hereby further amended by striking out section 4 and inserting in place thereof the following section: —

Section 4. Returns made by eligible individuals under this chapter shall be accompanied by a written declaration that they are made under the penalties of perjury, and shall be filed with the commissioner. They shall be made in such form as the commissioner, with the approval of the commission, shall prescribe, and shall contain such further information as the commissioner deems pertinent. Any eligible individual who files on the form as prescribed by this section shall be deemed to have elected to report his income and have his income tax determined in accordance with the tax table, to have waived any allowable exemption, deduction or credit to which he may be entitled under the provisions of chapter sixty-two except insofar as it is allowed in the tax table or in section three and to have waived the requirement of notification under the provisions of section thirty-seven of chapter sixty-two.

Eligible individuals filing a return under this chapter shall be excused from filing a return under chapter sixty-two. The liability for the tax as determined under this chapter shall be in lieu of the tax for which such eligible individual is liable under said chapter sixty-two.

SECTION 30. Said chapter 62A is hereby further amended by striking out section 6, as appearing in section 1 of chapter 692 of the acts of 1955, and inserting in place thereof the following section: —

Section 6. All provisions of chapter sixty-two not inconsistent with the provisions of this chapter shall be applicable to any individual who elects to have his income tax determined under this chapter, and more specifically to the extent that such provisions apply to (*a*) time for making assessments and applying for abatements, (*b*) assessments of penalties, both civil and criminal, for filing fraudulent or incomplete returns or filing a return after the due date, (*c*) additional assessments and interest thereon, (*d*) abatements and interest thereon, and (*e*) the collection and refunding of any tax assessed or abated under this chapter.

SECTION 31. Section 1 of chapter 62B of the General Laws is hereby amended by striking out the definition of "Internal Revenue Code", as amended by section 1 of chapter 714 of the acts of 1963, and inserting in place thereof the following definition: —

"Internal Revenue Code", the Internal Revenue Code of the United States as amended and in effect for the applicable year;

SECTION 32. Said section 1 of said chapter 62B, is hereby further amended by striking out the definition of "Employee", as appearing

in section 1 of chapter 17 of the acts of 1959, and inserting in place thereof the following definition: —

"Employee", employee as defined in section thirty-four hundred and one (*c*) of the Internal Revenue Code, except full time students engaged in seasonal, temporary or part-time employment whose estimated annual income would not exceed two thousand dollars.

SECTION 33. The first sentence of section 2 of said chapter 62B, as so appearing, is hereby amended by striking out, in line 7, the words "and any taxes in addition thereto."

SECTION 34. Section 4 of said chapter 62B is hereby amended by striking out paragraph (*a*), as so appearing, and inserting in place thereof the following paragraph: —

(*a*) Every employee, on or before February fourteenth, nineteen hundred and fifty-nine, or before the date of commencement of employment, whichever is later, shall furnish his employer with a signed withholding exemption certificate setting forth the number of dependency exemptions which he claims, which shall in no event exceed the number to which he is entitled under clauses (3) and (4) of section five B of chapter sixty-two plus one for his own personal exemption under clause (1) of said section five B The term "dependency exemptions", as used in this chapter, shall include an exemption for a spouse meeting the requirements of clause (3) of said section five B. If any employee fails to furnish such signed certificate, the number of his exemptions shall be considered zero.

SECTION 35. Paragraph (*b*) of said section 4 of said chapter 62B, as so appearing, is hereby amended by striking out, in line 1 and in lines 9 and 10, respectively, the words "and deduction."

SECTION 36. Said section 4 of said chapter 62B is hereby further amended by striking out paragraphs (*c*), (*d*), and (*e*), as so appearing, and inserting in place thereof the following three paragraphs: —

(*c*) If, on any day during the calendar year, the number of dependency exemptions to which the employee is entitled is less than the number of dependency exemptions claimed by the employee on the withholding exemption certificate then in effect with respect to him, the employee shall, within ten days thereafter, furnish the employer with a new withholding exemption certificate relating the number of dependency exemptions which the employee then claims, which shall in no event exceed the number to which he is entitled on such day. If, on any day during the calendar year, the number of dependency exemptions to which the employee is entitled to is greater than the number of dependency exemptions claimed, the employee may furnish the employer with a new withholding exemption certificate relating to the number of dependency exemptions which the employee then claims which shall in no event exceed the number to which he is entitled on such day.

(*d*) If, on any day during the calendar year, the number of dependency exemptions to which the employee may reasonably be expected to be entitled at the beginning of the next calendar year is different from the number of dependency exemptions to which the employee is entitled on such day, the employee shall, in such cases and at such times as the commission may by regulation prescribe, furnish the employer with a withholding exemption certificate relating to the number of dependency exemptions which he claims with respect to such next calendar year, which shall in no event exceed the number to which he may reasonably

be expected to be so entitled. Withholding exemption certificates issued pursuant to this paragraph shall not take effect with respect to any payment of wages made in the calendar year in which the certificate is furnished.

(*e*) Withholding exemption certificates shall be in such form and contain such information as the commissioner shall, with the approval of the commission, prescribe.

SECTION 37. The third paragraph of section 5 of said chapter 62B, as so appearing, is hereby amended by striking out, in line 4, the word "deductions" and inserting in place thereof the word: — exemptions.

SECTION 38. Paragraph (*d*) of section 11 of said chapter 62B, as so appearing, is hereby amended by striking out, in line 2, the words "and deduction".

SECTION 39. Section 12 of said chapter 62B, as so appearing, is hereby amended by striking out, in line 5, the words ", and any taxes in addition thereto".

SECTION 40. The second paragraph of section 13 of said chapter 62B, as so appearing, is hereby amended by striking out clause (*a*) and inserting in place thereof the following clause: —

(*a*) The amount which he estimates as the tax due under chapter sixty-two with respect to the taxable year;

SECTION 41. Section 17 of said chapter 62B, as so appearing, is hereby amended by striking out, in lines 4 and 5, the words ", and any taxes in addition thereto".

SECTION 42. Paragraph (*a*) of section 18 of said chapter 62B, as so appearing, is hereby amended by striking out, in line 3, the words ", and any taxes in addition thereto".

SECTION 43. Paragraph (*b*) of said section 18 of said chapter 62B, as so appearing, is hereby amended by striking out clause (*ii*) and inserting in place thereof the following clause: —

(*ii*) an amount equal to the tax computed, at the rates applicable to the taxable year, on the basis of the taxpayer's status with respect to his personal exemption and exemptions for spouse and dependents under section five B of chapter sixty-two for the taxable year, but otherwise on the basis of the facts shown on his return for, and the law applicable to, the preceding taxable year, or

SECTION 44. Paragraph (*d*) of said section 18 of said chapter 62B, as so appearing, is hereby amended by striking out, in lines 2 and 3, the words "and any taxes in addition thereto".

SECTION 44A. The definition of the word "Bank" in section 1 of chapter 62 of the General Laws, as appearing in chapter 472 of the acts of 1943, is hereby amended by inserting after the word "company", in line 1, the words: —, including all banks for cooperatives organized under the United States Farm Credit Act of nineteen hundred and thirty-three.

SECTION 45. Section 22 of said chapter 63, as appearing in section 1 of chapter 387 of the acts of 1946, is hereby amended by striking out, in line 8, the word "one" and inserting in place thereof the word: — two.

SECTION 46. Section 30 of said chapter 63, is hereby amended by striking out paragraph 5, as amended by section 3 of chapter 327 of the acts of 1933, and inserting in place thereof the following paragraph: —

5. (*a*) "Gross income", gross income as defined under the provisions of the Federal Internal Revenue Code, as amended and in effect for the taxable year, plus the interest from bonds, notes and evidences of indebtedness of any state, including this commonwealth.

(*b*) "Net income", gross income less the deductions, but not credits, allowable under the provisions of the Federal Internal Revenue Code, as amended and in effect for the taxable year. Deductions with respect to the following items, however, shall not be allowed: —

(*i*) dividends received

(*ii*) losses sustained in other taxable years, and

(*iii*) taxes on or measured by income, franchise taxes measured by net income, franchise taxes for the privilege of doing business and capital stock taxes imposed by any state.

SECTION 47. Paragraph 7 of said section 30 of said chapter 63, inserted by section 2 of chapter 756 of the acts of 1962, is hereby amended by striking out, in lines 4 and 5, the words "on January first, nineteen hundred and sixty-two" and inserting in place thereof the words: — for the taxable year.

SECTION 48. The second sentence of paragraph 9 of said section 30 of said chapter 63, as amended by section 2 of chapter 375 of the acts of 1964, is hereby further amended by striking out, at the end, the words "or forty-one".

SECTION 49. The first sentence of paragraph 10 of said section 30 of said chapter 63, as amended by section 3 of said chapter 375 of the acts of 1964, is hereby further amended by striking out, at the end, the words: — "or forty-one".

SECTION 50. The first sentence of paragraph 11 of said section 30 of said chapter 63, as amended by section 4 of said chapter 375 of the acts of 1964, is hereby further amended by striking out, at the end, the words: — "or forty-one".

SECTION 51. Said section 30 of said chapter 63 is hereby further amended by adding the following paragraph: —

13. "State", any state of the United States, the District of Columbia, the Commonwealth of Puerto Rico, any territory or possession of the United States, and any foreign country or a political subdivision of any of the foregoing.

SECTION 52. Section thirty A of said chapter sixty-three, inserted by section three of chapter seven hundred and fifty-six of the acts of nineteen hundred and sixty-two, is hereby repealed.

SECTION 53. Said chapter 63 is hereby further amended by striking out section 32, as most recently amended by section 5 of said chapter 756 of the acts of 1962, and inserting in place thereof the following section: —

Section 32. Except as provided in section thirty-eight B, every domestic business corporation shall pay, on account of each taxable year, the excise provided in subsection (*a*) or (*b*) of this section, whichever is greater. Liability for such excise shall be incurred by corporate existence at any time within such taxable year. In the case of a corporation whose taxable year is a period of less than twelve calendar months, the portion of the amount determined under clause (1) of subsection (*a*) shall be multiplied by a fraction whose numerator is the number of months included in the taxable year and whose denominator is twelve.

(*a*) An amount equal to the sum of: —

(1) Six dollars and fifteen cents per thousand upon the value of: —

(*i*) its tangible property as determined to be taxable under paragraph 7 of section thirty if a tangible property corporation; or

(*ii*) its net worth as determined to be taxable under paragraph 8 of section thirty if an intangible property corporation; and

(2) Six and seven hundred sixty-five thousandths per cent of its net income determined to be taxable in accordance with the provisions of this chapter. If two or more domestic corporations participated in the filing of a consolidated return of income to the federal government, the portions of the excise computed under this clause may, at their option, be assessed upon their combined net income, in which case the excise shall be assessed to all said corporations and collected from any one or more of them.

(*b*) One hundred dollars.

SECTION 54. Section 33 of said chapter 63 is hereby amended by inserting after the first paragraph the following paragraph: —

If, in the opinion of the commissioner, the capital of a domestic business corporation, which is a subsidiary of another corporation or closely affiliated therewith by stock ownership, is inadequate for its business needs apart from credit extended or indebtedness guaranteed by the parent or an affiliated corporation, the commissioner shall, in determining net worth under paragraph 8 of section thirty, determine the value of its net worth properly taxable thereunder and consider such value the taxable net worth, disregarding its indebtedness owed to or guaranteed by the parent or an affiliated corporation.

SECTION 55. The second sentence of the first paragraph of section 36 of said chapter 63, as amended by section 7 of chapter 550 of the acts of 1956, is hereby further amended by inserting after the word "shall", in line 5, the words: — , notwithstanding the provisions of sections forty-four, forty-five, and forty-six,.

SECTION 56. The second paragraph of said section 36 of said chapter 63, as appearing in chapter 613 of the acts of 1955, is hereby amended by inserting after the word "shall", in line 3, the words: — , notwithstanding the provisions of sections forty-four, forty-five, and forty-six,.

SECTION 57. Section thirty-seven of said chapter sixty-three, as appearing in the Tercentenary Edition, is hereby repealed.

SECTION 58. Said chapter 63 is hereby further amended by striking out section 38 and inserting in place thereof the following section: —

Section 38. The commissioner shall determine the part of the net income of a domestic business corporation or of a foreign corporation derived from business carried on within the commonwealth as follows:

(*a*) Net income as defined in section thirty of this chapter adjusted as follows shall constitute taxable net income:

(1) Dividends included therein shall be deducted, and

(2) Long-term capital gains realized and long-term capital losses sustained from the sale or exchange of capital assets, as defined under the provisions of the Federal Internal Revenue Code, as amended and in effect for the taxable year, if such assets consist of intangible property, to the extent includible in taxable net income reported to the federal government, shall be included therein at one half of the amount so reported to the federal government; provided, however, that such

gains realized and losses sustained from the sale or exchange of such property effected under the provisions of the Federal Internal Revenue Code, as amended and in effect for taxable years ended on or before December thirty-first, nineteen hundred and sixty-two, shall not be included in any part therein.

(*b*) If the corporation does not have income from business activity which is taxable in another state, the whole of its taxable net income, determined under the provisions of subsection (*a*), shall be allocated to this commonwealth. For purposes of this section, a corporation is taxable in another state if (1) in that state such corporation is subject to a net income tax, a franchise tax measured by net income, a franchise tax for the privilege of doing business, or a corporate stock tax, or (2) that state has jurisdiction to subject such corporation to a net income tax regardless of whether, in fact, the state does or does not.

(*c*) If the corporation has income from business activity which is taxable both within and without this commonwealth, its taxable net income, determined under the provisions of subsection (*a*), shall be apportioned to this commonwealth by multiplying its taxable net income, determined under the provisions of subsection (*a*), by a fraction, the numerator of which is the property factor plus the payroll factor plus the sales factor, and the denominator of which is three.

(*d*) The property factor is a fraction, the numerator of which is the average value of the corporation's real and tangible personal property owned or rented and used in this commonwealth during the taxable year and the denominator of which is the average value of all the corporation's real and tangible personal property owned or rented and used during the taxable year. Property owned by the corporation shall be valued at its federal adjusted basis for determining depreciation under the Federal Internal Revenue Code, as amended and in effect for the taxable year. Property rented by the corporation shall be valued at eight times the net annual rental rate, provided such rate reflects the fair rental value of the property as of the date of the rental agreement. Net annual rental rate is the annual rental rate paid by the corporation less any annual rental rate received by the corporation from sub-rentals.

The average value of property shall be determined by averaging the values at the beginning and the end of the taxable year, but the commissioner may require the averaging of monthly values during the taxable year if reasonably required to reflect properly the average value of the corporation's property.

(*e*) The payroll factor is a fraction, the numerator of which is the total amount paid in this commonwealth during the taxable year by the corporation for compensation, and the denominator of which is the total compensation paid everywhere during the taxable year. As used in this subsection, "compensation" means wages, salaries, commissions, and any other form of remuneration paid to employees for personal services. Compensation is paid in this commonwealth if:

1. the employee's service is performed entirely within this commonwealth; or

2. the employee's service is performed both within and without this commonwealth, but the service performed without this commonwealth is incidental to the employee's service within this commonwealth; or

3. some of the service is performed in this commonwealth and (*i*) the base of operations or, if there is no base of operations, the place from

which the service is directed or controlled is in this commonwealth, or (*ii*) the base of operations or the place from which the service is directed or controlled is not in any state in which some part of the service is performed, but the employee's residence is in this commonwealth.

(*f*) The sales factor is a fraction, the numerator of which is the total sales of the corporation in this commonwealth during the taxable year, and the denominator of which is the total sales of the corporation everywhere during the taxable year. As used in this subsection, "sales" means all gross receipts of the corporation except interest, dividends, and gross receipts from the maturity, redemption, sale, exchange or other disposition of securities. Sales of tangible personal property are in this commonwealth if:

1. the property is delivered or shipped to a purchaser within this commonwealth regardless of the f. o. b. point or other conditions of the sale; or

2. the property is shipped from an office, store, warehouse, factory, or other place of storage in this commonwealth and the corporation is not taxable in the state of the purchaser and the property was sold by an agent or agencies chiefly situated at, connected with or sent out from premises for the transaction of business owned or rented by the corporation within this commonwealth. "Purchaser", as used in clauses (1) and (2) of this paragraph, shall include the United States government.

Sales, other than sales of tangible personal property, are in this commonwealth if:

1. the income-producing activity is performed in this commonwealth; or

2. the income-producing activity is performed both in and outside this commonwealth and a greater proportion of this income-producing activity is performed in this commonwealth than in any other state, based on costs of performance.

(*g*) If only two of the foregoing three factors are applicable, the taxable net income of the corporation shall be apportioned by a fraction, the numerator of which is the remaining two factors, and the denominator of which is two. If only one of the three factors is applicable, the taxable net income of the corporation shall be apportioned solely by that factor. A factor shall not be deemed to be inapplicable merely because the numerator of the factor is zero. A factor shall not be applicable if the denominator of the factor is less than ten per cent of one third of the taxable net income or if it is otherwise determined to be insignificant in producing income.

(*h*) If a corporation maintains an office, warehouse or other place of business in a state other than this commonwealth for the purpose of reducing its tax under this chapter, the commissioner shall, in determining the amount of taxable net income apportionable to this commonwealth, adjust any factor to properly reflect the amount which the factor ought reasonably to assign to this commonwealth.

(*i*) In the case of consolidated returns of net income, the commissioner shall apportion the taxable net income, so far as practicable, in accordance with apportionment rules set forth in this section.

SECTION 59. Said chapter 63 is hereby further amended by striking out section 38A, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: —

Section 38A. The taxable net income of a domestic business corporation allocated or apportioned to this commonwealth under the provisions of section thirty-eight, less taxes due this commonwealth under this chapter to the extent allowable as a deduction under the Federal Internal Revenue Code, as amended and in effect for the taxable year, shall be its net income subject to tax under this chapter.

SECTION 60. Said chapter 63 is hereby further amended by striking out section 38B and inserting in place thereof the following section: —

Section 38B. (*a*) Every domestic business corporation or foreign corporation, which is engaged exclusively in buying, selling, dealing in, or holding securities on its own behalf and not as a broker and is not a regulated investment or bank holding company under the Federal Internal Revenue Code, as amended and in effect for the taxable year and which either makes application with the commissioner for such classification before the end of the taxable year or has been so classified by the commissioner for a prior taxable year and such classification has not been revoked before the end of the taxable year, shall pay, on account of each taxable year, an excise equal to one per cent of the gross income, as defined in section thirty of this chapter, received by such corporation during the taxable year or one hundred dollars, whichever is greater.

(*b*) Every domestic business corporation or foreign corporation, which is engaged exclusively in buying, selling, dealing in or holding securities on its own behalf and not as a broker and is a regulated investment or bank holding company under the Federal Internal Revenue Code, as amended and in effect for the taxable year and which either makes application with the commissioner for such classification before the end of the taxable year or has been so classified by the commissioner for a prior taxable year and such classification has not been revoked before the end of the taxable year, shall pay, on account of each taxable year, an excise equal to one quarter of one per cent of the gross income, as defined in section thirty of this chapter, received by such corporation during the taxable year or one hundred dollars, whichever is the greater,

(*c*) Any corporation taxable under this section shall not be subject to the excise imposed by section thirty-two or thirty-nine.

SECTION 61. Said chapter 63 is hereby further amended by striking out section 39, as most recently amended by section 19 of chapter 14 of the acts of 1966, and inserting in place thereof the following section: —

Section 39. Except as otherwise provided herein, every foreign corporation shall pay, on account of each taxable year, with respect to carrying on or doing business in the commonwealth, the excise provided in subsection (*a*) or (*b*) of this section, whichever is greater. Liability for such excise shall be incurred by corporate activity or the renting of real estate or tangible personal property within the commonwealth at any time within the taxable year. In the case of a corporation whose taxable year is a period of less than twelve calendar months, the portion of the amount determined under clause (1) of subsection (*a*) shall be multiplied by a fraction whose numerator is the number of months included in the taxable year and whose denominator is twelve.

(*a*) An amount equal to the sum of: —

(1) Six dollars and fifteen cents per thousand upon the value of —

(*i*) its tangible property as determined to be taxable under paragraph 7 of section thirty if a tangible property corporation, or

(*ii*) its net worth as determined to be taxable under paragraph 9 of section thirty if an intangible property corporation; and

(2) Six and seven hundred sixty-five thousandths per cent of its net income determined to be taxable in accordance with the provisions of this chapter. If two or more foreign corporations participated in the filing of a consolidated return of income to the federal government the portion of the excise computed under this clause may, at their option, be assessed upon their combined net income, in which case the excise shall be assessed to all said corporations and collected from any one or more of them.

(*b*) One hundred dollars.

SECTION 62. Section 39A of said chapter 63 is hereby amended by inserting after the first paragraph the following paragraph: —

If, in the opinion of the commissioner, the capital of a foreign corporation, which is a subsidiary of another corporation or closely affiliated therewith by stock ownership, is inadequate for its business needs apart from credit extended or indebtedness guaranteed by the parent or an affiliated corporation, the commissioner shall, in determining net worth under paragraph 9 of section thirty, determine the value of its net worth properly taxable thereunder and consider such value the taxable net worth, disregarding its indebtedness owed or guaranteed by the parent or an affiliated corporation.

SECTION 63. Section forty-one of said chapter sixty-three, as appearing in the Tercentenary Edition, is hereby repealed.

SECTION 64. Said chapter 63 is hereby further amended by striking out section 42 and inserting in place thereof the following section: —

Section 42. If the allocation and apportionment provisions of this chapter are not reasonably adapted to approximate the net income derived from business carried on within this commonwealth, the corporation may apply to the commissioner, on or before the fifteenth day of the third month following the close of the taxable year, to have its income derived from business carried on within this commonwealth determined by a method other than that set forth in section thirty-eight. A corporation which so applies shall, on or before the fifteenth day of the sixth month following the close of the taxable year, file with the commissioner, under oath of its Treasurer, a statement in such detail as the commissioner may require, showing the amount of its net income derived from business carried on within the commonwealth and such other information as the commissioner may require with reference thereto.

If, in the judgment of the commissioner the allocation and apportionment provisions of this chapter are not reasonably adapted to approximate the corporation's net income derived from business carried on within this commonwealth, the commissioner shall by reasonable methods determine the amount of net income derived from business activity carried on within this commonwealth. The amount thus determined shall be the net income taxable under this chapter and the foregoing determination shall be in lieu of the determination required by section thirty-eight. If an alternative method is used by the commissioner hereunder, the commissioner, in his discretion, with respect to the two next succeeding taxable years, may require similar information from such corporation if it shall appear that the allocation and apportionment provisions of this chapter are not reasonably adapted to approximate for the applicable year the corporation's net income de-

rived from business carried on within this commonwealth and may by reasonable methods determine such income in the same manner as if the corporation had applied to have its income so determined.

SECTION 65. Said chapter 63 is hereby further amended by striking out section 42A, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: —

Section 42A. The taxable net income of a foreign corporation apportioned to this commonwealth under the provisions of section thirty-eight, less taxes due this commonwealth under this chapter to the extent allowable as a deduction under the Federal Internal Revenue Code, as amended and in effect for the taxable year, shall be its net income subject to tax under this chapter.

SECTION 66. Section forty-two C of said chapter sixty-three, inserted by section two of chapter five hundred and sixty of the acts of nineteen hundred and sixty-two, is hereby repealed.

SECTION 67. Section 44 of said chapter 63 is hereby amended by striking out in the third sentence, each time they occur, the words "subsection (*c*)", as amended by section 10 of chapter 756 of the acts of 1962, and inserting in place thereof, in each instance, the words: — subsection (*b*), — and by striking out in the fifth sentence, each time they occur, the words "subsections (*b*) and (*c*)", as amended by said section 10 of said chapter 756 of the acts of 1962, and inserting in place thereof, in each instance, the words: — subsection (*b*).

SECTION 68. Section 52A of said chapter 63 is hereby amended by striking out subdivision (2), as appearing in section 1 of chapter 641 of the acts of 1951, and inserting in place thereof the following subdivision: —

(2) Every utility corporation doing business solely within the commonwealth shall pay annually a tax upon its corporate franchise equal to five per cent of its net income during the taxable year. Every utility corporation doing business both within and without the commonwealth shall pay annually a tax upon its corporate franchise equal to five per cent of that portion of its net income during the taxable year as is allocable to the commonwealth.

SECTION 69. Section fifty-six A of said chapter sixty-three, as most recently amended by section three of chapter five hundred and sixty of the acts of nineteen hundred and sixty-two, is hereby repealed.

SECTION 70. Chapter 63A of the General Laws is hereby amended by striking out section 2, as appearing in section 1 of chapter 580 of the acts of 1955, and inserting in place thereof the following section: —

Section 2. Against every taxpayer there shall be levied, assessed and collected an excise at the rate of one half of one per cent of such taxpayer's gross receipts.

SECTION 71. Chapter 63C of the General Laws is hereby amended by striking out section 3, as appearing in section 21 of chapter 14 of the acts of 1966, and inserting in place thereof the following section: —

Section 3. The commissioner shall determine the portion of net income derived from business carried on within this commonwealth under the provisions of section thirty-eight of chapter sixty-three.

SECTION 72. Section 6 of said chapter 63C, as so appearing, is hereby amended by striking out, in line 1, the words "chapter sixty-three" and inserting in place thereof the words: — chapters sixty-three and sixty-three B.

SECTION 73. Section 1 of chapter 65 of the General Laws is hereby amended by striking out the table therein contained, as most recently amended by section 1 of chapter 415 of the acts of 1941, and inserting in place thereof the following table: —

RELATIONSHIP OF BENEFICIARY TO DECEASED.	RATE PER CENTUM OF TAX ON VALUE OF PROPERTY OR INTEREST.								
	On Value not over $10,000.	On Excess above $10,000, not over $25,000.	On Excess above $25,000, not over $50,000.	On Excess above $50,000, not over $100,000.	On Excess above $100,000, not over $250,000.	On Excess above $250,000, not over $500,000.	On Excess above $500,000, not over $750,000.	On Excess above $750,000, not over $1,000,000.	On Excess above $1,000,000.
CLASS A.									
Husband, wife, father, mother; child, adopted child, adoptive parent, grandchild	1¼%	2½%	3¾%	5%	6¼%	7½%	8¾%	10%	11¼%
CLASS B1									
Lineal ancestor, except father or mother; lineal descendant, except child or grandchild; lineal descendant of adopted child; lineal ancestor of adoptive parent; wife or widow of a son; husband of a daughter	2½%	3¾%	6¼%	7½%	8¾%	10%	11¼%	12½%	13¾%
CLASS C.									
Brother, sister, half brother, half sister, nephew, niece, stepchild or stepparent	5%	7½%	10%	12½%	13¾%	15%	16¼%	17½%	18¾%
CLASS D1									
All others . . .	7½%	10%	11¼%	12½%	13¾%	15%	16¼%	17½%	18¾%

SECTION 74. There is hereby imposed upon all domestic manufacturing corporations, foreign manufacturing corporations, domestic business corporations and foreign corporations, as defined in chapter sixty-three of the General Laws, as amended, in addition to the taxes levied under the provisions of sections thirty to fifty-one, inclusive, of said chapter sixty-three and all acts in amendment thereof and in addition thereto, and in addition to the taxes imposed upon such corporations under section nine of chapter seven hundred and twenty-nine of the acts of nineteen hundred and forty-one, an additional excise tax equal to three per cent of the net income of each such corporation determined to be taxable in accordance with the provisions of said chapter sixty-three; provided, that the tax imposed by this section shall not apply to cor-

porations taxable under the specific dollar minimum measure of section thirty-two or section thirty-nine or under section thirty-eight B, all of said chapter sixty-three. All provisions of law relative to the assessment, payment, collection and abatement of the taxes imposed under said chapter sixty-three upon corporations taxable hereunder shall apply to the additional taxes herein imposed. This section shall apply only to taxes levied in or on account of periods after June thirtieth, nineteen hundred and sixty-five with respect to taxable years ending before December thirty-first, nineteen hundred and sixty-six. The surtaxes imposed under section nine of chapter seven hundred and twenty-nine of the acts of nineteen hundred and forty-one shall apply to the taxes imposed by this section.

SECTION 75. There is hereby imposed, in addition to the taxes levied under subsection (*b*) of section five and subsection (*c*) of section five A of chapter sixty-two of the General Laws, upon income derived from professions, employments, trade or business, and all acts in amendment thereof and in addition thereto, and in addition to any surtaxes, an additional tax equal to one per cent of such income. All provisions of law relative to the assessment, payment, collection and abatement of the taxes imposed under said chapter sixty-two shall apply to the additional taxes herein imposed. This section shall apply only to income received during periods after June thirtieth, nineteen hundred and sixty-five with respect to taxable years commencing before January first, nineteen hundred and sixty-seven. The surtaxes imposed under section nine of chapter seven hundred and twenty-nine of the acts of nineteen hundred and forty-one shall apply to the taxes imposed by this section.

SECTION 76. There is hereby imposed, in addition to the taxes levied under subsection (*c*) of section five of chapter sixty-two of the General Laws, upon the excess of gains over losses received by the taxpayer from purchases or sales of intangible personal property, whether or not said taxpayer is engaged in the business of dealing in such property, and all acts in amendment thereof and in addition thereto, and in addition to any surtaxes, an additional tax equal to three per cent of such income. All provisions of law relative to the assessment, payment, collection and abatement of the taxes imposed under said chapter sixty-two shall apply to the additional taxes herein imposed. This section shall apply only to income received during periods after June thirtieth, nineteen hundred and sixty-five with respect to taxable years commencing before January first, nineteen hundred and sixty-seven. The surtaxes imposed under section nine of chapter seven hundred and twenty-nine of the acts of nineteen hundred and forty-one shall apply to the taxes imposed by this section.

SECTION 77. There is hereby imposed, in addition to the taxes levied under the provisions of chapter sixty-two of the General Laws, and all acts in amendment thereof and in addition thereto, an additional tax equal to twenty per cent of the taxes assessed under the provisions of said chapter and acts in or on account of periods after June thirtieth, nineteen hundred and sixty-five, with respect to taxable years commencing before January first, nineteen hundred and sixty-seven. There is hereby imposed, in addition to the taxes levied under the provisions of sections thirty to sixty, inclusive, of chapter sixty-three of the General Laws, and all acts in amendment thereof and in addition thereto, an additional tax equal to twenty per cent of the taxes assessed under the

provisions of said sections and acts in or on account of periods after June thirtieth, nineteen hundred and sixty-five, with respect to taxable years ending before December thirty-first, nineteen hundred and sixty-six. All provisions of law relative to the assessment, payment, collection and abatement of the said taxes shall apply to the taxes imposed by this section. This additional tax shall apply to the taxes levied under sections seventy-four to seventy-six, inclusive, of this act.

SECTION 78. There is hereby imposed, in addition to the taxes levied under the provisions of chapter sixty-three A of the General Laws, and all acts in amendment thereof and in addition thereto, an additional tax equal to twenty per cent of the taxes assessed under the provisions of said chapter and acts in or on account of periods after June thirtieth, nineteen hundred and sixty-five with respect to taxable years ending before December thirty-first, nineteen hundred and sixty-six and all provisions of law relative to the assessment, payment, collection and abatement of the said taxes shall apply to the taxes imposed by this section.

SECTION 79. All property subject to a legacy and succession tax under the provisions of chapter sixty-five of the General Laws, and of any further amendments thereof or additions thereto, shall be subject to an additional tax of twenty per cent of all taxes imposed by said provisions with respect to property or interests therein passing or accruing upon the death of persons who died during the period beginning July first, nineteen hundred and sixty-five and ending December thirty-first, nineteen hundred and sixty-six. All provisions of law relative to the determination, certification, payment, collection and abatement of such legacy and succession taxes shall apply to the additional taxes imposed by this section.

SECTION 80. There is hereby imposed an additional excise on the sale of alcoholic beverages and alcohol, other than malt beverages, for the period beginning July first, nineteen hundred and sixty-five and ending December thirty-first, nineteen hundred and sixty-six.

For each wine gallon, or fractional part thereof, of still wine, other than cider containing more than three per cent but not more than six per cent of alcohol by weight at sixty degrees Fahrenheit, including vermouth, at the rate of twenty cents per wine gallon.

For each wine gallon, or fractional part thereof, of all other alcoholic beverages containing twenty-four per cent or less of alcohol by volume at sixty degrees Fahrenheit, at the rate of forty-five cents per wine gallon.

For each wine gallon, or fractional part thereof, of all other alcoholic beverages containing more than twenty-four per cent but not more than fifty per cent of alcohol by volume at sixty degrees Fahrenheit, at the rate of twenty-five cents per wine gallon.

For each proof gallon, or fractional part thereof, of all other alcoholic beverages containing more than fifty per cent of alcohol by volume at sixty degrees Fahrenheit, or alcohol, at the rate of twenty-five cents per proof gallon.

SECTION 81. Section eleven of chapter seven hundred and thirty-one of the acts of nineteen hundred and forty-five shall not apply with respect to the sale of alcoholic beverages and of alcohol on and after January first, nineteen hundred and sixty-seven.

SECTION 82. Section nine of chapter seven hundred and twenty-nine of the acts of nineteen hundred and forty-one, as amended by section five of chapter five hundred and three of the acts of nineteen hundred and forty-eight, shall not apply (*a*) with respect to taxes levied under the provisions of chapter sixty-two of the General Laws, and all acts in amendment thereof and in addition thereto, for taxable years commencing after December thirty-first, nineteen hundred and sixty-six (*b*) with respect to taxes levied under the provisions of sections thirty to sixty, inclusive, of chapter sixty-three of the General Laws, and all acts in amendment thereof and in addition thereto, for taxable years ending on or after December thirty-first, nineteen hundred and sixty-six and (*c*) with respect to taxes levied under the provisions of chapter sixty-three A of the General Laws, and all acts in amendment thereof and in addition thereto, for taxable years commencing on and after December thirty-first, nineteen hundred and sixty-six.

SECTION 83. Section nine A of chapter seven hundred and twenty-nine of the acts of nineteen hundred and forty-one shall not apply with respect to property or interests therein passing or accruing upon the death of persons who die on or after January first, nineteen hundred and sixty-seven.

SECTION 84. Chapter five hundred and forty-two of the acts of nineteen hundred and sixty-five is hereby repealed.

SECTION 85. In any case in which the effective date or applicability of any provisions of this act is expressed in terms of taxable years beginning or ending with reference to a specified date which is the first or last day of a month, with respect to any taxpayer, his taxable year shall be treated as beginning with the first day of the calendar month beginning nearest to the first day of such taxable year, or as ending with the last day of the calendar month ending nearest to the last day of such taxable year.

SECTION 86. Section 18 of chapter 58 of the General Laws is hereby amended by striking out subsection (*b*), as appearing in section 29 of chapter 14 of the acts of 1966, and inserting in place thereof the following subsection: —

(*b*) Forty per cent of the net sums received under sections thirty to fifty-one, inclusive, of chapter sixty-three, and under any act in addition thereto, as excises, interest thereon or penalties, including payments made on account thereof under chapter sixty-three B;

SECTION 87. Section one shall apply to sales of alcoholic beverages or alcohol and to importation of malt beverages into the commonwealth after December thirty-first, nineteen hundred and sixty-six. Sections two to forty-four, inclusive, shall apply with respect to taxable years commencing after December thirty-first, nineteen hundred and sixty-six, except that so much of section five B of chapter sixty-two of the General Laws, inserted by section nine of this act, as grants an additional income tax deduction to members of the armed forces serving in an area designated by the president of the United States as a combat zone, shall also be applicable to the taxable years commencing after December thirty-first, nineteen hundred and sixty-five. Section forty-five shall apply to the excise payable for years after nineteen hundred and sixty-five. Sections forty-six to seventy-two, inclusive, shall apply to taxable years ending on and after December thirty-first, nineteen

hundred and sixty-six. Section seventy-three shall apply with respect to property or interests therein passing or accruing upon the deaths of persons who die after December thirty-first, nineteen hundred and sixty-six. Section eighty-six shall take effect January first, nineteen hundred and sixty-seven. *Approved September 6, 1966.*

Chap. 699. AN ACT RELATIVE TO THE COMPENSATION OF THE JUSTICES OF THE SEVERAL COURTS OF THE COMMONWEALTH AND OF CERTAIN REGISTERS OF PROBATE.

Be it enacted, etc., as follows:

SECTION 1. Section 14 of chapter 185 of the General Laws, as most recently amended by section 1 of chapter 742 of the acts of 1963, is hereby further amended by striking out the first sentence and inserting in place thereof the following sentence: — The judge and associate judges of the land court shall each receive a salary of twenty-six thousand four hundred dollars and each shall annually receive, upon the certificate of the judge, the amount of expenses incurred by him in the discharge of his duties, to be paid by the commonwealth.

SECTION 2. Chapter 211 of the General Laws is hereby amended by striking out section 22, as most recently amended by section 1 of chapter 755 of the acts of 1963, and inserting in place thereof the following section: —

Section 22. The chief justice of the court shall receive a salary of thirty thousand eight hundred dollars and each associate justice a salary of twenty-nine thousand seven hundred dollars, and the chief justice and each associate justice shall annually receive from the commonwealth, upon certificate of the chief justice, the amount of the expenses incurred by them in the discharge of their duties. Such justices shall devote their entire time during ordinary business hours to their respective duties and shall not, directly or indirectly, engage in the practice of law.

SECTION 3. Chapter 212 of the General Laws is hereby amended by striking out section 27, as most recently amended by section 1 of chapter 741 of the acts of 1963, and inserting in place thereof the following section: —

Section 27. The chief justice shall receive a salary of twenty-seven thousand five hundred dollars and each associate justice a salary of twenty-six thousand four hundred dollars, and the chief justice and each associate justice shall annually receive from the commonwealth, upon the certificate of the chief justice, the amount of the expenses incurred by them in the discharge of their duties. Such justices shall devote their entire time during ordinary business hours to their respective duties and shall not, directly or indirectly, engage in the practice of law.

SECTION 4. Chapter 217 of the General Laws is hereby amended by striking out section 34, as most recently amended by section 1 of chapter 756 of the acts of 1963, and inserting in place thereof the following section: —

Section 34. The salaries of all judges of probate shall be paid by the commonwealth and are hereby established as follows: —

COUNTY.	SALARIES.
Suffolk	$23,100
Middlesex	23,100
Norfolk	23,100
Worcester	22,000
Essex	22,000
Hampden	20,900
Bristol	20,900
Plymouth	20,900
Barnstable	18,700
Berkshire	18,700
Franklin	18,700
Hampshire	18,700
Dukes	8,250
Nantucket	8,250

SECTION 5. Section 35A of said chapter 217 is hereby amended by striking out the second sentence, as amended by section 1C of said chapter 756, and inserting in place thereof the following sentence: — The salaries of the registers of probate in the counties of Dukes and Nantucket shall be six thousand six hundred and eighty-five dollars.

SECTION 6. The second paragraph of section 6 of chapter 218 of the General Laws, as appearing in section 1 of chapter 810 of the acts of 1963, is hereby amended by striking out the second sentence and inserting in place thereof the following sentence: — He shall receive a salary of twenty-three thousand one hundred dollars for his combined services as chief justice and as justice of the court to which he was appointed.

SECTION 7. Said chapter 218 is hereby further amended by striking out section 75, as most recently amended by section 12 of said chapter 810, and inserting in place thereof the following section: —

Section 75. The salary of the chief justice of the municipal court of the city of Boston shall be twenty-three thousand one hundred dollars, and the salary of each of the associate justices shall be twenty-two thousand dollars.

SECTION 8. Said chapter 218 is hereby further amended by striking out section 76, as most recently amended by section 1 of chapter 694 of the acts of 1964, and inserting in place thereof the following section: —

Section 76. The salary of the justice of the Boston juvenile court shall be twenty-two thousand dollars.

SECTION 9. The first paragraph of section 77A of said chapter 218 is hereby amended by striking out, in line 52, as appearing in section 14 of chapter 810 of the acts of 1963, the word "twenty" and inserting in place thereof the word: — twenty-two.

SECTION 10. Section 78 of said chapter 218 is hereby amended by striking out the first paragraph, as amended by section 2 of chapter 900 of the acts of 1965, and inserting in place thereof the following paragraph: —

The salary of the justice of each of the following district courts

district court of eastern Essex,
district court of Newburyport,
district court of Chicopee,

shall be eighty-nine hundred and forty dollars;

the salary of the justice of each of the following district courts
fourth district court of Plymouth,
third district court of Plymouth,
shall be eighty-one hundred dollars;
the salary of the justice of each of the following district courts
district court of Leominster,
district court of northern Berkshire,
district court of Natick,
district court of western Worcester,
district court of eastern Hampden,
second district court of Essex,
fourth district court of Berkshire,
district court of eastern Hampshire,
district court of southern Berkshire,
district court of Lee,
shall be seventy-seven hundred and fifty dollars;
the salary of the justice of each of the following district courts
third district court of Essex,
district court of Winchendon,
district court of eastern Franklin,
district court of Williamstown,
shall be sixty-seven hundred and forty dollars;
the salary of the justice of the
district court of Dukes County
shall be seventy-two hundred and ninety dollars;
and the salary of the justice of the
district court of Nantucket
shall be seventy-two hundred and ninety dollars.

SECTION 11. Notwithstanding any contrary provisions of this act, the provisions of section fourteen of chapter one hundred and eighty-five, section twenty-two of chapter two hundred and eleven, section twenty-seven of chapter two hundred and twelve, section thirty-four of chapter two hundred and seventeen, sections six, seventy-five, seventy-six, seventy-seven A and seventy-eight of chapter two hundred and eighteen of the General Laws in effect immediately prior to the effective date of this act shall remain in effect and apply to appointments to the offices referred to therein which are made between said effective date and January fourth, nineteen hundred and sixty-seven.

Approved September 6, 1966.

Chap. 700. AN ACT RELATIVE TO THE EXEMPTION FROM TAXATION OF CERTAIN PROPERTY USED FOR THE ABATEMENT OR PREVENTION OF WATER POLLUTION.

Be it enacted, etc., as follows:

SECTION 1. Clause Thirty-ninth of section 5 of chapter 59 of the General Laws, inserted by chapter 539 of the acts of 1961, is hereby amended by striking out, in lines 3 and 4, the words "or pollution of any stream, pond, lake, tidal water or flats".

SECTION 2. Said section 5 of said chapter 59 is hereby further amended by adding after clause Forty-third, added by section 2 of chapter 267 of the acts of 1965, the following clause: —

Forty-fourth, Any structure, building, device, appliance, machinery, equipment or other property, whether consisting of real or tangible personal property, or a combination of both, which is constructed, installed or placed in operation, in whole or in part, for the purpose of eliminating industrial waste or reducing such waste to a level of toxicity that is not injurious to fish, fowl, animal life or aquatic vegetation and thereby abating or preventing the pollution of the waters of the commonwealth. This exemption shall apply to facilities for the treatment, neutralization or stabilization of industrial waste from a point immediately preceding the point of such treatment, neutralization or stabilization to the point of disposal, including the necessary pumping and transmitting facilities, but excluding such facilities installed for the primary purpose of salvaging materials which are usable in the manufacturing process or are marketable. The term "industrial waste", as used in this section, shall mean any liquid, gaseous, solid or waste substance, or a combination thereof, resulting from any process of industry, manufacture, trade or business or from the development or recovery of any natural resources, which may cause or might reasonably be expected to cause pollution of the waters of the commonwealth.

If any such structure, building, device, appliance, machinery, equipment or other property is used solely and in its entirety for the elimination or control of water pollution, the exemption granted hereunder shall be total; if, however, only a portion of such structure, building, device, appliance, machinery, equipment or other property is used for the elimination or control of water pollution, the exemption shall be prorated as follows: for structures and buildings, the ratio which the area or volume, as applicable, thereof used solely for pollution control bears to the entire area or volume; for devices, appliances, machinery, equipment or other property, the ratio which the operating time devoted solely to pollution control bears to the total operating time.

No exemption shall be granted under this clause unless the director of the division of water pollution control in the department of natural resources certifies to the assessors of the city or town involved that such structure, building, device, appliance, machinery, equipment or other property is effective in eliminating or reducing pollution to an acceptable level. *Approved September 6, 1966.*

Chap. 701. AN ACT PROVIDING FOR AN ELECTIVE DEDUCTION AND EXEMPTION UNDER THE BUSINESS AND MANUFACTURING CORPORATION EXCISE FOR THE CONSTRUCTION OR IMPROVEMENT OF INDUSTRIAL WASTE TREATMENT FACILITIES.

Be it enacted, etc., as follows:

Chapter 63 of the General Laws is hereby amended by inserting after section 38C the following section: —

Section 38D. (*a*) In determining the net income subject to tax under this chapter a domestic or foreign business corporation, at its election, may deduct the expenditures paid or incurred during the taxable year for the construction, reconstruction, erection or improvement of industrial waste treatment facilities. The term "industrial waste treatment facilities" shall mean facilities for the treatment, neutralization or

stabilization of industrial waste from a point immediately preceding the point of such treatment, neutralization or stabilization to the point of disposal, including the necessary pumping and transmitting facilities, but excluding such facilities installed for the primary purpose of salvaging materials which are usable in the manufacturing process or are marketable. The term "industrial waste" shall mean any liquid, gaseous, solid or waste substance, or a combination thereof, resulting from any process of industry, manufacture, trade or business or from the development or recovery of any natural resources, which may cause or might reasonably be expected to cause pollution of the waters of the commonwealth.

(*b*) Such deduction shall be allowed only —

(1) with respect to tangible property which is depreciable, pursuant to section one hundred and sixty-seven of the Federal Internal Revenue Code, having a situs in the commonwealth and used in the corporation's trade or business, the construction, reconstruction, erection or improvement of which is initiated on or after January first, nineteen hundred and sixty-seven, and only for expenditures paid or incurred prior to January first, nineteen hundred and seventy-four, and

(2) on condition that such facilities have been certified by the director of the division of water pollution control in the department of natural resources as complying with applicable provisions of the water pollution control law and regulations, permits or orders issued by him pursuant to law, and

(3) on condition that the net income for the taxable year and all succeeding taxable years be computed without any deductions for such expenditures or for depreciation of the property other than the deductions allowed by this section, except to the extent that the cost or other basis of the property may be attributable to factors other than such expenditures, or in the case a deduction is allowable pursuant to this section for only a part of such expenditures, on condition that any deduction allowed under the Federal Internal Revenue Code for such expenditures or for depreciation of the same property be proportionately reduced in computing net income for the taxable year and all succeeding taxable years.

(*c*) If expenditures in respect to an industrial waste treatment facility have been deducted as provided herein and if within ten years from the end of the taxable year in which such deduction was allowed such property or any part thereof is used for the primary purpose of salvaging materials which are usable in the manufacturing process or are marketable, the corporation shall report such change of use in its return for the first taxable year during which it occurs, and the commissioner may recompute the tax for the year or years for which such deduction was allowed and may assess any additional tax resulting from such recomputation within the period of assessment applicable to such return.

If a deduction is allowed as herein provided for expenditures paid or incurred during any taxable year on the basis of a temporary certificate of compliance and if the corporation fails to obtain a permanent certificate of compliance upon completion of the facilities with respect to which such temporary certificate was issued, the corporation shall report such failure in its return for the taxable year during which such facilities are completed, and the commissioner may recompute the tax for the year or years for which such deduction was allowed and may assess any

additional tax resulting from such recomputation within the period of assessment applicable to such return.

(*d*) In any taxable year when property is sold or otherwise disposed of, with respect to which a deduction has been allowed pursuant to this section, such deduction shall be disregarded in computing gain or loss, and the gain or loss on the sale or other disposition of such property shall be the gain or loss resulting if the deduction provided by this section had not been elected and the cost or other basis of the property had been reduced by straight-line depreciation based on the useful life of the property; provided, however, that if such sale or other disposition of such property occurs within three years of the date such property is placed in service the basis shall be zero.

(*e*) An industrial waste treatment facility which qualifies for the deduction provided for by this section shall not be subject to taxation under the tangible property measure of the excise imposed by clause (1) (i) of subsection (*a*) of section thirty-two or clause (1) (i) of subsection (*a*) of section thirty-nine. *Approved September 6, 1966.*

Chap. 702. AN ACT GRANTING PERMANENT CIVIL SERVICE STATUS TO FRANCES A. KAVANAGH AS CLERK AND STENOGRAPHER IN THE ARLINGTON SCHOOL DEPARTMENT WHO WAS NOT PERMANENTLY CERTIFIED TO SAID POSITION THROUGH ERROR.

Be it enacted, etc., as follows:

SECTION 1. Frances A. Kavanagh, who passed an open, competitive civil service examination and became eligible on or about November twenty-first, nineteen hundred and sixty for appointment as permanent clerk and stenographer in the school department of the town of Arlington, but who, through error, was not certified on a permanent basis to said position, shall, notwithstanding any law or rule to the contrary, be recorded on the records of the division of civil service as a permanent clerk and stenographer classified under the civil service law and rules in the Arlington school department as of December fifteenth, nineteen hundred and sixty.

SECTION 2. This act shall take effect upon its acceptance by the school committee of the town of Arlington.

Approved September 6, 1966.

Chap. 703. AN ACT INCREASING THE SALARY OF THE JUSTICE OF THE THIRD DISTRICT COURT OF PLYMOUTH AND PROVIDING THAT HE SHALL DEVOTE FULL TIME TO HIS JUDICIAL DUTIES.

Be it enacted, etc., as follows:

SECTION 1. The first paragraph of section 77A of chapter 218 of the General Laws, as appearing in section 14 of chapter 810 of the acts of 1963, is hereby amended by inserting after the line reading "second district court of Plymouth," the following line: — third district court of Plymouth,.

SECTION 2. The first paragraph of section 78 of said chapter 218, as appearing in section 16 of said chapter 810, is hereby amended by striking out line 10, reading "third district court of Plymouth,".

Approved September 8, 1966.

Chap. 704. AN ACT TO ENCOURAGE THE PRESERVATION OF HISTORIC BUILDINGS UNDER URBAN RENEWAL PLANS.

Be it enacted, etc., as follows:

SECTION 1. The second paragraph of section 26K of chapter 121 of the General Laws, as most recently amended by section 5 of chapter 668 of the acts of 1953, is hereby further amended by striking out the first sentence and inserting in place thereof the following sentence: — Whenever the city council of a city, with the approval of the mayor, or a town, at an annual town meeting or a special town meeting called therefor, determines that a housing authority is needed therein for the purpose of the clearance of substandard, decadent or blighted open areas or the provision of housing for families or elderly persons of low income or engaging in a land assembly and redevelopment project, including the preservation, restoration or relocation of historical buildings, it may by vote provide for the organization of such an authority.

SECTION 2. Section 26YY of said chapter 121, as appearing in section 4 of chapter 654 of the acts of 1955, is hereby amended by striking out the second sentence and inserting in place thereof the following sentence: — Urban renewal projects may include undertakings and activities for the elimination, and for the prevention of the development or spread, of substandard, decadent or blighted open areas, and may involve any work or undertaking for such purpose constituting a land assembly and redevelopment project or any rehabilitation or conservation work including the preservation, restoration or relocation of historical buildings of such undertaking or work.

SECTION 3. Section 26ZZ of said chapter 121, as most recently amended by section 7 of chapter 776 of the acts of 1960, is hereby further amended by adding the following paragraph: —

Whenever a public hearing on an urban renewal plan is held, notice of it shall be sent to any historical or historic district commission in the city or town and to the Massachusetts historical commission, together with a map indicating the area to be renewed. Whenever an urban renewal plan is sent to the department of commerce and development a copy shall be transmitted to said department for the use of the Massachusetts historical commission. *Approved September 8, 1966.*

Chap. 705. AN ACT FURTHER DEFINING THE TERM LOW-RENT HOUSING PROJECT AS USED IN THE HOUSING AUTHORITY LAW, AND AUTHORIZING HOUSING AUTHORITIES TO ACQUIRE BY PURCHASE OR LEASE THE USE OF CERTAIN COMPLETED DWELLING UNITS FOR OCCUPANCY BY FAMILIES OF LOW INCOME.

Be it enacted, etc., as follows:

SECTION 1. Section 26J of chapter 121 of the General Laws is hereby amended by striking out the definition of "Low-rent housing project" and inserting in place thereof the following definition: —

"Low-rent housing project", (1) any work or undertaking to demolish, clear or remove buildings from any substandard area, which work or undertaking may include the adaptation of such area to parks, playgrounds, or other public purposes; or (2) any work or undertaking to

provide decent, safe and sanitary dwellings, apartments or other living accommodations for families of low income, which work or undertaking may include buildings, land, equipment, facilities, and other real or personal property for necessary, convenient and desirable appurtenances, public or private ways, sewers, water supply, parks, site preparation or improvement, or administrative, community, health, recreational, welfare or other facilities; or (3) the purchase or acquisition of the use of completed dwelling units which have been constructed, recently reconstructed, or remodeled (whether condominium units, individual buildings part of a larger development, or the right to use a portion of the units in a multi-family development); or (4) any combination of the foregoing. The term "project" may also be applied to the planning of the buildings and improvements, the acquisition of property, the demolition of existing structures, the construction, reconstruction, alteration and repair of the improvements and other work performed in connection therewith. Construction activity in connection with a project may be confined to the reconstruction, remodeling or repair of existing buildings.

SECTION 2. Section 26O of said chapter 121 is hereby amended by striking out the first paragraph, as amended by chapter 780 of the acts of 1960, and inserting in place thereof the following paragraph: —

A housing authority may compensate its members for each day spent in the performance of their duties and for such other services as they may render to the authority in connection with projects commenced prior to July first, nineteen hundred and sixty-five. Such compensation shall not exceed fifty dollars a day for the chairman and forty dollars a day for a member other than the chairman, provided that the total sum paid to all the members in any one month or year shall not exceed two per centum of the gross income of the housing authority during such month or year respectively, nor shall the total sum paid in any year exceed twelve thousand five hundred dollars in the case of the chairman or ten thousand dollars in the case of a member other than the chairman. Such compensation shall be allocated by the housing authority among its various projects commenced prior to July first, nineteen hundred and sixty-five, in such manner and amounts as it deems proper. Members of a housing authority shall be allowed, or be reimbursed for, all expenses properly incurred by them within or without the city or town in the discharge of their duties. Such expenses shall be allocated by the housing authority among its various projects, in such manner and amounts as it deems proper.

SECTION 3. Section 26AA of said chapter 121, as appearing in section 1 of chapter 574 of the acts of 1946, is hereby amended by adding the following paragraph: —

Excepting projects as to which a contract between the federal government and a housing authority is in effect, and projects involving the reconstruction, remodeling or repair of existing buildings, projects shall be approved by the board as follows: —

(*a*) Projects involving the purchase or acquisition or the use of completed dwelling units which have been recently constructed, reconstructed or remodeled (whether condominium units, individual buildings part of a larger development, or the right to use a portion of the units in a multi-family development) shall be approved by the board only after it makes the following determinations: (i) the number of units involved does not exceed the following limits: in a building or

development containing one to three units, no limit, in a building or development containing four to eight units, two units, and in a building or development containing nine or more units, one fourth of the total units (rounded up to the highest whole number); and (ii) the housing authority has made adequate arrangements for the maintenance and operation of the units, either through use of its own personnel or by contract with the owner or manager of the other units in the development.

(*b*) Projects involving the construction of new buildings by a housing authority shall be approved by the board following due notice and a public hearing in the town or city involved held to consider testimony relating to the determinations required to be made. The board shall approve such a project only if it makes the following determinations: (i) the proposed project does not include in excess of one hundred dwelling units; (ii) the proposed project is not located adjacent to nor within one eighth of a mile of any existing project; (iii) the design and layout of the proposed project is appropriate to the neighborhood in which it is to be located; and (iv) an adequate supply of dwelling units for families of low income is not then available in the private market, and the housing authority, after reasonable effort, has been unable to obtain such units either through reconstruction, remodeling or repair of existing buildings or by the purchase of completed dwelling units.

SECTION 4. Clause (*f*) of section 26FF of said chapter 121, as amended by section 3 of chapter 760 of the acts of 1949, is hereby further amended by adding the following sentence: — For projects completed after July first, nineteen hundred and sixty-six, as between applicants equally in need and eligible for occupancy of the dwelling and at the rent involved, preference shall be given in the selection of tenants to persons displaced by public action.

SECTION 5. The fifth paragraph of section 26NN of said chapter 121 is hereby amended by striking out the last sentence, as amended by section 2 of chapter 550 of the acts of 1952.

SECTION 6. Subdivision (*b*) of said section 26NN is hereby amended by inserting after the second paragraph, as most recently amended by section 3 of chapter 372 of the acts of 1957, the following two paragraphs: —

In addition to the provisions set forth in the prior two paragraphs which shall apply to projects completed before July first, nineteen hundred and sixty-six, this paragraph and the following paragraph shall apply to those projects which are completed after that date. Each contract for state financial assistance or for supplementary state financial assistance shall provide that the commonwealth will pay to the housing authority annual contributions; provided, however, that the total amount of such additional annual contributions contracted for by the commonwealth for any one year shall not exceed one million eight hundred and seventy-five thousand dollars. Each such annual contribution by the commonwealth to the housing authorities shall be paid by the commonwealth upon approval and certification by the board to the state comptroller.

Each such contract shall contain a provision that the annual contributions shall be used for the payment of interest on, and principal of, notes and/or bonds of the housing authority. The annual contributions for any one project shall be payable in an amount not exceeding five per cent of the cost of the project, as determined by the board, and for

the fixed period during which the notes and/or bonds issued to finance the cost of the project or any refunding notes and/or bonds remain outstanding, but in no event for more than forty years after the completion of the project, as determined by the board. Each such contract shall provide that whenever in any year the receipts of a housing authority in connection with a project exceed its expenditures for that project, including debt service, payments in lieu of taxes, administration, establishment of reserves, and other costs, as determined by the board, an amount equal to such excess, or, in the case of projects under section twenty-six OO, an amount equal to such portion of the excess as the board shall prescribe, shall be applied, or set aside for application, to purposes which shall effect a reduction in the amount of subsequent annual contributions. The full faith and credit of the commonwealth is hereby pledged to the payment of all contributions contracted for by the commonwealth. The provisions of subdivision (*e*) of this section shall not apply to projects completed after July first, nineteen hundred and sixty-six. *Approved September 8, 1966.*

Chap. 706. AN ACT ELIMINATING PRICE DISCRIMINATION AGAINST MASSACHUSETTS CONSUMERS OF ALCOHOLIC BEVERAGES.

Be it enacted, etc., as follows:

Chapter 138 of the General Laws is hereby amended by inserting after section 25C the following section: —

Section 25D. (*a*) There shall be filed with, and when filed shall be deemed part of, the schedule filed for a brand of alcoholic beverage pursuant to section twenty-five B an affirmation duly verified by the owner of such brand of alcoholic beverage, or by the wholesaler designated as agent for the purpose of filing such schedule if the owner of the brand of alcoholic beverage is not licensed by the commission, that the bottle and case price of alcoholic beverages to wholesalers set forth in such schedule is no higher than the lowest price at which such item of alcoholic beverage was sold by such brand owner or such wholesaler designated as agent, or any related person, to any wholesaler anywhere in any other state of the United States or in the District of Columbia, or to any state (or state agency) which owns and operates retail alcoholic beverage stores, at any time during the calendar month immediately preceding the month in which such schedule is filed. As used in this paragraph, the term "related person" shall mean any person (1) in the business of which such brand owner or wholesaler designated as agent has an interest, direct or indirect, by stock or other security ownership, as lender or lienor, or by interlocking directors or officers, or (2) the exclusive, principal or substantial business of which is the sale of a brand or brands of alcoholic beverages purchased from such brand owner or wholesaler designated as agent, or (3) which has an exclusive franchise or contract to sell such brand or brands.

(*b*) There shall be filed with, and when filed shall be deemed part of, any other schedule filed for a brand of alcoholic beverage pursuant to section twenty-five B an affirmation duly verified by the person filing such schedule that the bottle and case price of alcoholic beverages to wholesalers set forth in such schedule is no higher than the lowest price at which such item of alcoholic beverage was sold by such person to any wholesaler anywhere in any other state of the United States or in

the District of Columbia, or to any state (or state agency) which owns and operates retail alcoholic beverage stores, at any time during the calendar month immediately preceding the month in which such schedule is filed.

(*c*) In the event an affirmation with respect to any item of alcoholic beverage is not filed within the time provided by section twenty-five B, any schedule for which such affirmation is required shall be deemed invalid with respect to such item of alcoholic beverage, and no such item may be sold to or purchased by any wholesaler or retailer during the period covered by any such schedule; provided however that the commission, in writing, may, for good cause shown and for reasons not inconsistent with the purposes of this section and under such terms and conditions as it may deem necessary, allow any schedule which is otherwise sufficient to be deemed valid with respect to items of alcoholic beverage for which no affirmation has been filed, as provided by this section.

(*d*) In determining the lowest price for which any item of alcoholic beverage was sold in any other state or in the District of Columbia, or to any state (or state agency) which owns and operates retail alcoholic beverage stores, appropriate reductions shall be made to reflect all discounts in excess of those to be in effect under such schedule, and all rebates, free goods, allowances and other inducements of any kind whatsoever offered or given to any such wholesaler, or state (or state agency), as the case may be, purchasing such item in such other state or in the District of Columbia; provided that nothing contained in subsections (*a*) and (*b*) shall prevent differentials in price which make only due allowance for differences in state taxes and fees, and in the actual cost of delivery. As used in this subsection, the term "state taxes or fees" shall mean the excise taxes imposed or the fees required by any state or the District of Columbia upon or based upon the gallon of alcoholic beverages, and the term "gallon" shall mean one hundred twenty-eight fluid ounces.

(*e*) Notwithstanding and in lieu of any other penalty provided in any other provisions of this chapter, any person who makes a false statement in any affirmation made and filed pursuant to subsections (*a*) or (*b*) shall be punished by a fine of not more than ten thousand dollars or by imprisonment for not more than six months, or by both such fine and imprisonment. Every affirmation made and filed pursuant to subsections (*a*) or (*b*) shall be deemed to have been made in each county of the commonwealth in which the brand of alcoholic beverage is offered for sale under the terms of said schedule.

(*f*) Upon final judgment of conviction of any person for violation of subsection (*e*), the commission may refuse to accept from such person for any period of months, not exceeding three calendar months, any affirmation required to be filed by him.

(*g*) The commission is hereby authorized and empowered to carry on such investigations and to audit the books and accounts of such licensees under this chapter as it may deem necessary for clarifying, carrying out, enforcing and preventing violation of all and any provisions of this section.

(*h*) The commission may make such rules and regulations as shall be appropriate to carry out the purposes of this section. For the purpose of this section alcoholic beverages shall not include wines and malt beverages. *Approved September 8, 1966.*

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, September 19, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience requires that the law being Chapter 706 of the Acts of 1966, entitled "An Act Eliminating Price Discrimination against Massachusetts Consumers of Alcoholic Beverages." and the enactment of which received my approval on September 8, 1966, should take effect forthwith.

Postponement of the operation of this act would defeat its purpose which is to eliminate, as soon as possible, price discriminations presently in effect against Massachusetts consumers of alcoholic beverages.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, September 19, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at two o'clock and forty-five minutes, P.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter seven hundred and six of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 707. AN ACT PROVIDING A PROGRAM OF RENTAL ASSISTANCE FOR FAMILIES OF LOW INCOME.

Be it enacted, etc., as follows:

SECTION 1. Chapter 121 of the General Laws is hereby amended by striking out section 26I, as most recently amended by section 2 of chapter 654 of the acts of 1955, and inserting in place thereof the following section: —

Section 26I. Designation as Housing Authority Law. This section and the following fifty-six sections shall be known and may be cited as the Housing Authority Law.

SECTION 2. Said chapter 121 is hereby further amended by inserting after section 26JJJ the following three sections: —

PART X.

RENTAL ASSISTANCE PROGRAM.

Section 26KKK. It is hereby declared (*a*) that there does not now exist within the commonwealth an adequate supply of decent, safe and sanitary dwelling units available at rents which families of low income

can afford without depriving themselves of the other necessities of life, (*b*) that the elimination of substandard and decadent areas in the commonwealth and the rehousing of the families now in such areas, many of them of low income, in decent, safe and sanitary housing is a public necessity, (*c*) that experience has demonstrated that the construction of new low-rent housing projects on the large scale required to provide the needed dwelling units would be unduly expensive and would generate undesirable social consequences, (*d*) that there exists a supply of moderate rental dwelling units within the commonwealth presently under construction or vacant which could be used to house such families of low income as cannot presently afford decent, safe and sanitary housing, provided public funds are available to supplement the portion of their income which they can afford to spend on housing, and (*e*) a program of rental assistance operated through the housing authorities in the cities and towns would help end the undesirable concentration and segregation of families of low income in separate, concentrated areas of our cities and towns and help give every citizen an equal opportunity to enjoy decent, safe and sanitary housing in a neighborhood of his own choice.

Section 26LLL. In addition to its other powers and for the purpose of implementing a program of rental assistance a housing authority may rent or lease dwelling units for periods of not less than one nor more than five years. Any such lease shall contain a provision conditioning the obligations of the housing authority thereunder upon the prior certification by the board of health of the city or town that such dwelling unit is in compliance with the provisions of the minimum standards of fitness for human habitation set forth in the state sanitary code. No housing authority shall enter into any such lease until (*a*) the housing authority has adopted a scale of maximum rents (including specified utility charges) payable by the authority for housing units of various types under such leases and the board has approved such scale as being consistent with the purposes of the rental assistance program, (*b*) the housing authority has determined that an adequate supply of the type of housing to be leased is not presently available in the low-rent housing projects located within the city or town, and (*c*) the housing authority has determined that the rent payable under the lease is not in excess of rents payable for similar types of housing units within the city or town. A housing authority shall, in order to encourage the construction and remodeling of dwelling units, endeavor to lease units constructed, or recently reconstructed or remodeled but may enter into leases for other units. In no event shall the number of units leased by any housing authority in any one building or development exceed the following limits: in a building or development containing one to three units, no limit; in a building or development containing four to eight units, two units; in a building or development containing nine or more units, one fourth of the total units (rounded up to the highest whole number); in any one block bounded by public ways, twenty per cent of the total units therein contained.

Section 26MMM. Selection of Tenants: Administration of Leased Units. The requirements with respect to rentals and tenant selection for low-rent housing projects shall apply to units leased by a housing authority under the rental assistance program, except that (*a*) as between applicants (who need not be residents of the city or town) equally

in need and eligible for occupancy, preference shall be given in the selection of tenants to the following types of applicants: first to families with four or more minor dependents, then to families displaced by public action, and then to elderly persons of low income as defined in section twenty-six J; (*b*) rentals payable by selected tenant families shall be determined by a housing authority solely on the basis of such family's ability to pay, and shall be adjusted should such ability change; (*c*) a housing authority shall release and assign its rights under any lease to the tenant then occupying a dwelling unit under the rental assistance program provided the tenant family so requests, and provided the family demonstrates that it has the financial ability to pay the full rent called for under the lease; and (*d*) payments to the owner of a dwelling unit leased under the rental assistance program shall be made in the manner determined by the housing authority and agreed to by said owner. Amounts paid on behalf of tenant families under the rental assistance program shall not be considered in determining the amount of welfare or other public assistance payments.

SECTION 3. Funds appropriated for the rental assistance program established by this act, or which may become available therefor from the federal government or any other sources, shall be allocated within the following limits. Cities with over five hundred thousand population at the latest census, not in excess of over fifty per cent of such funds for any one such city; cities and towns with between one hundred thousand and five hundred thousand population, not in excess of twenty per cent of such funds for any one such city or town; and cities and towns under one hundred thousand population, not in excess of ten per cent of such funds for any one such city or town. The division shall allocate funds on the basis of applications therefor from the housing authorities.

SECTION 4. For the purposes of carrying out the program of rental assistance, as provided by this act, the division of housing in the department of commerce and development may expend such sums as may be appropriated therefor, not exceeding one million dollars.

SECTION 5. Chapter 144 of the General Laws is hereby amended by striking out section 1, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: —

Section 1. The provisions of sections ninety-five, ninety-five A, ninety-five B and ninety-five C shall apply to all cities and the other provisions of this chapter shall apply to all cities except Boston which accept it or have accepted corresponding provisions of earlier laws by a vote of the city council with the approval of the mayor.

SECTION 6. Section 94 of said chapter 144, as so appearing, is hereby amended by striking out the second paragraph.

SECTION 7. Said chapter 144 is hereby further amended by striking out section 95, as so appearing, and inserting in place thereof the following section: —

Section 95. Unless otherwise provided in this chapter, every notice or order in relation to a tenement house shall be served ten days before the time for doing the thing in relation to which it is issued. The service of a notice or order as aforesaid shall be made by the delivery of an attested copy in hand to the owner or his agent, or by leaving an attested copy at the last or usual place of abode of the owner or agent.

SECTION 8. Said chapter 144 is hereby further amended by inserting after section 95 the following three sections: —

Section 95A. Any person owning a tenement within the definition of section two of chapter one hundred and forty-four of the General Laws and including tenements within the city of Boston and including rooming houses, who does not reside therein, shall file in writing with the city or town clerk in the city or town where any such structure may be found the name and address of an individual residing in such city or town to be his true and lawful attorney upon whom all lawful processes in any action or proceeding against him may be served. The owner of any such tenement which is posted for a code violation shall forthwith register his true name with the city or town clerk.

Section 95B. If any person fails to comply with the requirements of section ninety-five A he shall be deemed to have appointed said city or town clerk as his agent as above, and service upon any such clerk shall have the same force and effect as service upon such person's duly constituted appointee.

When legal process against any such person is served upon such clerk, a copy of said process shall also forthwith be sent by the plaintiff or his attorney to the defendant at his last known address or to the address last listed for the owner of said premises on the assessors list in said city or town.

Such copy shall be sent by registered mail with return receipt requested. The plaintiff's affidavit of compliance herewith, and the defendant's return receipt, if received by the plaintiff, shall be filed in the court where the case is pending or where the service was issued on or before the return day of the process or within such further time as the court may allow.

Section 95C. "Person", as used in sections ninety-five A and ninety-five B, shall include but not be restricted to any individual, or individuals, as tenants in common, joint tenants, tenants by the entirety or otherwise; any corporation or business trust; any trustee; any partnership; any receiver or trustee in bankruptcy; any tenant having a leasehold interest for a period in excess of ten years; any mortgagee in possession.

SECTION 9. Chapter 145 of the General Laws is hereby amended by striking out section 1, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: —

Section 1. The provisions of sections sixty A, sixty B and sixty C shall apply to all towns and the other provisions of this chapter shall apply to all towns which accept it or have accepted corresponding provisions of earlier laws by a vote of the town at a town meeting.

SECTION 10. Section 59 of said chapter 145, as most recently amended by section 26 of chapter 550 of the acts of 1948, is hereby further amended by striking out the second sentence.

SECTION 11. Said chapter 145 is hereby further amended by striking out section 60, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: —

Section 60. Unless otherwise provided in this chapter, every notice or order in relation to a tenement house shall be served ten days before the time for doing the thing in relation to which it is issued. The service of notices or orders as aforesaid shall be made by the delivery of an attested copy in hand to the owner or his agent, duly registered as provided in section fifty-nine, or by leaving an attested copy at the last or usual place of abode of the owner or agent.

SECTION 12. Said chapter 145 is hereby further amended by inserting after section 60 the following three sections: —

Section 60A. Any person owning a tenement within the definition of section two of chapter one hundred and forty-four of the General Laws and including tenements within the city of Boston and including rooming houses, who does not reside therein, shall file in writing with the city or town clerk in the city or town where any such structure may be found the name and address of an individual residing in such city or town to be his true and lawful attorney upon whom all lawful processes in any action or proceeding against him may be served. The owner of any such tenement which is posted for a code violation shall forthwith register his true name with the city or town clerk.

Section 60B. If any person fails to comply with the requirements of section sixty A he shall be deemed to have appointed said city or town clerk as his agent as above, and service upon any such clerk shall have the same force and effect as service upon such person's duly constituted appointee.

When legal process against any such person is served upon such clerk, a copy of said process shall also forthwith be sent by the plaintiff or his attorney to the defendant at his last known address or to the address last listed for the owner of said premises on the assessors list in said city or town.

Such copy shall be sent by registered mail with return receipt requested. The plaintiff's affidavit of compliance herewith, and the defendant's return receipt, if received by the plaintiff, shall be filed in the court where the case is pending or where the service was issued on or before the return day of the process or within such further time as the court may allow.

Section 60C. "Person", as used in sections sixty A and sixty B, shall include but not be restricted to any individual, or individuals, as tenants in common, joint tenants, tenants by the entirety or otherwise; any corporation or business trust; any trustee; any partnership; any receiver or trustee in bankruptcy; any tenant having a leasehold interest for a period in excess of ten years; any mortgagee in possession.

Approved September 8, 1966.

Chap. 708. AN ACT ESTABLISHING THE MASSACHUSETTS HOUSING FINANCE AGENCY.

Be it enacted, etc., as follows:

SECTION 1. *Definitions.* — As used in this act the following words and terms shall have the following meanings unless a contrary intent is clearly indicated: —

(*a*) "earned surplus" shall have the same meaning as in generally accepted accounting standards;

(*b*) "FHA" shall mean the Federal Housing Administration, United States Department of Housing and Urban Development, and any successor to its functions;

(*c*) "Secretary of housing and urban development" shall mean the principal executive officer of the United States Department of Housing and Urban Development.

(*d*) "low income persons or families" shall mean those persons and families whose annual income is less than the amount necessary to enable them to obtain and maintain decent, safe and sanitary housing without the expenditure of over twenty-five per cent of such income for basic shelter rent plus the additional cost, if any, of heat and hot water.

(*e*) "Annual income" shall mean a family's or person's gross annual income less such reasonable allowances for dependents (other than spouse) and for medical expenses as MHFA determines.

(*f*) "MHFA" shall mean the Massachusetts Housing Finance Agency; and

(*g*) "project" shall mean a number of dwelling units constructed or rehabilitated with the assistance of a mortgage loan from the MHFA.

SECTION 2. *Declaration of Public Necessity.* — It is hereby declared that as a result of public actions involving highways, public facilities and urban renewal programs, and as a result of the spread of slum conditions and blight to formerly sound neighborhoods, there now exists in many cities and towns in the commonwealth an acute shortage of decent, safe and sanitary housing available at low rentals which persons and families of low income, elderly persons and veterans who will be returning from Vietnam can afford. This shortage is inimical to the safety, health, morals and welfare of the residents of the commonwealth and the sound growth of the communities therein. The continued inadequacy of the supply of such housing inhibits the carrying out of needed slum clearance projects and results in the continued existence and proliferation of substandard and decadent housing, with all its attendant consequences of disease, crime, injuries, retardation of education, and high costs for municipal services, such as welfare, police and fire protection. This public exigency, emergency and distress has not been met in any way by private agencies. Private enterprise, without the assistance contemplated in this act, cannot achieve the construction of decent, safe and sanitary housing at rentals which persons and families of low income can afford in situations where permanent betterment of living conditions is to be hoped for. Moreover, experience has demonstrated that concentration of low income persons and families even in standard structures built with public subsidy does not eliminate undesirable social conditions and does not permanently eliminate slum conditions. It is therefore imperative that the cost of mortgage financing, which materially affects rental levels in units built by private enterprise be made lower so as to reduce rental levels for these low income persons and families, that the supply of housing for persons and families displaced by public action or natural disaster be increased, and that private enterprise be encouraged to build housing which will prevent the recurrence of slum conditions and assist in their permanent elimination by housing persons of varied economic means in the same projects and neighborhoods.

SECTION 3. *Massachusetts Housing Finance Agency.* — There is hereby created and placed in the department of commerce and development a body politic and corporate to be known as the Massachusetts Housing Finance Agency, which shall not be subject to the supervision or control of the department of commerce and development or of any department, commission, board, bureau or agency of the commonwealth except to the extent and in the manner provided in this act. The

MHFA is hereby constituted a public instrumentality and the exercise by the MHFA of the powers conferred by this act shall be deemed and held to be the performance of an essential governmental function.

The MHFA shall consist of the commissioner of commerce and development, and the commissioner of corporations and taxation, *ex officiis*, and five persons to be appointed by the governor, of whom one shall be experienced in mortgage banking, one shall be trained in architecture or city or regional planning, and one shall be experienced in real estate transactions. The commissioner of commerce and development shall be the chairman. Each appointive member shall be appointed for a term of seven years, except that in making his initial appointments, the governor shall appoint three members to serve for terms of three, five and six years respectively, as he may designate. Any person appointed to fill a vacancy shall serve only for the unexpired term. Any member shall be eligible for reappointment.

The MHFA shall annually elect one of its members as vice-chairman and a secretary-treasurer, who need not be a member of the MHFA. The secretary-treasurer shall keep a record of the proceedings of the MHFA and shall be custodian of all books, documents, and papers filed with the MHFA and of its minute book and seal. He shall have authority to cause to be made copies of all minutes and other records and documents of the MHFA and to give certificates under the seal of the MHFA to the effect that such copies are true copies and all persons dealing with the MHFA may rely upon such certificates.

Four members of the MHFA shall constitute a quorum and the affirmative vote of four members shall be necessary for any action taken by the MHFA. No vacancy in the membership of the MHFA shall impair the right of a quorum to exercise all the rights and perform all the duties of the MHFA.

The members of the MHFA shall serve without compensation, but each member shall be reimbursed for his necessary expenses incurred in the discharge of his official duties.

SECTION 4. *General Grant of Powers.* — The MHFA is hereby authorized to:

(*a*) Make first mortgage loans, including mortgages insured by the secretary of housing and urban development, to finance the building or rehabilitation of housing designed and planned to be available at low and moderate rentals for low income persons and families and others upon the terms set forth in section five.

(*b*) Adopt by-laws for the regulation of its affairs and the conduct of its business.

(*c*) Adopt an official seal.

(*d*) Sue and be sued in its own name.

(*e*) Make and execute contracts and all other instruments necessary or convenient for the exercise of its power and functions.

(*f*) Acquire, hold and dispose of personal property for its corporate purposes.

(*g*) Enter into agreements or other transactions with any federal or state agency.

(*h*) Acquire real property, or an interest therein, by purchase or foreclosure, where such acquisition is necessary or appropriate to protect any loan in which the agency has an interest; to sell, transfer and con-

vey any such property to a buyer and in the event such sale, transfer or conveyance cannot be effected with reasonable promptness or at a reasonable price, to lease such property to a tenant.

(*i*) Invest any funds held in reserves or sinking funds, or any funds not required for immediate disbursement, in such investments as may be lawful for fiduciaries in the commonwealth.

(*j*) Borrow money by the making of notes and the issuance of bonds and secure such bonds by the pledge of revenues, mortgages and notes of others.

(*k*) Employ an executive director and such other agents, employees, professional and business advisers as may from time to time be necessary in its judgment and to fix their compensation. The executive director, professional advisers and business advisers shall not be subject to the provision of chapter thirty-one or section nine A of chapter thirty.

(*l*) Appear in its own behalf before boards, commissions, departments or other agencies of government, municipal, state, or federal.

(*m*) Sell, at public or private sale, any mortgage or other obligation securing a mortgage loan, including sales of mortgages to the Federal National Mortgage Association, United States Department of Housing and Urban Development.

(*n*) Procure insurance against any loss in connection with its property in such amounts, and from such insurers, as may be necessary or desirable.

(*o*) Consent, subject to the provisions of any contract with noteholders or bondholders, whenever it deems it necessary or desirable in the fulfillment of the purposes of this act, to the modification, with respect to rate of interest, time of payment or any installment of principal or interest, or any other terms, of any mortgage, mortgage loan, mortgage loan commitment, contract or agreement of any kind to which the MHFA is a party.

(*p*) Make and publish rules and regulations respecting the grant of mortgage loans under this act, the regulation of borrowers, the delineation of general housing market areas and the setting of dependency and medical expense allowances.

(*q*) Do any and all things necessary or convenient to carry out its purposes and exercise the powers expressly given and granted in this act.

(*r*) Accept gifts or grants or loans of funds or property or financial or other aid from any federal or state agency or private fund.

SECTION 5. *Mortgage Loans.* — (*a*) *Purpose.* — The MHFA may make mortgage loans to sponsors of such multi-dwelling housing projects as in the judgment of the MHFA have promise of supplying well planned, well designed apartment units which will provide housing for low income persons or families in locations where there is a need for such housing. Such loans may include construction loans as well as permanent loans. Such projects may include ancillary commercial facilities to the extent permitted by the then applicable MHFA regulations. The MHFA shall make no mortgage loan under any of its powers unless the principal contractor files a certificate or certificates at such times in the course of construction or otherwise, as the MHFA may prescribe certifying that the laborers, teamsters, chauffeurs, and mechanics employed or to be employed on the project which is the subject of the mortgage loan have been paid or are to be paid the prevailing wages

of the locality where the project is located as determined by the commissioner of labor and industries under the authority of sections twenty-six, twenty-seven, twenty-seven B, twenty-seven C, and twenty-seven D of chapter one hundred and forty-nine of the General Laws. The provisions of section twenty-nine of said chapter one hundred and forty-nine shall apply to all construction and alteration projects which are the subject of a mortgage loan by the MHFA.

(b) *Eligible Mortgagor.* — The MHFA may make loans to individuals, joint ventures, partnerships, limited partnerships, trusts, corporations, cooperatives and condominiums, whether nonprofit or organized for profit.

(c) *Interest and Charges.* — The MHFA shall have authority to set from time to time the interest rates at which it shall make loans; provided, however, that the MHFA shall not charge interest at a rate higher than one quarter of one per cent in excess of the market yield to maturity on the bonds of the MHFA most recently sold, and shall charge interest at such lower rate as is consistent with making and keeping the MHFA self-supporting. In connection with the making of mortgage loans and commitments therefor, and in addition to such interest charges, the MHFA may make and collect such fees and charges, including but not limited to reimbursement of the MHFA's financing costs, service charges, insurance premiums and mortgage insurance premiums, as the MHFA determines to be reasonable.

(d) *Limited Profit.* — A mortgagor may not make distributions in any one year with respect to a project financed by the MHFA in excess of six per cent of the mortgagor's equity in such project. The mortgagor's equity in a project shall consist of the difference between the mortgage and the total project cost. "Total project cost" shall include construction costs including job overhead and a builder's and sponsor's profit and risk fee, architectural, engineering, legal and accounting costs, organizational expenses, land value, interest and financing charges paid during construction, the cost of landscaping and off-site improvements, whether or not such costs have been paid in cash or in a form other than cash. With respect to every project, the MHFA shall, pursuant to regulations adopted by it, establish the mortgagor's equity at the time of the making of the final mortgage advance and for purposes of this paragraph, that figure shall remain constant during the life of the MHFA's mortgage on such project.

(e) *Use of Nondistributed Profits.* — Whenever a mortgagor accumulates earned surplus in addition to such reserves for replacement as the MHFA may require in excess of ten per cent of the initial annual rent roll for the project, rents in the project shall be reduced to the extent necessary to lower the earned surplus accumulation to such ten per cent figure in the following fiscal year. Every ten years the mortgagor may seek the approval of the MHFA to an increase in the replacement reserves to the extent warranted, in the judgment of the MHFA, by increased price levels or unusual maintenance and repair requirements.

(f) *Amortization and Refinancing.* — The ratio of loan to project value and the amortization period of loans made under this act which are insured by FHA shall be governed by the FHA mortgage insurance commitment for each project concerned, but shall not exceed fifty years. In the case of a mortgage loan not insured by FHA, the ratio of loan to project value and the amortization period of loans shall be determined

in accordance with regulations formulated and published by the MHFA, but in no event shall such loan value ratio exceed ninety per cent of project cost as determined by the MHFA nor shall the amortization period exceed fifty years. A loan hereunder may be prepaid after a period of twenty years; provided, however, that nonprofit sponsors may prepay their loans prior to maturity only with the consent of MHFA. The MHFA shall grant such consent if it finds: (1) that it may reasonably be expected that the prepayment of the loan will not result in a material escalation of rents charged to tenants in the project; and (2) the need for low rental housing in the area concerned is no longer acute.

(*g*) *Findings.* — Prior to making a loan commitment or loan under this act, the MHFA shall find (1) that low income persons and families can afford the adjusted rentals set for twenty-five per cent of the units in the proposed project on the basis of the use of not more than twenty-five per cent of annual income, (2) that there exists a shortage of decent, safe and sanitary housing at low rents available to persons and families of low income within the general housing market area to be served by the proposed project, (3) that private enterprise without the assistance contemplated by this act cannot supply such housing, and (4) that programs of public agencies within the general housing market area to be served by the project have accomplished or will accomplish within the next five years the elimination by demolition, condemnation, effective closing or compulsory repair or improvement of unsafe or unsanitary dwelling units situated within such market area substantially equal in number to the number of units to be provided by such project provided that the accomplishment of such elimination may be deferred beyond the five-year period in any general housing market area where there continues to be an acute shortage of decent, safe or sanitary housing available to persons and families of low income. Where more than one family is living in an unsafe or unsanitary dwelling unit, the elimination of such unit shall count as the elimination of units equal to the number of families accommodated therein. The finding as to the elimination of unsafe and unsanitary dwelling units need not be made in the case of any project located in a rural, nonfarm area, or of any project developed on the site of a substandard area or of any project undertaken within an urban renewal or land assembly and redevelopment area.

SECTION 6. *Rental Levels and Schedules.* — (*a*) The MHFA shall, pursuant to regulations adopted by it, make the following rental determinations for each housing unit located in a project to which MHFA has made a mortgage loan hereunder: (1) the market rate rental, which is the rental which would be appropriate if the project had been originally financed at then current market interest rates; (2) the below-market rate rental, which is the market rate rental adjusted for the extent to which the applicable MHFA loan interest rate is below such then current interest rates; and (3) the adjusted rental, which is the below-market rate rental, further adjusted downward at least ten per cent to make available units to low-income persons and families who could not otherwise rent units at the below-market rental without expending more than one-fourth of their annual income for such housing. These rental determinations may be reviewed and adjusted by MHFA from time to time.

(*b*) Subject only to the rights of FHA, if any, the rents to be charged for housing units which receive loans hereunder must be approved by the MHFA. In each project financed under this act not less than twenty-five per cent of the units in the project shall be rented at all times to low income persons or families at the adjusted rental. The remaining units not made available to such low income persons or families shall be made available at rentals not lower than the below-market rental for the unit and sufficiently high as determined by MHFA to achieve and maintain a fiscally sound project. Such determinations may be reviewed and adjusted by MHFA from time to time.

(*c*) All rentals received by the sponsor in excess of the below-market rental established for each unit shall be applied, pursuant to such regulations as the MHFA shall make and publish from time to time, to reduce rentals from the below-market rental to achieve and reduce adjusted rentals in the manner set forth in paragraph (*e*) of section five.

SECTION 7. *Tenants.* — (*a*) Prior to making a loan commitment under this act, the MHFA shall approve a tenant selection plan submitted by the applicant for such a loan. The MHFA shall make and publish regulations from time to time governing the terms of such tenant selection plans. Such plans shall include criteria for tenant selection which establish income limits for eligible tenants which may vary with the size and circumstances of the person or family. Such income limits shall be sufficiently flexible to avoid undue economic homogeneity among the tenants of a project, but for the purpose of initial selection, the annual income of the applicant shall not exceed five times the annual rental for the unit to be occupied. Tenant selection plans shall provide that as between applicants equally in need and eligible for occupancy of the unit, preference shall be given to persons displaced by public action or natural disaster, pursuant to such regulations as the department of commerce and development may formulate. Tenant selection plans shall also provide with respect to apartment units designated for rent at the adjusted rental that the housing authority in the city or town in which the project is located, or such other agency as the department of commerce and development may from time to time designate, shall have the right to designate tenants, who are otherwise eligible, for such units as they become available, either in the initial renting of the projects or as vacancies thereafter occur.

(*b*) Once each year tenants whose annual incomes subsequently increase to the point where such incomes exceed six times the rental then being charged for the unit occupied shall have the rental for that unit increased to a figure (not in excess of the market rate rental) which will equal one sixth of the tenant's then net annual income.

SECTION 8. *Issuance of Bonds and Notes.* — (*a*) The MHFA shall have power and is hereby authorized from time to time to issue its negotiable bonds and notes in such principal amount as, in the opinion of the MHFA, shall be necessary to provide sufficient funds for achieving its corporate purposes, including the making of mortgage loans, the payment of interest on bonds and notes of the agency, establishment of reserves to secure such bonds and notes, and all other expenditures of the MHFA incident to and necessary or convenient to carry out its corporate purposes and powers. The MHFA shall have power, from time to time, to issue renewal notes, to issue bonds to pay notes and

whenever it deems refunding expedient to refund any bonds by the issuance of new bonds, whether the bonds to be refunded have or have not matured, and to issue bonds partly to refund bonds then outstanding and partly for any other purpose. The refunding bonds shall be sold and the proceeds applied to the purchase, redemption or payment of the bonds to be refunded.

(*b*) The notes and bonds shall be authorized by resolution of the members, shall bear such date or dates, and shall mature at such time or times, in the case of any such note, or any renewals thereof, not exceeding five years from the date of issue of such original note, and in the case of any such bond not exceeding fifty years from the date of issue, as such resolution or resolutions may provide. The notes and bonds shall bear interest at such rate or rates, be in such denominations, be in such form, either coupon or registered, carry such registration privileges, contain such terms and provisions relating to, but not limited to, pledges of the MHFA's assets, setting aside of reserves, limitations on additional notes and bonds, and such other matters as may affect the security or protection of the notes and bonds, be executed in such manner, be payable in such medium of payment, at such place or places and be subject to such terms of redemption as such resolution or resolutions may provide. The notes and bonds of the MHFA may be sold at public or private sale, at such price or prices as the MHFA shall determine. No notes or bonds of the MHFA shall be sold by the MHFA at private sale, however, unless such sale and the terms thereof have been approved by the treasurer and receiver-general.

(*c*) Neither the members of the MHFA nor any person executing the notes or bonds shall be liable personally on the notes or bonds or be subject to any personal liability or accountability by reason of the issuance thereof.

(*d*) The MHFA, subject to such agreement with noteholders or bondholders as may then exist, shall have power out of any funds available therefor to purchase its notes or bonds, which shall thereupon be cancelled, at a price not exceeding (1) if the notes or bonds are then redeemable, the redemption price then applicable plus accrued interest to the next interest payment date thereupon, or (2) if the notes or bonds are not then redeemable, the redemption price applicable on the first date after such purchase upon which the notes or bonds become subject to redemption plus accrued interest to such date.

SECTION 9. *Credit of Commonwealth or any Subdivision Thereof Not Pledged.* — Bonds and notes issued under the provisions of this act shall not be deemed to constitute a debt of the commonwealth or of any political subdivision thereof or a pledge of the faith and credit of the commonwealth or of any such political subdivision, but such bonds and notes shall be payable solely from the proceeds of mortgage loans made under this act, reserve funds created therefor by the MHFA, and any mortgage insurance contracts pertaining thereto. All such bonds and notes shall contain on the face thereof a statement to the effect that neither the MHFA nor the commonwealth nor any political subdivision thereof shall be obligated to pay the same or the interest thereon except from such proceeds, reserve fund or mortgage insurance contracts and that neither the faith and credit nor the taxing power of the commonwealth or any political subdivision thereof is pledged to the payment of the principal of or the interest on such bonds.

All expenses incurred in carrying out the provisions of this act shall be payable solely from funds provided under the authority of this act and no liability or obligation shall be incurred by the MHFA hereunder beyond the extent to which moneys shall have been provided under the provisions of this act.

SECTION 10. *Trust Agreement.* — In the discretion of the MHFA bonds and notes issued by it shall be secured by a trust agreement by and between the MHFA and a trustee, which may be any trust company or bank within the commonwealth having the powers of a trust company. Either the resolution providing for the issuance of bonds and notes or such trust agreement may contain such provisions for protecting and enforcing the rights and remedies of the bondholders as may be reasonable and proper and not in violation of law, including covenants setting forth the duties of the MHFA in relation to the custody, safeguarding and application of all moneys.

It shall be lawful for any bank or trust company incorporated under the laws of the commonwealth to act as depository of the proceeds of bonds and notes or of revenues and to furnish such indemnifying bonds or to pledge such securities as may be required by the MHFA. Such trust agreement may set forth the rights and remedies of the bondholders and noteholders and of the trustee, and may restrict the individual right of action by bondholders and noteholders. In addition to the foregoing, such trust agreement may contain such other provision as the MHFA may deem reasonable and proper for the security of the bondholders and noteholders. All expenses incurred in carrying out the provisions of such trust agreement may be treated as a part of the cost of the operation of the MHFA.

SECTION 11. *Advisory Committee.* — To assist the MHFA in the discharge of its duties, the governor shall appoint from among interested citizens of the commonwealth an advisory committee of fifteen persons, including persons with experience or training in urban renewal, building, social work, mortgage financing, the municipal bond market, architecture, land use planning, and municipal government. It shall be the role of the advisory committee to assist the MHFA and its staff in formulating policies and procedures dealing with site selection, tenant selection, rent levels, design objectives, and such other questions relevant to the MHFA's underlying goal of providing housing for low income families and attaining balanced, attractive communities.

Members of the advisory committee shall receive no compensation. They shall not be subject to the provisions of chapter thirty-one or chapter two hundred and sixty-eight A.

SECTION 12. *Bonds and Notes Tax Exempt.* — The creation of the MHFA is in all respects for the benefit of the people of the commonwealth and for the improvement of their health, safety, welfare, comfort and security, and its purposes are public purposes and the MHFA will be performing an essential governmental function. The commonwealth covenants with the purchasers and all subsequent holders and transferees of the notes and bonds issued by the MHFA, in consideration of the acceptance of any payment for the notes and bonds, that the notes and bonds of the MHFA, issued pursuant to this act and the income therefrom shall at all times be free from taxation.

SECTION 13. *Bonds and Notes Eligible for Investment.* — Bonds and notes issued under the provisions of this act are hereby made securities

in which all public officers and public bodies of the commonwealth and its political subdivisions, all insurance companies, trust companies in their commercial departments and within the limits set by section forty of chapter one hundred and seventy-two of the General Laws, banking associations, investment companies, executors, trustees and other fiduciaries, and all other persons whatsoever who are now or may hereafter be authorized to invest in bonds or other obligations of the commonwealth may properly and legally invest funds, including capital in their control or belonging to them, and such bonds and notes are hereby made obligations which may properly and legally be made eligible for the investment of savings deposits and the income thereof in the manner provided by section fifty of chapter one hundred and sixty-eight. Such bonds and notes are hereby made securities which may properly and legally be deposited with and received by any state or municipal officer or any agency or political subdivision of the commonwealth for any purpose for which the deposit of bonds or other obligations of the commonwealth now or may hereafter be authorized by law.

SECTION 14. *Annual Report.* — The MHFA shall annually submit to the governor, the chairman of the senate ways and means committee, the chairman of the house ways and means committee, the commissioner of administration and finance, and the comptroller within ninety days after the end of its fiscal year, a complete and detailed report setting forth: (*a*) its operations and accomplishments; (*b*) its receipts and expenditures during such fiscal year in accordance with the categories and classifications established by the MHFA for its operating and capital outlay purposes; (*c*) its assets and liabilities at the end of its fiscal year, including a schedule of its mortgage loans and commitments and the status of reserve, special, or other funds, and (*d*) a schedule of its bonds and notes outstanding at the end of its fiscal year, together with a statement of the amounts redeemed and incurred during such fiscal year.

SECTION 15. *Inspection of Books and Records.* — The books and records of the MHFA shall be subject to an annual audit by the auditor of the commonwealth.

SECTION 16. *Liberal Construction.* — This act, being necessary for the welfare of the commonwealth and its inhabitants, shall be liberally construed to effect the purposes thereof.

SECTION 17. *Severability.* — The provisions of this act are severable, and if any of its provisions shall be held unconstitutional by any court of competent jurisdiction, the decision of such court shall not affect or impair any of the remaining provisions. *Approved September 8, 1966.*

Chap. 709. AN ACT IN ADDITION TO THE GENERAL APPROPRIATION ACT MAKING APPROPRIATIONS TO SUPPLEMENT CERTAIN ITEMS CONTAINED THEREIN, AND FOR CERTAIN NEW ACTIVITIES AND PROJECTS.

Be it enacted, etc., as follows:

SECTION 1. To provide for supplementing certain items in the general appropriation act and for certain new activities and projects, the sums set forth in section two for the several purposes and subject to the con-

ditions specified therein, are hereby appropriated from the funds designated in said section two subject to the provisions of law regulating the disbursement of public funds and the conditions pertaining to appropriations in chapter four hundred and eleven of the acts of the current year for the fiscal year ending June thirtieth, nineteen hundred and sixty-seven, or for such period as may be specified, the sums so appropriated to be in addition to any amounts at present available for the purposes.

SECTION 2.

GENERAL FUND.

STATE PURPOSES APPROPRIATIONS.

Legislature.

Senate.

Item		
0101–60	For traveling and such other expenses of the committees of the senate, as may be authorized by order of the senate	**$17,500**

House of Representatives.

0102–20	For certain payments, as authorized by chapters seventy-four and ninety-four of the resolves of the current year	**$10,500**
0102–60	For traveling and such other expenses of the committees of the house of representatives, as may be authorized by order of the house of representatives	**1,751**

Other Expenses.

0110–30	For traveling and such other expenses of joint committees of the general court, as may be authorized by joint order of the general court	**$60,000**

Special Investigations.

0264–03	For an investigation and study relative to retarded children and the training facilities therefor, as authorized by chapter one hundred and three of the resolves of nineteen hundred and sixty-three	**$25,000**
0265–05	For an investigation and study relative to the status of women in employment and other areas, as authorized by chapter seventy-two of the resolves of nineteen hundred and sixty-four	**10,000**
0266–01	For the expenses of the Revolutionary Bicentennial Commission, as authorized by chapter seventy-one of the resolves of nineteen hundred and sixty-four	**25,000**
0267–02	For an investigation and study of the supply and utilization of nursing services	**15,000**
0267–03	For an investigation and study relative to home rule, as authorized by chapter one hundred and thirty-one of the resolves of nineteen hundred and sixty-five and most recently revived and continued by chapter sixty-three of the resolves of the current year	**65,000**
0267–04	For an investigation and study relative to the improvement of the Chicopee river watershed, as authorized by chapter twenty-eight of the resolves of the current year	**7,500**
0267–05	For an investigation and study of the recreational facilities and promotion of the vacation and tourist industry, as authorized by chapter ninety-five of the resolves of the current year; provided, that the comptroller shall transfer to the General Fund a sum equivalent to this appropriation from the Tourism and Industrial Promotion Fund	**25,000**
0267–06	For an investigation and study by a special commission relative to the construction of certain connections of the various islands of the Boston harbor to each other and to the mainland and relative to the development of lands near the mouth of the Neponset river and the shores of Dorchester bay, as authorized by chapter eighty-six of the resolves of the current year	**50,000**

Item

0267-07 For an investigation and study relative to certain civil service and public personnel administration matters, as authorized by chapter eighty of the resolves of nineteen hundred and sixty-five . . . $10,000

0267-08 For an investigation and study relative to the county co-operative extension program, as authorized by chapter ninety-four of the resolves of nineteen hundred and sixty-five 10,000

0267-09 For an investigation and study relative to illegal use of electronic recording devices, wireless taps or electronic taps or similar devices and arrangements, as authorized by chapter eighty-two of the resolves of nineteen hundred and sixty-four 1,500

0267-10 For an investigation and study by a special commission of the relationship and responsibility of general contractors in dealing with each other and the owners of property, as authorized by chapter ninety-eight of the resolves of nineteen hundred and sixty-six 4,000

0267-11 For an investigation and study by a special commission relative to the laws of the commonwealth regulating the manufacture, transportation, storage and sale of alcoholic beverages, as authorized by chapter forty-eight of the resolves of the current year 15,000

0267-13 For an investigation and study by a special commission relative to the causes and possible prevention of violence and crime in the commonwealth, as authorized by chapter one hundred and forty-three of the resolves of nineteen hundred and sixty-five 25,000

0267-14 For an investigation and study relative to the feasibility and desirability of constructing a stadium in the commonwealth, as authorized by chapter one hundred and eight of the resolves of the current year 50,000

Judiciary.

Superior Court.

0305-02 For traveling allowances and expenses, prior appropriation continued $20,000

0305-10 For facilities provided by the Social Law Library . . . 3,500

0305-14 Item 0305-14 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in lines one and two, the word "fifty-five" and inserting in place thereof the following: — fifty-six 6,840

Administration of Probate and Insolvency Courts.

0320-04 For expenses of the administrative committee of probate courts $500

Committee on Probation.

0370-01 For the office of the commissioner of probation, including not more than sixty-one permanent positions $1,500

Executive.

Governor.

0401-32 For a copy of a portrait of former Governor Paul A. Dever, in accordance with a request of the special recess commission for a memorial for said governor, to be hung in the Paul A. Dever state school . $3,000

Council on the Arts and Humanities.

0401-39 For the service of the council, including the expenses of projects and productions of the council, to be in addition to any federal funds available for the purpose $25,000

Extraordinary Expenses.

0405-05 For expenses of a special commission, as most recently revived and continued by chapter one hundred and one of the resolves of the current year $7,900

Military Division.

Notwithstanding the provisions of chapter thirty of the General Laws, certain military personnel in the military division may be paid salaries according to military pay grades, so called.

Adjutant General.

Item

0420–02 For the salary of and the office of the adjutant general, including not more than thirty-six permanent positions **$1,000**

State Quartermaster.

0423–01 For the office of the state quartermaster **$2,000**

Commission for the Blind.

1306–13 to 1306–20 } Items 1306–13, 1306–14, 1306–15, 1306–16, 1306–17, 1306–18.
0430–01 to 0430–08 } 1306–19 and 1306–20 of section two of chapter four hundred and eleven of the acts of the current year are hereby amended by striking out the item numbers and inserting in place thereof respectively the following item numbers: — 0430–01, 0430–02, 0430–03, 0430–04, 0430–05, 0430–06, 0430–07 and 0430–08.

Executive Office for Administration and Finance.

0441–01 For the office of the commissioner of administration, including not more than thirty-three permanent positions, to be in addition to any federal funds available for the purpose; provided, that the comptroller shall transfer to the General Fund the sum of one hundred and twenty-two thousand one hundred and seventy-five dollars from the Highway Fund **$15,000**

0441–03 For telephone service for the commissioner's office and for the payment of certain unallocated telephone service charges in the state house; for the year nineteen hundred and sixty-six and the previous year **12,500**

Fiscal Affairs Division.

0441–10 Item 0441–10 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in lines one and two, the words "one hundred and fifteen" and inserting in place thereof the following: — one hundred and sixteen . . **$37,543**

0441–11 Item 0441–11 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by adding the following: — ; provided, that notwithstanding the limitations of said section fifty-five, compensation and expenses may be allowed each member for forty additional days **5,100**

Central Services Division.

0441–20 For the central services division, including not more than four permanent positions, to be in addition to any federal funds available for the purpose **$12,062**

0441–21 Item 0441–21 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in line one, the word "fifty-six" and inserting in place thereof the following: — seventy.

0441–22 For the bureau of state buildings, and for the maintenance of the state house and the Ford building, including not more than one hundred and seventy-four permanent positions **44,846**

0441–23 For the maintenance of the new state office building, including not more than fifty-nine permanent positions **142,120**

0441–24 For the operation of certain central services and the new telephone system, including not more than twenty-four permanent positions **20,000**

Item

0441–32 For space planning, acquisition and installation of furnishings, furniture, fixtures, partitions and equipment, and for the cost of packing, unpacking and moving property now under the control of the various departments, from present locations to the state office building **$35,000**

Comptroller's Division.

0442–01 Item 0442–01 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in lines one and two, the words "one hundred and thirty-one" and inserting in place thereof the following: — one hundred and thirty-three **$54,823**

Purchasing Agent's Division.

0444–01 For the purchasing agent's division, including not more than eighty-one permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of one hundred and fifty-five thousand six hundred and forty dollars from the Highway Fund . . **$3,230**

0444–02 For the purchase of paper used in the execution of the contracts for printing, other than legislative **58,000**

The Group Insurance Commission.

0448–03 For the group insurance premium for certain retired employees and their dependents, as authorized by chapter six hundred and forty-seven of the acts of nineteen hundred and sixty-two and chapter four hundred and sixty-one of the acts of nineteen hundred and sixty-four; provided, that amounts received from cities, towns or districts, in accordance with the provisions of said chapters, are to be in addition to this item and to be available for expenditure without further appropriation, prior appropriation continued **$234,500**

Rate Setting Board for Convalescent or Nursing Homes and Rest Homes.

0449–01 For expenses of the board, as authorized by chapter eight hundred and nine of the acts of nineteen hundred and sixty-three, including not more than eleven permanent positions **$1,344**

Other Boards and Commissions serving under Governor and Council.

George Fingold Library.

0459–01 For the service of the library, including not more than thirty-one permanent positions **$3,200**

Mount Greylock Reservation Commission.

0466–01 } The balance remaining in item 0466–01 of section two of chapter four
4010–01 } hundred and eleven of the acts of nineteen hundred and sixty-six is hereby transferred and made available for the purposes of item 4010–01 of said section two of said chapter four hundred and eleven.

Alcoholic Beverages Control Commission.

0469–01 For the service of the commission, including not more than sixty-four permanent positions **$2,500**

Metropolitan Area Planning Council.

0474–01 For expenses of the council, as authorized by section one hundred and fourteen of chapter six of the General Laws . . . **$9,900**

Retirement Law Commission.

0478–01 For the expenses of the retirement law commission, as authorized by chapter six hundred and twenty-three of the acts of nineteen hundred and fifty-eight, including not more than two permanent positions **$181**

Soldiers' Home in Massachusetts.

Item

0481–01 Item 0481–01 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in line two, the words "six hundred and eleven" and inserting in place thereof the following: — six hundred and twelve **$6,682**

0481–02 For improvements to the land formerly known as Malone park now owned by the commonwealth in the city of Chelsea . **50,000**

Municipal Police Training Council.

0486–01 For personal services and expenses of the members of the municipal police training council, as authorized by sections one hundred and seventeen and one hundred and nineteen of chapter six of the General Laws. **$15,000**

Massachusetts Aeronautics Commission.

0490–02 For the service of the commission, including not more than ten permanent positions **$1,800**

Service Corps Commission.

0491–01 For the service corps commission, prior appropriation continued **$135,956**

Teachers Corps Commission.

0499–01 For the service of the commission, as authorized by chapter five hundred and seventeen of the acts of nineteen hundred and sixty-six **$200,000**

Secretary of the Commonwealth.

0501–02 For the office of the secretary, including not more than seventy-eight permanent positions **$30,909**

0501–04 For the expenses of the bureau of corporate organization and registration, including not more than thirteen permanent positions . **4,000**

0502–03 For the expenses of the decennial census **18,500**

Matters Relating to Elections.

0504–07 For expenses of compiling and publishing information to voters, as required by section fifty-three of chapter fifty-four of the General Laws **$30,000**

Commission on Interstate Cooperation.

0506–01 For the service of the commission, including not more than two permanent positions **$3,500**

Treasurer and Receiver-General.

0601–02 For the office of the treasurer and receiver-general, including not more than eighty-four permanent positions; provided, that the comptroller shall transfer to the General Fund the sum of two hundred and forty-two thousand and fifty-four dollars from the Highway Fund **$25,741**

Emergency Finance Board.

0605–01 Item 0605–01 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by adding at the end the following: — ; provided, that notwithstanding any other provisions of law to the contrary, compensation and expenses may be allowed each member for twenty-four additional days . . . **$4,630**

Auditor of the Commonwealth.

0701–02 Item 0701–02 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in line one, the word "sixty-eight" and inserting in place thereof the following: — seventy-one **$19,700**

Department of Agriculture.

Item

0901–02 For the office of the commissioner, including not more than twenty-eight permanent positions $1,800

Division of Dairying and Animal Husbandry.

0905–03 For administering the law relative to inspection of barns and dairies by the department of agriculture, including not more than fifteen permanent positions $1,800

Division of Livestock Disease Control.

0907–01 For the office of the director, including the administration of sections one hundred and thirty-nine C to one hundred and thirty-nine G, inclusive, of chapter ninety-four of the General Laws, and including not more than twenty-eight permanent positions . . . $249

Division of Markets.

0908–01 For the service of the division, including not more than eleven permanent positions $2,000

0908–03 For matching federal funds allocated to the department for a survey of the cranberry industry 5,000

0908–04 For matching federal funds allocated to the department for a roadside marketing project 3,500

State Reclamation Board.

0910–21 For the control of the greenhead fly, as authorized by section twenty-four of chapter two hundred and fifty-two of the General Laws $5,400

Department of Natural Resources.

Division of Forests and Parks.

1002–01 Item 1002–01 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in line one, the word "thirteen" and inserting in place thereof the following: — fourteen $9,788

1002–14 Item 1002–14 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in line one, the word "ten" and inserting in place thereof the following: — eleven 12,840

1002–31 Item 1002–31 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in line three, the word "thirty-three" and inserting in place thereof the following: — thirty-two.

1002–38 For the cost of an accelerated program of forest management on state forest lands, as authorized by chapter four hundred and eighty-six of the acts of nineteen hundred and sixty 5,700

1002–41 For a federal-state co-operative forest management program and for certain farm forestry projects in cooperation with the United States Forest Service and the counties of Berkshire, Essex and Hampshire, including not more than ten permanent positions; provided, that no expenditure shall be made under this item for farm forestry projects until the counties of Berkshire, Essex and Hampshire shall have deposited the sum of twenty-five per cent of the expenses of the said projects, as determined by the commissioner of natural resources, in the state treasury 1,800

Division of Conservation Services.

7665–01 Section one of chapter five hundred and seven of the acts of nineteen hundred and sixty-four, as amended, is hereby further amended by striking out, in line two, as appearing in chapter five hundred and forty-one of the acts of nineteen hundred and sixty-five, the word "forty" and inserting in place thereof the word: — forty-six.

Division of Water Resources.

Item

1010-03 For expenses of the Connecticut River Valley Flood Control Commission and for reimbursement for loss of taxes, as authorized by chapter six hundred and ninety-two of the acts of nineteen hundred and fifty-one $3,282

1010-38 For certain flood control improvements for the protection of the towns of Avon, Braintree, Holbrook and Randolph, as authorized by chapter five hundred and eighty-one of the acts of the current year 159,000

Department of Banking and Insurance.

Division of Banks.

1102-01 For the office of the supervisor of loan agencies, including not more than forty-one permanent positions $1,150

Division of Insurance.

1103-02 Item 1103-02 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in line three, the words "three hundred and five" and inserting in place thereof the words: — three hundred and six $8,018

Department of Corporations and Taxation.

1201-02 Item 1201-02 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in line two, the words "eight hundred and twenty-eight" and inserting in place thereof the words: — eight hundred and thirty-five, and said item is hereby further amended by adding at the end the following: — ; provided, that notwithstanding any other provisions of law to the contrary, the sum of five thousand one hundred and sixty-five dollars representing a prior-year salary may be charged to this item . . . $63,678

1201-03 For expenses of the department except as otherwise provided; provided, that the comptroller shall transfer to the General Fund the sum of forty-one thousand nine hundred and seventy-four dollars from the Highway Fund and one hundred and seventeen thousand five hundred and twenty-seven dollars from the receipts of the corporation tax 504,924

1201-20 Item 1201-20 of section two of chapter five hundred and eight of the acts of the current year is hereby amended by adding at the end thereof the following: — ; provided, that the governor, upon recommendation of the commissioner of administration, is hereby authorized to transfer from the sum appropriated in this item to other items of appropriation in the General Fund such amounts as are necessary to meet the cost of space rentals for such office space and the moving and other related expenses of agencies to be located therein.

1201-52 For certain tax audits of foreign corporations 42,965

1202-02 For expenses of the income tax division; provided, that a sum equivalent to the payments under this item shall be transferred to the General Fund from the receipts of the income tax 1,624

Appellate Tax Board.

1204-01 Item 1204-01 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in line one the word "thirty" and inserting in place thereof the following: — thirty-two $10,032

Department of Education.

Board of Education.

Board of Education and Commissioner's Office.

1301-34 Item 1301-34 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by adding at the end the following: — ; to be in addition to any federal funds available for the purpose.

Division of Curriculum and Instruction.

Item

1303–11 Item 1303–11 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by adding at the end the following: — ; to be in addition to any federal funds available for the purpose $100,000

1303–18 For the expenses of certain emotionally disturbed children of the commonwealth, as provided by section forty-six I of chapter seventy-one of the General Laws, prior appropriation continued . . 2,000,000

Division of Research and Development.

1304–11 Item 1304–11 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by adding at the end the following: — ; to be in addition to any federal funds available for the purpose $50,000

Division of School Facilities and Related Services.

1305–12 For the school building assistance bureau $15,106

Division of State and Federal Assistance.

1306–16 For the operation of local shops, including not more than thirteen permanent positions; provided, that the wages paid under this item to blind workers, as provided by section fourteen of chapter sixty-nine of the General Laws, shall be increased by ten per cent beginning July first, nineteen hundred and sixty-six $5,600

Advisory Council on Education.

1301–36 The unexpended balance remaining in item 1301–36 of section two of
1310–11 chapter four hundred and eleven of the acts of the current year is hereby transferred and made available for the purposes of the following item: —

1310–11 For the service of the advisory council on education established by chapter five hundred and seventy-two of the acts of nineteen hundred and sixty-five, including not more than four permanent positions, prior appropriation continued $76,808

Board of Higher Education.

1320–06 Item 1320–06 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out the wording and inserting in place thereof the following: —

For administration, board of higher education, including not more than six permanent positions; provided, that the unexpended balance remaining in item 1320–00 of section two of chapter four hundred and eleven of the acts of the current year is hereby transferred and made available for the purposes of this item $32,800

1320–09 For quarter, one half or full scholarships worthy and qualified students, domiciled in the commonwealth, with previous musical training, in need of financial assistance, to perfect such musical training at the Boston Lyric Opera Co., Inc. Workshop of the Boston Lyric Opera Co., Inc., Forty-five Newbury Street, Boston, Massachusetts, and approved by the board of educational assistance 35,000

Board of Trustees of State Colleges.

For the administration, maintenance of and for certain improvements at state colleges and the boarding halls attached thereto and the Massachusetts maritime academy with the approval of the board of trustees:

1329–01 Item 1329–01 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in line two, the word "fourteen" and inserting in place thereof the following: — seventeen $15,262

1329–02 Item 1329–02 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in line twelve, the word "five" and inserting in place thereof the word: — seven.

Item		
1330–01	State college at Bridgewater, including not more than two hundred and six permanent positions	$194,374
1331–01	State college at Fitchburg, including not more than one hundred and sixty-three permanent positions; provided, that said college may expend a sum not to exceed sixty thousand dollars for the purpose of maintaining at said college a community college program, as authorized by chapter four hundred and seventy-seven of the acts of nineteen hundred and fifty-nine	122,088
1331–21	State college at Fitchburg, boarding hall, including not more than nineteen permanent positions	32,487
1332–01	State college at Framingham, including not more than one hundred and thirty-three permanent positions	163,651
1333–01	State college at Lowell, including not more than one hundred and thirty-eight permanent positions	132,474
1334–01	State college at North Adams, including not more than sixty-two permanent positions	45,955
1335–01	State college at Salem, including not more than two hundred and thirty-eight permanent positions	303,317
1336–01	State college at Westfield, including not more than one hundred and thirty-two permanent positions	228,315
1337–01	State college at Worcester, including not more than one hundred and forty-eight permanent positions	114,813
1338–01	State college at Boston, including not more than three hundred permanent positions	235,843
1339–01	Massachusetts College of Art, including not more than fifty permanent positions	59,262
1340–01	Massachusetts maritime academy and ship, including not more than fifty-four permanent positions	13,850

Lowell Technological Institute of Massachusetts.

1345–01	For the maintenance of the institute, with the approval of the trustees, including not more than three hundred and two permanent positions; provided, that said institute is hereby authorized to conduct a summer school at no expense to the commonwealth, and for said purpose the institute may receive and expend income derived therefrom	$368,622

Southeastern Massachusetts Technological Institute.

1347–01	Item 1347–01 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in line four, the words "two hundred and sixteen" and inserting in place thereof the following: — two hundred and twenty-four	$282,202

University of Massachusetts.

1350–01	For the maintenance of the university, with the approval of the trustees, including not more than one thousand eight hundred and twenty-three permanent positions; provided, that the trustees may, in addition to the sums appropriated, receive and expend as university trust funds under section eleven of chapter seventy-five of the General Laws, at no net expense to the commonwealth, without appropriation, funds received from the operation of the boarding halls and from university health services; and, provided further, that there shall be transferred from the receipts of said boarding halls the sum of two hundred and forty-five thousand dollars to the General Fund to meet the estimated cost of heat, light, power, rental of facilities at present available for the purpose and the estimated cost of certain employee fringe benefits to be furnished by the commonwealth; and, provided further, that the commonwealth shall furnish heat, light, power and necessary repairs in the infirmary building and pay the commonwealth's share of the cost of employee fringe benefits of the university health services trust fund; and, provided further, that the university health services trust fund shall furnish, without charge, health services required by law to be furnished at the university by the commonwealth	$651,000

Item

1350-02 For the maintenance of the facilities of the university in the city of Boston, including not more than one hundred and fifty-one permanent positions; provided, that administrative expenses may be incurred for this operation, with the approval of the trustees, from amounts appropriated for the maintenance of the university at Amherst $64,810

1350-38 For expenses of the medical school, including not more than eighteen permanent positions, prior appropriation continued . . 93,200

1350-72 For a legislative undergraduate internship program, to be in addition to any other funds available for the purpose . . . 5,000

Massachusetts Board of Regional Community Colleges.

1360-01 For administration of the program, as authorized by section twenty-seven of chapter fifteen of the General Laws, including not more than four permanent positions $11,702

1361-00 Massachusetts Bay community college, including not more than eighty-three permanent positions 67,408

1362-00 Northern Essex community college, including not more than fifty-eight permanent positions 38,090

1363-00 Cape Cod community college, including not more than thirty-nine permanent positions 40,991

1364-00 Berkshire community college, including not more than fifty-two permanent positions 81,258

1365-00 Quinsigamond community college, including not more than sixty-nine permanent positions 62,408

1366-00 Greenfield community college, including not more than thirty-four permanent positions 46,055

1367-00 Holyoke community college, including not more than sixty-nine permanent positions 87,936

1368-00 Mount Wachusett community college, including not more than forty-three permanent positions 50,807

1369-01 Regional community college, south shore, including not more than twenty-four permanent positions 45,214

1370-00 Regional community college, north shore, including not more than fifty-eight permanent positions 48,360

1372-00 Regional community college, southeastern Massachusetts, including not more than sixteen permanent positions 94,926

Department of Civil Service and Registration.

Division of Civil Service.

1402-02 Item 1402-02 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in lines one and two, the words "two hundred and sixty-eight" and inserting in place thereof the following: — two hundred and seventy-three $93,433

Division of Registration.

1403-02 Item 1403-02 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out the wording and inserting in place thereof the following: —

For the service of the division, including not more than seventy permanent positions; provided, that the position of investigator of radio-television technician shall not be subject to chapter thirty-one of the General Laws $22,275

For the service of the following agencies in the division:

1414-01 Board of registration of chiropractors, including not more than five permanent positions $13,500

1420-01 Board of registration of barbers, including not more than ten permanent positions 1,500

1421-01 Board of registration of hairdressers, including not more than eighteen permanent positions 2,600

1425-01 Board of registration of radio and television technicians, including not more than seven permanent positions 5,500

Department of Commerce and Development.

Item

1501-01 Item 1501-01 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in lines one and two, the words "one hundred and twenty-six" and inserting in place thereof the following: — one hundred and twenty-seven . **$32,877**

1501-03 For the promotion of industry within the commonwealth; provided, that no salaries or expenses of employees shall be chargeable to this item; and, provided further, that the comptroller shall transfer to the General Fund a sum equivalent to this appropriation from the Tourism and Industrial Promotion Fund, prior appropriation continued . **931**

Department of Labor and Industries.

Labor Relations Commission.

1630-01 Item 1630-01 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in line one, the word "twenty-one" and inserting in place thereof the following: — twenty-two **$9,779**

Division of Industrial Accidents.

1651-02 For the service of the board and for clerical and other assistance for the industrial accident rehabilitation board, including not more than one hundred and seventy-four permanent positions . . **$3,000**

Department of Mental Health.

1701-02 For administration, the boarding out of children, as provided in chapter one hundred and twenty-three of the General Laws, with the consent of the parents or guardians, and for the transportation and medical examination of patients and certain feeble-minded persons, including not more than two hundred and twenty-six permanent positions; provided, that any part of the sum appropriated in this item may be used for matching any federal grants available for this purpose **$191,149**

1701-03 For the service of the division of mental hygiene, including not more than two hundred and ninety-nine permanent positions . . **62,283**

1701-04 Item 1701-04 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in line two, the word "eighty-eight" and inserting in place thereof the following: — eighty-nine.

1701-60 Rutland heights mental health rehabilitation center, including not more than thirty-six permanent positions **364,879**

For the maintenance of and for certain improvements at the following institutions under the control of the department of mental health:

1711-00 Boston state hospital, including not more than one thousand one hundred and fifteen permanent positions **$35,599**

1712-00 Danvers state hospital, including not more than eight hundred and forty-seven permanent positions **94,300**

1713-00 Foxborough state hospital, including not more than five hundred and sixty-one permanent positions **56,767**

1714-00 Gardner state hospital, including not more than five hundred and eleven permanent positions **89,767**

1715-00 Grafton state hospital, including not more than five hundred and eighty permanent positions **77,727**

1716-00 Medfield state hospital, including not more than six hundred and seventy-three permanent positions **37,307**

1717-00 Metropolitan state hospital, including not more than seven hundred and forty-five permanent positions **38,740**

1718-00 Northampton state hospital, including not more than seven hundred and fifty-one permanent positions **81,224**

1719-00 Taunton state hospital, including not more than seven hundred and twelve permanent positions **62,897**

Item

1720-00 Item 1720-00 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in lines one and two, the words "eight hundred and eight" and inserting in place thereof the following: — eight hundred and seven . $62,000

1721-00 Worcester state hospital, including not more than one thousand and fifty permanent positions 21,996

1722-00 Monson state hospital, including not more than seven hundred and fifty-six permanent positions; provided that the sum of twenty thousand dollars shall be allowed from this item for the facilities at Camp Woodman at the Brimfield State Forest 58,662

1723-00 Belchertown state school, including not more than five hundred and eighty-nine permanent positions 27,586

1724-00 Walter E. Fernald state school, including not more than nine hundred and sixty-nine permanent positions 17,602

1725-00 Wrentham state school, including not more than six hundred and forty-nine permanent positions 9,984

1726-00 Paul A. Dever state school, including not more than six hundred and twenty-six permanent positions 13,481

1727-00 Cushing hospital, including not more than six hundred and eighty permanent positions 14,378

1701-40 to 1728-00 The unexpended balance remaining in item 1701-40 of section two of chapter four hundred and eleven of the acts of the current year is hereby transferred and made available for the purposes of the following item: —

1728-00 Hathorne state school, including not more than ninety-five permanent positions 286,231

Mental Health Centers.

1701-30 to 1750-00 The unexpended balance remaining in item 1701-30 of section two of chapter four hundred and eleven of the acts of the current year is hereby transferred and made available for the purposes of the following item: —

1750-00 North Reading rehabilitation center, including not more than seventy-three permanent positions $27,794

1701-50 to 1751-00 The unexpended balance remaining in item 1701-50 of section two of chapter four hundred and eleven of the acts of the current year is hereby transferred and made available for the purposes of the following item: —

1751-00 Lowell mental health center, including not more than one hundred and twelve permanent positions; provided, that any federal funds available for this purpose, when received, shall be used in lieu of a like amount appropriated in this item 28,044

Department of Correction.

For the maintenance of and for certain improvements at the following institutions under the control of the department of correction:

1810-01 Item 1810-01 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in lines one and two, the words "five hundred and sixty-three" and inserting in place thereof the following: — five hundred and seventy-three $247,643

1812-01 Correctional institution at Walpole, including not more than three hundred and seven permanent positions 103,580

1812-02 Correctional institution at Walpole, industries, including not more than thirty-one permanent positions; provided, that the commissioner of correction shall determine the cost of the manufacture of motor vehicle registration plates and certify to the comptroller the amounts to be transferred therefor from the Highway Fund to the General Fund 800

1814-01 Correctional institution at Concord, including not more than two hundred and forty-nine permanent positions 80,400

1816-01 Correctional institution at Framingham, including not more than one hundred and thirty-five permanent positions 26,000

1818-01 Correctional institution at Norfolk, including not more than two hundred and sixty-three permanent positions 163,890

1820-01 For the operation of correctional institution camps, including not more than thirty-six permanent positions 28,100

Parole Board.

Item

1830-01 For the service of the board, including not more than ninety-three permanent positions; provided, that the position of employment officer, parole board, shall not be subject to the provisions of chapter thirty-one of the General Laws $88,500

Department of Public Welfare.

1901-03 For the office of the commissioner and expenses of the department, including the administration of a program for medical assistance for the aged, as authorized by chapter one hundred and eighteen A of the General Laws, and including not more than six hundred and fifty-five permanent positions $769,342

1901-04 Item 1901-04 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by inserting after the word "of", in line one, the following: — medical assistance and.

1901-06 Item 1901-06 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by inserting after the word "of", in line one, the following: — medical assistance and.

1901-08 For payments on account of the programs of medical assistance — mental health, and old age assistance — mental health; provided, that notwithstanding any other provisions of law to the contrary, federal funds received on account of these programs shall be credited to the General Fund 11,320,000

Department of Public Health.

Bureau of Administration.

2001-02 For the service of the bureau of administration, including not more than fifty-three permanent positions $170,331

2001-08 For necessary planning and expenses for a meeting of the World Health Assembly 12,000

Bureau of Environmental Sanitation.

2002-01 Item 2002-01 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by adding at the end thereof the following: — , to be in addition to any federal funds available for the purpose $25,300

2002-04 Item 2002-04 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by adding at the end thereof the following: — ; to be in addition to any federal funds available for the purpose 26,720

2002-06 For the service of the lower pioneer valley air pollution control district, as authorized by section one hundred and forty-two C of chapter one hundred and eleven of the General Laws; provided, that the commissioner of public health shall certify the amounts to be assessed by the state treasurer upon the several cities and towns in the district in accordance with the provisions of said section one hundred and forty-two C; to be in addition to any federal funds available for the purpose 12,000

2002-59 For an investigation and study relative to the sanitary conditions of Ell pond, Melrose, as authorized by chapter seventeen of the resolves of the current year 5,000

Bureau of Chronic Disease Control.

2003-03 For the service of the division of alcoholism, including not more than eleven permanent positions $454

2003-21 For a study of equine encephalitis 38,918

Bureau of Health Services.

2004-02 For maternal and infant care projects and preschool and school age children's projects, to be in addition to any federal or local funds available for these purposes; provided, that the commonwealth's share shall not exceed twelve and one half per cent of the cost of any project $150,000

Bureau of Hospital Facilities.

Item
2005–01 For the service of the bureau, including not more than eighteen permanent positions $604

Bureau of Consumer Products Protection.

2008–01 Item 2008–01 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in line one, the word "sixty-nine" and inserting in place thereof the following: — seventy.

For the maintenance of and for certain improvements at the following institutions under the control of the department of public health:

2021–00 Tewksbury hospital, including not more than seven hundred and ninety-five permanent positions $8,073
2022–00 Lakeville hospital, including not more than three hundred and nineteen permanent positions 3,497
2022–10 For certain improvements and renovations to the storeroom 30,000
2023–00 Rutland heights hospital, including not more than three hundred and forty-three permanent positions 110,000
2025–00 Item 2025–00 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in lines one and two, the words "two hundred and ninety-four" and inserting in place thereof the following: —two hundred and ninety-three 6,477
2026–00 Lemuel Shattuck hospital, including not more than eight hundred and thirty permanent positions 60,214
2026–10 For certain repairs and improvements 55,000
2026–11 For certain equipment 18,000
2027–00 Massachusetts hospital school, including not more than two hundred and ninety-two permanent positions 5,294
2031–00 Pondville hospital, including not more than two hundred and seventy-nine permanent positions 10,673

Drug Addiction Rehabilitation Board.

2090–01 Item 2090–01 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in line two, the word "four" and inserting in place thereof the following: — five $20,556

Department of Public Safety.

2101–02 For certain administrative expenses of the department, including not more than one hundred and three permanent positions . . $5,320

Department of Public Works.

The salaries of all officers and employees of the department engaged in projects or activities authorized by bond issue or otherwise shall be charged for the nineteen hundred and sixty-seven fiscal year in full to appropriations authorized under this heading in this act:

Division of Waterways.

2202–07 For the operation and maintenance of the New Bedford state pier, including not more than one permanent position . . $50,000
2202–11 For preliminary plans for certain repairs and alterations to the Tenean creek culvert 1,000

Government Center Commission.

2280–01 For expenses of the commission, as authorized by chapter six hundred and thirty-five of the acts of nineteen hundred and sixty . $33,125

Department of Public Utilities.

Item

2301-02 For administration, including not more than seventy-two permanent positions $3,400

Gas Fitting Regulations Board.

2370-02 For administration of the program of regulating the installation of gas fittings in buildings, as authorized by section twelve J of chapter twenty-five of the General Laws, including not more than one permanent position $400

Miscellaneous.

2420-19 For an investigation and study relating to the water resources of central Plymouth county, including the city of Brockton, as authorized by section three of chapter three hundred and seventy-one of the acts of nineteen hundred and sixty-four $40,000

2420-21 For the payment of a judgment entered in the Suffolk superior court, docket number 79863 931

2445-04 For a reserve to meet the cost of certain nursing salary adjustments; provided, that the governor, upon the recommendation of the commissioner of administration, is hereby authorized to transfer from the sum appropriated in this item to other items of appropriation for the fiscal year nineteen hundred and sixty-seven which are available, in whole or in part, for personal services, such amounts as are necessary to meet the cost of said adjustments, to be in addition to amounts otherwise appropriated for said services in appropriations authorized for said fiscal year 2,000,000

2445-11 For an investigation and study relative to the disposal of sewage in certain municipalities, as authorized by chapter one hundred and two of the resolves of the current year 20,000

2450-00 World War II Memorial — U.S.S. Massachusetts . . . 75,000

2451-00 For the payment of certain claims, as authorized by chapters eight, forty-five and sixty-nine of the resolves of the current year . 20,081

HIGHWAY FUND.

STATE PURPOSES APPROPRIATIONS.

Department of Public Works.

Highway Activities.

The salaries of all officers and employees of the department engaged in projects or activities relating to highways shall be charged for the nineteen hundred and sixty-seven fiscal year in full to appropriations providing for personal services authorized under the heading of "Highway Activities" in this act:

Administrative and Engineering Expenses.

2910-02 For the operation and maintenance of the public works building, including not more than eighty-three permanent positions; provided, that the comptroller shall transfer to the Highway Fund the sum of seventy-one thousand seven hundred and sixty dollars from the General Fund, the sum of four thousand two hundred and nine dollars from the Recreational Boating Fund, and the sum of two thousand one hundred and forty-eight dollars from the State Recreation Areas Fund $2,235

2910-05 For certain repairs, renovations and improvements to the public works building in accordance with a schedule on file with the budget director; provided, that projects authorized by this item shall not be subject to the provisions of section thirty A of chapter seven of the General Laws 1,500,000

Item

2910–10 Item 2910–10 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by adding at the end thereof the following: — ; provided, that notwithstanding any provision of law to the contrary, the amount of forty dollars shall be allowed from this item to clear an advance of the nineteen hundred and sixty-two fiscal year unaccounted for.

2910–97 For a property management program, as authorized by chapter four hundred and twenty-seven of the acts of nineteen hundred and sixty-six $250,000

Maintenance and Operation of State Highways and Bridges.

Appropriations under this heading may be expended for traffic safety and control on certain city or town ways:

2920–21 For current maintenance of the Union street bridge between the towns of Marshfield and Norwell, including the cost of plans and specifications and cost estimates of necessary repairs $5,000

Personal Services.

2930–01 Item 2930–01 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out the wording and inserting in place thereof the following: —

For all personal services of employees for all projects and activities relating to highways, except for services provided for in items 2910–01 and 2910–02 of this act, including not more than four thousand four hundred and forty-seven permanent positions; provided, that the position of legislative assistant, department of public works, shall not be subject to the provisions of chapter thirty-one of the General Laws $5,811

Construction, Reconstruction and Betterments of State Highways and Bridges.

The following appropriations are for the costs of projects which come within the purposes of appropriations for the accelerated highway program and are to be in addition to sums appropriated therefor:

2940–38 For the replacement of substandard state highway bridges $5,000,000

2940–40 For landscaping and other improvements for which reimbursement will be made under the provisions of the federal highway beautification act of nineteen hundred and sixty-five; to be in addition to funds previously appropriated for this purpose; provided, that item 2940–29 of section two of chapter three hundred and ninety-one of the acts of the current year is hereby amended by striking out the item number "2940–29" and inserting in place thereof the item number: — 2940–40 1,000,000

Registry of Motor Vehicles.

2970–01 Item 2970–01 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out the wording and inserting in place thereof the following: —

For the service of the registry, including not more than one thousand and eighty-five permanent positions; provided, that the position of administrative assistant to the registrar of motor vehicles, legislative assistant, R.M.V., and executive assistant to the registrar of motor vehicles, shall not be subject to the civil service law and rules . . . $18,371

2970–06 For the acquisition of land and the construction thereon of a registry of motor vehicles branch office building, Woburn . . . 180,000

2970–07 For the construction of a registry of motor vehicles branch office building, Marlborough 130,000

2970–22 For mechanized filing equipment 89,000

2970–24 For a motor vehicle safety compact with other states, as provided by paragraph (*b*) of Article VI of said compact as appearing in section two of chapter seven hundred and twenty-one of the acts of nineteen hundred and sixty-three 465

Department of Public Safety.

Division of State Police.

Item

2972–01 For the service of the division, including not more than seven hundred and fourteen permanent positions **$50,000**

Metropolitan District Commission.

The following items are to be paid with the approval of the Metropolitan District Commission:

2973–01 For general administration, including not more than sixty-four permanent positions; provided, that the comptroller shall transfer to the Highway Fund seventy-five per cent of the cost of payments made under this item from the Metropolitan District Commission Funds, to be assessed by methods fixed by law **$75,000**

2973–06 Item 2973–06 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in lines seven and eight, the words "one thousand one hundred and ninety-eight" and inserting in place thereof the following: — one thousand two hundred and forty-one and by adding after the word "Laws", in line 11, the following: — and, further provided, that notwithstanding any provisions of chapter thirty-one of the General Laws, members of the metropolitan district commission police force may be temporarily allocated to special secondary ratings in accordance with the schedule approved by the joint committees on ways and means, a copy of which is on file with the director of personnel and standardization **195,603**

Miscellaneous.

2998–03 For the purposes of discharging a moral obligation of the commonwealth, as authorized by chapter three hundred and twenty-three of the acts of the current year **$192**

LOCAL AID FUND.

The following appropriations are for reimbursements and grants to local governments and for certain other purposes, and are to be in addition to any unexpended balance of appropriations heretofore made for the purpose:

Department of Natural Resources.

Division of Forests and Parks.

3010–01 For reimbursement to certain towns for extinguishing forest fires, prior appropriation continued **$15,019**

Department of Corporations and Taxation.

Reimbursement for Loss of Taxes.

3012–03 For reimbursing the city of Boston for loss of taxes on land for the government center, as authorized by section eight of chapter six hundred and thirty-five of the acts of nineteen hundred and sixty **$223,825**

Department of Education.

Division of Youth Service.

3013–51 For the commonwealth's share of delinquency prevention programs in certain cities, as authorized by section sixty-nine B of chapter six of the General Laws **$49,291**

Department of Commerce and Development.

Service of the Division of Housing.

Item

3015–05 For the reimbursement, on a matching basis, of regional planning agencies for a program of planning studies **$30,000**

Department of Public Welfare.

3019–01 } From the unexpended balances remaining in items 3019–01, 3019–06 and
3019–06 } 3019–09 of section two of chapter four hundred and eleven of the acts
3019–09 } of nineteen hundred and sixty-six, the sums of one million two hundred thousand dollars from item 3019–01, three million nine hundred and fifty thousand dollars from item 3019–06, and thirteen million dollars from item 3019–09 are hereby transferred and made available for the purposes of the following item: —

3019–11 For reimbursement to cities and towns for a medical assistance program provided under Public Law 89–97 Title XIX, and in accordance with the provisions of chapter eight hundred and seventy-four of the acts of nineteen hundred and sixty-five, including certain (*a*) families with dependent children as provided by chapter one hundred and eighteen of the General Laws; (*b*) totally and permanently disabled persons as provided by chapter one hundred and eighteen D of the General Laws; (*c*) aged persons; and (*d*) individuals with insufficient resources to meet the cost of necessary medical services as provided by chapter one hundred and eighteen A of the General Laws; provided, however, that notwithstanding any contrary provision of law, payments for the purposes of the said program may be made by cities and towns for the remainder of the calendar year nineteen hundred and sixty-six from appropriations previously made for public assistance purposes authorized by chapters one hundred and seventeen, one hundred and eighteen, one hundred and eighteen A and one hundred and eighteen D of the General Laws; provided that a sum equal to the payments from this item shall be transferred to the Local Aid Fund from the General Fund **$7,500,000**

INLAND FISHERIES AND GAME FUND.

STATE PURPOSES APPROPRIATIONS.

Department of Natural Resources.

Division of Fisheries and Game. (It is hereby provided that federal funds received as reimbursements under the following items are to be credited as income to the Inland Fisheries and Game Fund.)

3304–51 Item 3304–51 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in line two, the word "fifty" and inserting in place thereof the following: — forty-nine **$1,000**

3304–53 Item 3304–53 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in line three, the word "twenty" and inserting in place thereof the following: — twenty-one **5,811**

MARINE FISHERIES FUND.

STATE PURPOSES APPROPRIATIONS.

Department of Natural Resources.

Division of Marine Fisheries.

3601–01 For the service of the office of the director, including not more than twenty permanent positions, and for the administration of the activities provided for under item 3601–05 . . . . . **$20,000**

Item

3601–02 For the operation of a shellfish treatment plant, as authorized by chapter five hundred and six of the acts of nineteen hundred and sixty-one $1,500

3601–22 Item 3601–22 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out the item number and inserting in place thereof the following item number: — 3601–23.

AGRICULTURAL PURPOSES FUND.

STATE PURPOSES APPROPRIATION.

Department of Agriculture.

Division of Fairs.

3809–22 For renovations to the exposition building, Springfield $18,000

STATE RECREATION AREAS FUND.

STATE PURPOSES APPROPRIATIONS.

Department of Natural Resources.

Division of Forests and Parks.

4010–01 Item 4010–01 of section two of chapter four hundred and eleven of the acts of the current year is hereby amended by striking out, in lines one and two, the words "one hundred and four" and inserting in place thereof the following: — one hundred and twelve . . $93,562

4010–23 For the administration of a land and water conservation program, including not more than one permanent position . . . 7,553

4010–25 For a feasibility study and preparation of a subsequent master report of the areas in proximity to and including Kingsley's Sandy Beach, Lambert's Beach and Free Beach, in accordance with the provisions of chapter six hundred and five of the acts of the current year 35,000

4041–00 For an advance to the Hampden County Arena Authority, in accordance with the provisions of section ten of chapter six hundred and ninety-three of the acts of nineteen hundred and sixty-two, added by chapter three hundred and fifty-five of the acts of the current year 50,000

4050–02 For the construction of certain campsites and necessary facilities at Salisbury beach 250,000

METROPOLITAN DISTRICT COMMISSION FUNDS.

STATE PURPOSES APPROPRIATIONS.

The following appropriations are to be assessed upon the several districts in accordance with the methods fixed by law, unless otherwise provided, and to be expended under the direction of the Metropolitan District Commission:

Metropolitan Parks, General.

8602–53 Notwithstanding any provision of law to the contrary, the amount of twelve thousand one hundred and twenty-five dollars which was reserved on June thirtieth, nineteen hundred and sixty-six, under the appropriation made by section two of chapter one hundred and thirty-one of the acts of nineteen hundred and sixty-six in account numbered 8602–53, is hereby made available for expenditure until June thirtieth, nineteen hundred and sixty-seven.

Item		
8603-54	For the completion of drainage work in the Black's creek area of the city of Quincy; provided, that the city of Quincy shall contribute an amount equal to one half the total cost of the project	$200,000

Metropolitan Sewerage District.

8701-52	For the purchase of bar screen, Braintree-Weymouth	$1,000

DEFICIENCIES.

For deficiencies in certain appropriations of previous years, in certain funds, as follows:

2449-00	General Fund	$7,956
2949-00	Highway Fund	970

Miscellaneous.

0492-01	For the service of the health and welfare commission established by chapter three hundred and fifty-three of the acts of nineteen hundred and sixty-six	$40,635
0494-01	For the establishment of the advisory council on home and family, as authorized by chapter six hundred and twenty-four of the acts of nineteen hundred and sixty-six	10,000

Department of Natural Resources.

Division of Water Pollution Control.

1011-01	For the service of the division, to be in addition to any federal or other funds available for the purpose	$50,000
1301-37	For the providing of attendance of certain children in public schools of cities and towns other than the cities or towns in which they reside, as authorized by chapter five hundred and six of the acts of nineteen hundred and sixty-six	50,000
1701-05	For the establishment and maintenance of community clinical nursery schools for retarded children of preschool age, as authorized by chapter five hundred and one of the acts of nineteen hundred and sixty-six	60,000

SECTION 3. This act shall take effect upon its passage.

Approved September 9, 1966.

Chap. 710. AN ACT PROVIDING FOR A SECOND ASSISTANT CLERK IN THE SECOND DISTRICT COURT OF EASTERN MIDDLESEX.

Be it enacted, etc., as follows:

SECTION 1. The third sentence of the first paragraph of section 10 of chapter 218 of the General Laws, as appearing in chapter 813 of the acts of 1965, is hereby amended by inserting after the word "Middlesex", the second time it appears in line 9, the words: —, the second district court of eastern Middlesex.

SECTION 2. This act shall take effect upon its passage.

Approved September 9, 1966.

Chap. 711. AN ACT RELATIVE TO THE TERMS OF CERTAIN BONDS AND NOTES TO BE ISSUED BY THE COMMONWEALTH.

Whereas, The deferred operation of this act would cause great inconvenience in the issues of bonds and notes to carry out the purposes

of various acts passed at the current session of the general court, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public safety and convenience.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any provision of law to the contrary, the bonds which the state treasurer is authorized to issue under chapter two of the acts of the current year, increasing the amount of money authorized for the construction of a state office building, shall be issued for maximum terms of twenty years, the initial maturities of which shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, nineteen hundred and eighty-nine, as recommended by the governor in a message to the general court, dated September sixth, nineteen hundred and sixty-six, in pursuance of section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth.

SECTION 2. Notwithstanding any provision of law to the contrary, the bonds which the state treasurer is authorized to issue under section two of chapter seven hundred and sixty-two of the acts of nineteen hundred and sixty-two, as amended by chapter six hundred and twenty-one of the acts of nineteen hundred and sixty-five, and further amended by section two of chapter four hundred and thirty of the acts of the current year, increasing the amount of money which may be borrowed for the filling and improvement of South bay, Roxbury canal, Dorchester brook and certain territories adjacent thereto, shall be issued for maximum terms of twenty years, the initial maturities of which shall be payable not later than one year from the date of issue thereof, as recommended by the governor in a message to the general court, dated September sixth, nineteen hundred and sixty-six, in pursuance of section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth.

SECTION 3. Notwithstanding any provision of law to the contrary, the bonds which the state treasurer is authorized to issue under section two of chapter four hundred and seventy-eight of the acts of the current year, directing the metropolitan district commission to construct a relief sewer in the city of Malden, shall be issued for maximum terms of thirty years, the initial maturities of which shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, nineteen hundred and ninety-eight, as recommended by the governor in a message to the general court, dated September sixth, nineteen hundred and sixty-six, in pursuance of section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth.

SECTION 4. Notwithstanding any provision of law to the contrary, the bonds which the state treasurer is authorized to issue under section two of chapter five hundred and sixty-three of the acts of the current year, providing additional funds for the metropolitan district commission to cover the cost of completing the sewerage program, shall be issued for maximum terms of forty years, the initial maturities of which shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, two thousand and twelve, as recommended by the governor in a message to the general court, dated September sixth, nineteen hundred and sixty-six, in pur-

suance of section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth.

SECTION 5. Notwithstanding any provision of law to the contrary, the notes which the state treasurer is authorized to issue under section two of chapter five hundred and sixty-four of the acts of the current year, providing additional funds for the metropolitan district commission for the extension of the water tunnel to the Dorchester Lower Mills district of the city of Boston, and for making certain connections thereto, shall be issued and may be renewed one or more times for terms not exceeding one year, and the final maturities of such notes, whether original or renewal, shall be not later than three years from the date of the original issue, and the bonds which the state treasurer is authorized to issue under section three of said chapter five hundred and sixty-four shall be issued for maximum terms of fifty years, the initial maturities of which shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, two thousand and twenty, as recommended by the governor in a message to the general court, dated September sixth, nineteen hundred and sixty-six, in pursuance of section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth.

SECTION 6. Notwithstanding any provision of law to the contrary, the bonds which the state treasurer is authorized to issue under section two of chapter five hundred and sixty-five of the acts of the current year, authorizing the metropolitan district commission to expend certain additional funds to cover the cost of certain sewerage works in the city of Medford and the towns of Arlington and Lexington, shall be issued for maximum terms of thirty years, the initial maturities of which shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, two thousand and two, as recommended by the governor in a message to the general court dated September sixth, nineteen hundred and sixty-six, in pursuance of section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth.

SECTION 7. Notwithstanding any provision of law to the contrary, the bonds which the state treasurer is authorized to issue under section two of chapter five hundred and seventy-six of the acts of the current year, directing the metropolitan district commission to place sandfill and stone mounds along the shores of Lynn-Nahant beach and authorizing said commission to borrow money for said purpose, shall be issued for maximum terms of thirty years, the initial maturities of which shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, two thousand, as recommended by the governor in a message to the general court, dated September sixth, nineteen hundred and sixty-six, in pursuance of section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth.

SECTION 8. Notwithstanding any provision of law to the contrary, the notes which the state treasurer is authorized to issue under section four of chapter five hundred and ninety of the acts of the current year, to provide for a capital outlay program for the commonwealth, shall be issued and may be renewed one or more times for terms not exceeding one year, and the final maturities of such notes, whether original or renewal, shall be not later than June thirtieth, nineteen hundred and

seventy-two, and the bonds which the state treasurer is authorized to issue under section five of said chapter five hundred and ninety, shall be issued for maximum terms of twenty years, the initial maturities of which shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, nineteen hundred and ninety-two, as recommended by the governor in a message to the general court, dated September sixth, nineteen hundred and sixty-six, in pursuance of section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth.

SECTION 9. Notwithstanding any provision of law to the contrary, the bonds which the state treasurer is authorized to issue under section three of chapter six hundred and three of the acts of the current year, authorizing the trustees of the University of Massachusetts to purchase and renovate certain property in the city of Boston, shall be issued for maximum terms of twenty years, the initial maturities of which shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, nineteen hundred and eighty-eight, as recommended by the governor in a message to the general court, dated September sixth, nineteen hundred and sixty-six, in pursuance of section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth.

SECTION 10. Notwithstanding any provision of law to the contrary, the bonds which the state treasurer is authorized to issue under section two of chapter six hundred and thirty-one of the acts of the current year, directing the metropolitan district commission to construct a marginal conduit in the city of Somerville, shall be issued for maximum terms of thirty years, the initial maturities of which shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, nineteen hundred and ninety-eight, as recommended by the governor in a message to the general court, dated September sixth, nineteen hundred and sixty-six, in pursuance of section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth.

SECTION 11. Notwithstanding any provision of law to the contrary, the bonds which the state treasurer is authorized to issue under section five of chapter six hundred and thirty-two of the acts of the current year, providing for the construction of certain recreational facilities by the department of public works in certain counties, shall be issued for maximum terms of ten years, the initial maturities of which shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, nineteen hundred and eighty-one, as recommended by the governor in a message to the general court, dated September sixth, nineteen hundred and sixty-six, in pursuance of section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth.

SECTION 12. Notwithstanding any provision of law to the contrary, the bonds which the state treasurer is authorized to issue under section four of chapter six hundred and forty-eight of the acts of the current year, to provide for a special outdoor recreation capital outlay program for the commonwealth, shall be issued for maximum terms of ten years, the initial maturities of which shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, nineteen hundred and seventy-nine, as recommended by the

governor in a message to the general court, dated September sixth, nineteen hundred and sixty-six, in pursuance of section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth.

SECTION 13. Notwithstanding any provision of law to the contrary, the bonds which the state treasurer is authorized to issue under chapter six hundred and forty-nine of the acts of the current year, increasing the amount of money authorized for the construction of a state health, welfare and education service center, shall be issued for maximum terms of twenty years, the initial maturities of which shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, nineteen hundred and ninety-two, as recommended by the governor in a message to the general court, dated September sixth, nineteen hundred and sixty-six, in pursuance of section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth.

SECTION 14. Notwithstanding any provision of law to the contrary, the bonds which the state treasurer is authorized to issue under section three of chapter six hundred and fifty of the acts of the current year, to provide for a special recreation program for the metropolitan parks district, shall be issued for maximum terms of ten years, the initial maturities of which shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, nineteen hundred and seventy-nine, as recommended by the governor in a message to the general court, dated September sixth, nineteen hundred and sixty-six, in pursuance of section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth.

SECTION 15. Notwithstanding any provision of law to the contrary, the bonds which the state treasurer is authorized to issue under section three of chapter six hundred and fifty-one of the acts of the current year, to provide for a special inland fisheries and game capital outlay program, shall be issued for maximum terms of ten years, the initial maturities of which shall be payable not later than one year from the date of issue thereof and the entire issue not later than June thirtieth, nineteen hundred and seventy-nine, as recommended by the governor in a message to the general court, dated September sixth, nineteen hundred and sixty-six, in pursuance of section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth.

SECTION 16. Notwithstanding any provision of law to the contrary, the bonds which the state treasurer is authorized to issue under section two of chapter six hundred and thirty-seven of the acts of nineteen hundred and sixty-two, as amended by chapter four hundred and fifty of the acts of nineteen hundred and sixty-four, and further amended by section two of chapter six hundred and eighty-six of the acts of the current year, increasing the amount which may be borrowed to cover the cost of providing recreational facilities at Fort Phoenix Beach in the town of Fairhaven, shall be issued for maximum terms of thirty years, and shall be payable not later than June thirtieth, two thousand, as recommended by the governor in a message to the general court, dated September sixth, nineteen hundred and sixty-six, in pursuance of section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth.

SECTION 17. Notwithstanding any provision of law to the contrary, the notes which the state treasurer is authorized to issue under section

three of chapter six hundred and eighty-seven of the acts of the current year, providing for an accelerated water pollution control program, shall be issued and may be renewed one or more times for terms not exceeding one year, and the final maturities of such notes, whether original or renewal, shall be not later than June thirtieth, nineteen hundred and seventy-five, and the bonds which the state treasurer is authorized to issue under section four of said chapter six hundred and eighty-seven shall be issued for maximum terms of twenty years, the entire issue shall be payable not later than June thirtieth, nineteen hundred and ninety, as recommended by the governor in a message to the general court, dated September sixth, nineteen hundred and sixty-six, in pursuance of section 3 of Article LXII of the Amendments to the Constitution of the Commonwealth. *Approved September 9, 1966.*

Chap. 712. AN ACT ESTABLISHING EDUCATION SCHOLARSHIPS FOR CERTAIN CHILDREN OF CERTAIN POLICE OFFICERS AND FIRE FIGHTERS WHO ARE KILLED OR DIE IN THE PERFORMANCE OF DUTY.

Be it enacted, etc., as follows:

SECTION 1. Chapter 69 of the General Laws is hereby amended by inserting after section 7D, inserted by chapter 702 of the acts of 1963, the following section: —

Section 7E. There are hereby established education scholarships to be given to the children of any uniformed member of a paid fire department or permanent member of a police department, or of the police force of the metropolitan district commission, or of the capitol police or of the state police in the department of public safety, who is killed or who dies from injuries received, or dies as the natural and proximate result of undergoing a hazard peculiar to his employment, while in the performance of his duty, or who is killed or dies from injuries received in the performance of his duty or dies from other cause as a result of such service.

Said scholarships shall be awarded by the board of higher education to each such child who is a graduate of a high school within the commonwealth and who qualifies for entrance to the Lowell Technological Institute, Southeastern Massachusetts Technological Institute, the University of Massachusetts, the state colleges, or the regional community colleges. The amount of such scholarship shall be equal to the amount of tuition charged by the institution attended. Said scholarship shall continue for such time as the recipient thereof remains a student in good standing at such institution, but in no event shall any student receive such scholarship aid for more than four years.

SECTION 2. This act shall apply to the children of fire fighters or police officers who were killed or who died in the performance of duty prior to, as well as after, the effective date of this act.

Approved September 9, 1966.

Chap. 713. AN ACT PROVIDING FOR THE APPOINTMENT OF A HEARINGS OFFICER IN THE DEPARTMENT OF PUBLIC HEALTH TO HEAR CERTAIN MATTERS RELATING TO CONVALESCENT OR NURSING HOMES, REST HOMES OR CHARITABLE HOMES FOR THE AGED, AND FOR OTHER PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. Chapter 17 of the General Laws is hereby amended by inserting after section 6A the following section: —

Section 6B. The commissioner shall appoint a hearings officer who shall be an attorney and who shall not be subject to chapter thirty-one. He shall hold hearings as provided in chapter one hundred and eleven.

SECTION 2. Section 3 of chapter 111 of General Laws, as amended by chapter 152 of the acts of 1946, is hereby further amended by striking out the last sentence and inserting in place thereof the following sentence: — Hearings of the department may be held by the commissioner, or his designee or the hearings officer if so authorized by the commissioner, or by the hearings officer as provided in section seventy-one with respect to a refusal to renew or revocation of a license of a convalescent or nursing home, rest home or charitable home for the aged.

SECTION 3. Section 71 of said chapter 111 is hereby amended by striking out the first sentence, as appearing in section 1 of chapter 614 of the acts of 1966, and inserting in place thereof the following sentence: — The department shall issue for a term of two years, and may renew for a like term, a license, subject to revocation by it for cause, to any person whom it deems responsible and suitable to establish or maintain a hospital, sanatorium, infirmary maintained in a town, convalescent or nursing home, rest home or charitable home for the aged which meets the requirements of the department established in accordance with its rules and regulations, provided, however, that each convalescent or nursing home shall be inspected at least once in each year.

SECTION 4. Said section 71 of said chapter 111 is hereby further amended by striking out the eleventh sentence, as so appearing, and inserting in place thereof the following sentence: — Upon a written request by an applicant who is aggrieved by the refusal to renew such a license, or by a holder who is aggrieved by the revocation of such a license, as the case may be, the commissioner and the council shall hold a public hearing after due notice and thereafter may modify, affirm or reverse the action of the department, provided, however, that the department may not refuse to renew, or revoke, the license of a convalescent or nursing home, rest home or charitable home for the aged, until after a hearing before a hearings officer, and any such applicant or person so aggrieved shall have all the rights provided in chapter thirty A with respect to adjudicatory proceedings.

SECTION 5. The first paragraph of section 72 of said chapter 111, as amended by section 2 of chapter 614 of the acts of 1966, is hereby further amended by striking out the fourth sentence and inserting in place thereof the following three sentences: — Such rules and regulations for convalescent and nursing homes, infirmaries, rest homes and charitable homes for the aged shall include minimum requirements for medical and nursing care, the keeping of proper medical and nursing records, uniform requirements for the handling of patient funds, and sanitation. The department, in promulgating such rules and regulations for con-

valescent or nursing homes and rest home or charitable home for the aged, shall consider the ability of such homes to provide service under rates set by the board of rate setting under section thirty L of chapter seven. No such rule or regulation shall apply to a convalescent or nursing home, rest home or charitable home for the aged licensed at the time of promulgation of such rule or regulation, or to a convalescent or nursing home, rest home or charitable home for the aged being constructed at the time of such promulgation under plans approved by the department, unless such rule or regulation has a direct and material relation to patient diet, cleanliness, nursing care or health of the patient, provided, however, that nothing herein contained shall be interpreted to prevent the department from adopting or interpreting rules and regulations more favorable toward existing convalescent or nursing homes, rest homes or charitable homes for the aged.

Approved September 9, 1966.

Chap. 714. AN ACT AUTHORIZING THE SCHOOL COMMITTEE OF THE CITY OF SALEM TO USE CERTAIN PARK LAND IN SAID CITY FOR PUBLIC SCHOOL PURPOSES.

Be it enacted, etc., as follows:

SECTION 1. The city of Salem is hereby authorized to transfer to the school committee of said city, for public school purposes, the care, custody, management and control of certain park land in said city, bounded and described as follows: — Beginning at a point near the northerly end of Ancient Way; thence running northerly about one hundred forty-three (143) feet by land now or formerly of Emmerton; thence northerly by land of the Salem Hospital about one thousand and twenty (1,020) feet; thence easterly by Bertran Field about three hundred forty-eight (348) feet; thence northerly by Bertran Field about seventy-eight (78) feet; thence easterly by Bertran Field about twenty (20) feet; thence southerly by other land of the City of Salem about nine hundred fifty (950) feet; thence southwesterly by land now or formerly of Dora Eaton about four hundred fifty (450) feet; thence northerly by the side line of Ancient Way about forty-eight (48) feet; thence westerly across the end of Ancient Way about forty (40) feet to the point of beginning, and containing about nine and one tenth (9.1) acres as shown on "Plan of Land in Salem, Mass." by Whitman & Howard, Inc., Engineers, dated April, 1966.

SECTION 2. This act shall take effect upon its acceptance by the city of Salem.

Approved September 9, 1966.

Chap. 715. AN ACT AUTHORIZING THE TOWN OF FAIRHAVEN TO CONTRACT WITH THE MILLICENT LIBRARY IN SAID TOWN, TO SUPPORT SAID LIBRARY BY ANNUAL APPROPRIATIONS OF PUBLIC FUNDS AND TO ACQUIRE THE PROPERTY AND ASSETS OF THE FAIRHAVEN WATER COMPANY.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding any contrary provision of law, the town of Fairhaven, the owner of the land and building thereon, on and in which is located the Millicent Library, may, by contract with the

Millicent Library, a corporation duly organized under the laws of the commonwealth and charged by deed of trust with the management of said library, assume, by annual appropriation, the support and maintenance of said library, insofar as any such annual appropriation is required which, when added to the annual income from other sources, would provide sufficient annual support per capita based on the population of said town to equal the annual per capita amount expended for free public library service for the entire commonwealth as authorized by the department of education for the preceding year. In consideration of the foregoing undertaking of said town, the Millicent Library, the owner of all of the outstanding and issued capital stock of the Fairhaven Water Company, hereinafter referred to as the company, shall transfer all of the properties and assets and its rights to take water in the towns of Fairhaven and Mattapoisett to the town of Fairhaven; provided however, that said town shall assume and pay all of the liabilities and obligations of said company as of the date of the transfer of such assets. A statement setting forth all of the liabilities and obligations of said company, prepared by a certified public accountant and signed under oath by a duly authorized officer thereof, shall be furnished to said town, which shall also have the right to inspect the books and records of said company in order to verify the total amount owned by it.

SECTION 2. Notwithstanding any contrary provision of law, the number of members of the board of trustees of Millicent Library shall be an even number, of which one fourth shall be public members consisting of the chairman of the board of selectmen and other residents of the town appointed by said board of selectmen. Said public trustees shall have all of the powers granted any other members of said board of trustees and said Millicent Library shall do all things necessary to carry out the provisions of this section.

SECTION 3. The employees of the Fairhaven Water Company, on the date of the transfer of all of its property and assets to the town of Fairhaven, shall be transferred to the service of the sewer and water department of said town and shall not be subject to the provisions of chapter thirty-one of the General Laws.

SECTION 4. This act shall take effect upon its acceptance by the town of Fairhaven any time within five years of the effective date thereof. *Approved September 9, 1966.*

Chap. 716. AN ACT FURTHER DEFINING "VIETNAM VETERAN".

Be it enacted, etc., as follows:

Clause Forty-third of section 7 of chapter 4 of the General Laws is hereby amended by striking out the eighth paragraph, inserted by section 2 of chapter 875 of the acts of 1965, and inserting in place thereof the following paragraph: —

"Vietnam veteran" shall mean any veteran who has served more than one hundred and eighty days on active duty in the armed forces of the United States between February first, nineteen hundred and fifty-five and the termination of the Vietnam campaign as declared by proper federal authority. *Approved September 9, 1966.*

Chap. 717. AN ACT AUTHORIZING THE CONVEYANCE BY THE COMMONWEALTH OF GENERAL CASIMIR PULASKI SQUARE TO THE GENERAL CASIMIR PULASKI SKYWAY COMMITTEE.

Be it enacted, etc., as follows:

The department of public works is hereby authorized to sell and convey to the General Casimir Pulaski Skyway Committee, General Casimir Pulaski Square; such conveyance shall be subject to the conditions to be expressed therein that title to said square shall revert to and vest in the commonwealth in the event that said land is used for any purpose other than park purposes and that no improvement or alteration shall be made thereon or any structure erected thereon without the prior written approval of the department of public works.

Approved September 9, 1966.

Chap. 718. AN ACT INCREASING THE SALARY OF THE CLERK OF THE FIRST DISTRICT COURT OF ESSEX.

Be it enacted, etc., as follows:

SECTION 1. Paragraph (1) of section 79 of chapter 218 of the General Laws is hereby amended by striking out *Class V*, as most recently amended by chapter 782 of the acts of 1965, and inserting in place thereof the following: —

Class V. — The Boston juvenile court,
second district court of Bristol,
first district court of Essex,
district court of southern Essex,
first district court of eastern Middlesex,
second district court of eastern Middlesex,
third district court of eastern Middlesex,
first district court of southern Middlesex,
district court of Newton,
district court of East Norfolk,
municipal court of the Brighton district,
municipal court of the Charlestown district,
district court of Chelsea,
municipal court of the Dorchester district,
municipal court of the East Boston district,
municipal court of the Roxbury district,
municipal court of the South Boston district,
municipal court of the West Roxbury district,
district court of Springfield, and
central district court of Worcester.

SECTION 2. *Class IV* of said paragraph (1) of said section 79 of said chapter 218 is hereby amended by striking out the line reading "first district court of Essex,".

Approved September 9, 1966.

Chap. 719. AN ACT PROVIDING THAT CERTAIN LICENSES FOR THE PURPOSE OF PLACING AND MAINTAINING FILL AND OTHER STRUCTURES OVER CERTAIN TIDEWATERS IN NANTUCKET HARBOR BE IRREVOCABLE.

Be it enacted, etc., as follows:

The licenses and authority to fill or to construct or to reconstruct pile or other structures within and contiguous to so much of the area in Nantucket harbor as is described in the following licenses granted by the department of public works or by any predecessor or other authority having jurisdiction in the matter: — the license granted to the Nantucket Gas and Electric Company on February twelfth, nineteen hundred and twenty-nine, being license No. 984, the license granted to Eben Hutchinson on May third, nineteen hundred and fifty being license No. 3232, the license granted to Hyannis Steamship Company on May thirty-first, nineteen hundred and fifty, being license No. 3240, the license granted to Lawrence Miller on April twelfth, nineteen hundred and fifty-four, being license No. 3621, the license granted to said Lawrence Miller on June first, nineteen hundred and fifty-five, being license No. 3749, the license granted to said Lawrence Miller on December second, nineteen hundred and fifty-seven, being license No. 4026, the license granted to the Island Service Company on December second, nineteen hundred and fifty-seven, being license No. 4027, the license granted said Island Service Company on April twenty-second, nineteen hundred and fifty-eight, being license No. 4081, and the license granted Landon Barnes on October twenty-seventh, nineteen hundred and thirty-six, being license No. 1823, shall, notwithstanding any provision of law to the contrary, be irrevocable; provided, however, that applicable provisions of chapter ninety-one of the General Laws are or have been complied with, and that within ten years after the effective date of this act the commonwealth or any of its political subdivisions shall take any land which has the benefit of such license, the damages recoverable by reason of such taking shall not exceed the actual cost of acquisition of said land by the owner from whom said taking is made together with the cost to such owner of any buildings or improvements thereon, with interest at four per cent annually from the date any such cost was incurred.

Approved September 9, 1966.

Chap. 720. AN ACT RELATIVE TO TRADE-IN OF BOATS UNDER THE LAW IMPOSING A TEMPORARY TAX ON RETAIL SALES.

Be it enacted, etc., as follows:

Section 1 of chapter 14 of the acts of 1966 is hereby amended by inserting after subsection 26 the following subsection: —

Subsection 26A. Trade-in of Boats. — Where a trade-in of a boat is received by a dealer in boats holding a valid vendor's registration, upon the sale of another boat to a consumer or user, the tax shall be imposed only on the difference between the sale price of the boat purchased and the amount allowed on the boat traded in on such purchase. When any such boat traded in is subsequently sold to a consumer or user, the tax provided for in this subsection shall apply.

Approved September 9, 1966.

Chap. 721. AN ACT DIRECTING ESSEX COUNTY TO PAY A SUM OF MONEY TO WILLIAM E. SPEARS OF DANVERS AND TO GEORGE H. CHANSKY OF BEVERLY.

Be it enacted, etc., as follows:

Notwithstanding the provisions of any general or special law to the contrary, there shall be paid out of the Essex county treasury from any available funds to William E. Spears of the town of Danvers the sum of one hundred and ninety-five dollars, and to George H. Chansky of the city of Beverly the sum of one hundred and thirty-eight dollars for services rendered by them as justices of the peace for the period from July first, nineteen hundred and sixty-four to December thirty-first, nineteen hundred and sixty-four. *Approved September 9, 1966.*

Chap. 722. AN ACT PROVIDING THAT CERTAIN LICENSES TO BE GRANTED BY THE DEPARTMENT OF PUBLIC WORKS TO FILL, AND MAINTAIN EXISTING FILL OR STRUCTURES IN CERTAIN TIDEWATERS IN THE EAST BOSTON DISTRICT OF THE CITY OF BOSTON BE IRREVOCABLE.

Be it enacted, etc., as follows:

All licenses hereafter granted by the department of public works to fill or maintain existing fill or to erect or to maintain structures or do other work on the following two parcels of land in the East Boston district of the city of Boston, bounded and described as follows: — *First parcel,* Northeasterly on Sumner Street, 185 feet, northwesterly on a common line, 674 feet, as shown on a plan referred to as "north ferry" of the City of Boston, southwesterly on the harbor line or the line limiting the ownership of the Grantor in that direction 219.60 feet and southeasterly on land now or formerly of Henry Pigeon and others 792.31 feet, containing 135,633 square feet, more or less; *Second parcel,* Northeasterly by Sumner Street 95.18 feet, southeasterly by land of the United States 711 feet, more or less, southwesterly by the Massachusetts harbor line as established by chapter 124 of the Acts of 1949, 220 feet, westerly by a line 204 feet, more or less, northwesterly by a line 188 feet, southwesterly by a line 13.82 feet, northwesterly by a line 207 feet, containing 92,850 square feet, more or less, shall, notwithstanding any provision of general or special law to the contrary, be irrevocable; provided, however, that applicable provisions of chapter ninety-one of the General Laws are complied with, that the payment of compensation for the assessment of tidewater displacement shall include any legal, engineering or other expense incurred by the commonwealth in connection therewith, and that if the commonwealth or any of its political subdivisions shall take, within ten years after each such license is granted, any land which has the benefit of such license, the damages recoverable by reason of such taking shall not exceed the cost of acquisition of such land by the owner from whom the taking is made together with the cost to such owner of any buildings or improvements thereon, with interest at four per cent annually from the date any such cost was incurred.

Approved September 9, 1966.

Chap. 723. AN ACT REDUCING THE REGISTRATION FEES OF GASOLINE DRIVEN MOTOR VEHICLES USED FOR THE TRANSPORTATION OF GOODS, WARES AND MERCHANDISE.

Be it enacted, etc., as follows:

Subdivision (1) of section 33 of chapter 90 of the General Laws, as amended by section 12 of chapter 679 of the acts of 1965, is hereby further amended by striking out, in line 6, the word "six" and inserting in place thereof the word: — five, — and by striking out, in line 9, the word "twenty-four" and inserting in place thereof the word: — twenty.

Approved September 9, 1966.

Chap. 724. AN ACT RELATIVE TO STATE REIMBURSEMENT TO CITIES AND TOWNS FOR STUDENTS ENROLLED IN CERTAIN EXTENDED COURSES OF STUDY.

Be it enacted, etc., as follows:

Chapter 71 of the General Laws is hereby amended by striking out section 78, as most recently amended by section 61 of chapter 14 of the acts of 1966, and inserting in place thereof the following section: —

Section 78. Expenditures for extended courses maintained under sections seventy-five to seventy-seven, inclusive, which have been approved by the commissioner as to organization, location, equipment, courses of study and conditions of admission, shall be reimbursable under chapter seventy for each student enrolled in such courses in the same manner as each city or town is reimbursed for each school attending child.

Approved September 9, 1966.

Chap. 725. AN ACT AUTHORIZING THE APPOINTMENT OF KENNETH R. BOUDAH, A MEMBER OF THE CITY COUNCIL OF THE CITY OF NORTHAMPTON, AS A JUNIOR BUILDING CUSTODIAN IN THE SCHOOL DEPARTMENT OF SAID CITY.

Be it enacted, etc., as follows:

SECTION 1. Notwithstanding the provisions of section eight of chapter thirty-nine of the General Laws or any other provision of law to the contrary, Kenneth R. Boudah of said city may be appointed to the school department of said city as a junior building custodian; provided, however, that such appointment is made in accordance with the civil service law and rules and that he resigns as a member of the city council of said city.

SECTION 2. This act shall take effect upon its acceptance by the city of Northampton.

Approved September 9, 1966.

Chap. 726. AN ACT PROVIDING FOR THE APPOINTMENT OF ACACIO MOURA AND CHESTER J. PARZYCH AS PERMANENT INTERMITTENT PATROLMEN IN THE TOWN OF LUDLOW.

Be it enacted, etc., as follows:

Notwithstanding the provisions of any law to the contrary, upon the acceptance of the provisions of this act by a majority vote of the board

of selectmen of the town of Ludlow, Acacio Moura and Chester J. Parzych, who have served as temporary intermittent partolmen in said town from nineteen hundred and sixty-three to nineteen hundred and sixty-six, shall become permanent intermittent patrolmen in the police department of said town, and shall be entitled to all the rights of such position. *Approved September 9, 1966.*

Chap. 727. AN ACT PROVIDING THAT TITLE TO CERTAIN TIDELANDS OF THE COMMONWEALTH LOCATED IN THE CHARLESTOWN DISTRICT OF THE CITY OF BOSTON SHALL VEST IN THE BOSTON REDEVELOPMENT AUTHORITY.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to have the title in certain tidelands located in the Charlestown district of the city of Boston vest in the Boston Redevelopment Authority forthwith so as to allow said Authority to proceed as expeditiously as possible with an urban renewal project in said district, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public welfare and convenience.

Be it enacted, etc., as follows:

SECTION 1. The following area containing tidelands is located in the Charlestown urban renewal area as provided in an urban renewal plan approved by the division of urban renewal in the department of commerce and development under chapter one hundred and twenty-one of the General Laws for that part of the city of Boston known as Charlestown and is described as follows: — Beginning at a point described by the intersection of the northerly sideline of Medford Street and the westerly sideline of Terminal Street;

Thence proceeding in a generally northeasterly and easterly direction along the westerly and northerly sidelines of Terminal Street to the intersection with the extended easterly property line of Wiggins Terminal, Inc., 50 Terminal Street;

Thence proceeding in a generally northeasterly direction along the easterly property line of said Wiggins Terminal, Inc., to the Mystic River U. S. Pierhead Line;

Thence turning and running in an easterly direction along the Mystic River U. S. Pierhead Line to a point intersection with the extended westerly sideline of the U. S. Gypsum Company, 600 Chelsea Street;

Thence turning and running in a generally southerly and southwesterly direction along the westerly sideline of the said U. S. Gypsum Company property to the southerly sideline of said property;

Thence turning and running in a generally easterly direction along the southerly sideline of said U. S. Gypsum property and a line running from said southerly sideline to the easterly sideline of Chelsea Street;

Thence turning and running in a generally southwesterly direction along the easterly side of Chelsea Street to its intersection with the extended southerly sideline of Terminal Street;

Thence turning and running in a generally westerly direction by various courses and distances along the southerly sideline of Terminal Street to a point where said sideline turns in a generally southwesterly direction;

Thence proceeding in said southwesterly direction along the easterly sideline of Terminal Street to a point which intersects the northerly sideline of Medford Street;

Thence turning and running in a westerly direction across Terminal Street to a point which intersects the westerly sideline of Terminal Street and the northerly sideline of Medford Street, which is the point and place of beginning.

SECTION 2. On October third, nineteen hundred and sixty-six, all right, title and interest of the commonwealth in and to the tidelands within the area described in section one shall vest in the Boston Redevelopment Authority, hereinafter called the Authority; provided, that, before said date, the Authority files in the registry of deeds for Suffolk county a certificate by the Authority that a loan and grant contract under the Federal Housing Act of 1949, as amended, for the Charlestown urban renewal project has been executed, and gives written notice of such filing to the state department of public works, hereinafter called the department. Such certificate shall include a copy of section one. Upon receipt of notice of the filing of such certificate, the department shall engage at the expense of the Authority a real estate expert to appraise the value of the right, title, and interest of the commonwealth vesting in the authority under this section, and said appraiser shall file his appraisal within one year from the date of his appointment. The department, after consideration of such appraisal, shall recommend to the governor an amount which in its opinion constitutes just compensation for the right, title and interest so vesting. The governor, after considering such appraisal and such recommendation, shall determine the amount to be paid to the commonwealth therefor. No license to fill or maintain a structure within the area described in section one shall thereafter be approved by the Authority until the amount determined by the governor to be paid to the commonwealth has been paid in full by the Authority.

SECTION 3. From the time the certificate provided for by section two is filed in the registry of deeds for Suffolk county until January first, nineteen hundred and seventy-two, no license to fill or maintain fill or erect or maintain a structure within the area described in section one shall be granted by the department unless the application therefor is approved in writing by the Authority nor unless the license is subject to such conditions, if any, as the Authority may prescribe in its approval and, if it is a license to build a structure or to do other work in, over or under the waters in said area, subject to the further condition that such license shall expire in five years from its date, except as to valuable structures, fillings or enclosures actually and in good faith built or made under such license during the term thereof. Notwithstanding the provisions of section fifteen of chapter ninety-one of the General Laws, and subject to such conditions as may be imposed by the Authority as aforesaid, every license granted with the approval of the Authority, between the time the certificate provided for by section two is filed as therein provided and January first, nineteen hundred and seventy-two, shall be irrevocable. The department may execute and deliver a certificate in form suitable for recording as to the completion of any structure or filling pursuant to any such license issued by it, and the register of deeds for Suffolk county shall accept the same for recording and make a marginal reference thereto upon the record of the appropriate license upon

payment of the fee prescribed in chapter two hundred and sixty-two of the General Laws.

SECTION 4. The amount of tidewater, displaced or to be displaced by any structure below highwater mark or by any filling of flats, shall be ascertained by the department which shall require the licensee to pay to the commonwealth before the license shall become effective such amount, if any, as shall be assessed by the department with respect to such displacement, in accordance with the provisions of chapter ninety-one of the General Laws, and each such license granted by the department shall contain a recitation that such assessment has been made and payment received.

SECTION 5. Nothing herein shall affect or impair the powers and responsibilities of the department with respect to tidewaters within any portion of the area covered by such plan which is not subject to a license granted as provided in section three. *Approved September 12, 1966.*

Chap. 728. AN ACT ESTABLISHING A FLAT EXEMPTION OF A CERTAIN SUM OF MONEY DUE FOR TAXES BY CERTAIN ELDERLY PERSONS.

Be it enacted, etc., as follows:

Section 5 of chapter 59 of the General Laws is hereby amended by striking out clause Forty-first, as most recently amended by section 1 of chapter 419 of the acts of 1966, and inserting in place thereof the following clause: —

Forty-first, Real property, to the amount of four thousand dollars or the sum of three hundred and fifty dollars of actual taxes due, whichever is the greater, of a person seventy years of age or over and occupied by him as his domicile, or of a person who owns the same jointly with his spouse, either of whom is seventy years of age or over, and occupied by them as their domicile or of a person seventy years of age or over who owns the same jointly or as a tenant in common with a person not his spouse and occupied by him as his domicile; provided (A) that such person (1) has been domiciled in the commonwealth for the preceding ten years, (2) has owned such real property either individually, jointly, or as a tenant in common, for the preceding five years, or, if such person has not so owned such real property for the preceding five years consecutively, has so owned and occupied as his domicile such real property and other real property in the commonwealth, for the preceding five years consecutively; and (3) had, in the preceding year, a net income from all sources both taxable and nontaxable of less than four thousand dollars or, if married a combined net income from all sources both taxable and nontaxable with his spouse of less than five thousand dollars, (B) that the total assessed value of all real property owned by such person or his spouse, or by them jointly, does not exceed twenty thousand dollars and (C) that, in the case of real estate owned by a person jointly or as a tenant in common with a person not his spouse, the amount of his exemption under this clause shall be that proportion of four thousand dollars or the sum of three hundred and fifty dollars of actual taxes due, whichever is the greater, which the amount of his interest in such property bears to the whole tax due, provided no exemption shall be granted to any joint tenant or tenant in common unless the combined net income

from all sources both taxable and nontaxable of such joint tenants or tenants in common and their respective spouse is less than five thousand dollars. In computing the net income of an applicant for exemption under this clause any payments received by him under the federal social security law shall not be considered as income.

Approved September 12, 1966.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, October 19, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience requires that the law being Chapter 728 of the Acts of 1966, entitled "An Act Establishing a Flat Exemption of a certain Sum of Money Due for Taxes by certain Elderly Persons." and the enactment of which received my approval on September 12, 1966, should take effect forthwith.

Postponement of the effective date of this act for 90 days would tend to defeat its purpose in view of the fact that applicants would thus have only a few days for making application since, by law, applications must be made before December 15.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, October 19, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at three o'clock and fifty-three minutes, P.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter seven hundred and twenty-eight of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 729. AN ACT TO PROTECT EMPLOYMENT APPLICANTS.

Be it enacted, etc., as follows:

Chapter 140 of the General Laws is hereby amended by striking out sections 46A to 46R, inclusive, inserted by section 1 of chapter 670 of the acts of 1964, and inserting in place thereof the following eighteen sections: —

EMPLOYMENT AGENCIES.

Section 46A. As used in this section and in sections forty-six B to forty-six R, inclusive, the following words shall have the following meanings: —

"Commissioner", the commissioner of labor and industries.

"Employment agency", any person who conducts in whole or in part an agency for the purpose of procuring or attempting to procure help or employment or engagements or for the registration of persons seeking such help employment or engagement or for giving information as to where and of whom such help, employment or engagement may be procured, where a fee is exacted or attempted to be collected for such service.

"Fee", (*a*) Any money or other valuable consideration paid or promised to be paid for services rendered or to be rendered by any person conducting an employment agency under this chapter.

(*b*) the difference between the amount of money received by any person who furnishes employees and the amount paid by him to such employee.

"Recruiting domestic employment agency", any agency which, for a fee, procures or attempts to procure, from outside the commonwealth but within the United States one or more employees to do domestic or household work in the commonwealth.

"Emigrant agent", any person who, on behalf of an employment agency and for a fee, procures or attempts to procure domestic or household employment in the commonwealth for persons outside the commonwealth seeking such employment, or domestic or household employees from outside the commonwealth for employers in the commonwealth seeking the services of such employees.

"Placement employee", any placement manager, placement director, counsellor, interviewer, or any other person employed by an employment agency who spends a substantial part of his time interviewing, counselling or conferring with job applicants.

"Person", any individual, company, society, association, corporation, manager, contractor, subcontractor, or their agents or employees but shall not include any labor organization, as defined in section two of chapter one hundred and fifty A; nor any agency operated by a religious, charitable, nonprofit organization or accredited educational institution no part of the earnings of which inures to the benefit of any private shareholder or individual; nor any agency operated by the federal, state or municipal governments; nor any person validly licensed pursuant to section one hundred and eighty C; provided, however, the provisions of sections forty-six L through forty-six O, inclusive, shall apply to such person.

"Applicant", any applicant for employment residing within the United States.

Section 46B. Notwithstanding the other provisions of this chapter no person shall open, keep, maintain, carry on, or advertise any employment agency unless he has been issued a license therefor under section forty-six D from the commissioner; provided, however, that a license validly issued pursuant to section one hundred and eighty C shall suffice for the purposes of this section. Such license shall be posted in a conspicuous place in each employment agency conducted by such person. Licensing of theatrical booking agents, personal agents and managers shall be governed by sections one hundred and eighty A to one hundred and eighty G, inclusive.

Section 46C. Any person desiring to obtain a license to establish, conduct or keep an employment agency shall make application for such

license to the commissioner. Such application shall be made by the owner or owners of the employment agency, and if the employment agency is owned by a corporation, such application shall be made by the president and treasurer thereof. Each application shall be in writing and in a form prescribed by the commissioner, and shall contain the name and address of the applicant; the name under which the employment agency is to be conducted; the street and number of the building or place where the business is to be conducted; the former business or occupations of the applicant; the name and address of the individual who will actually direct and operate the placement activities of the agency, whether such individual be the applicant or another; the length of time such individual has spent as a placement employee; a description of the duties of such individual as a placement employee. Such application shall be accompanied by samples or accurate facsimiles of each and every form which the applicant for a license will require applicants for employment to execute, and such forms shall be approved by the commissioner before a license may be issued. The commissioner shall not approve any such form unless it fairly, clearly and fully represents the contractual terms and conditions between the proposed employment agency and an applicant for employment. Each application for a license shall be accompanied by the affidavits of two reputable residents of the commonwealth that the applicant is a person of good moral character.

Section 46D. Upon the receipt of an application for such license, the commissioner shall cause the name and address of the applicant, the name under which the employment agency is to be conducted and the street and number of the place where it is to be conducted to be posted in a conspicuous place in his office. The commissioner shall within one week cause to be inserted in a newspaper of general circulation in the city or town in which the agency will be located notice of such application stating the time and place for a hearing on such application. Notice thereof by mail shall be given to each licensed employment agency in the city or town in which the applicant's office is to be located or in any city or town contiguous thereto. The commissioner shall investigate or cause to be investigated the character and responsibility of the applicant and shall examine or cause to be examined the place in which the applicant proposes to conduct such agency. Within one week after such application is so posted, published and notice thereof sent, any person may file a written protest against the issuance of such license, which protest shall be signed by the person filing the same or his authorized agent or attorney, and shall state the reasons why the said license should not be issued. The commissioner shall appoint a time and place for a hearing of such application, and shall give at least five days' notice thereof to the applicant and to any person filing such protest, provided however, that for a person licensed on January first, nineteen hundred and sixty-six to keep an intelligence office under the provisions of section forty-two, the commissioner need not conduct such a hearing unless a written protest is received concerning the application. The commissioner may administer oaths, subpoena witnesses and take testimony in respect to the matters contained in such application and protest and may receive evidence in the form of affidavits pertaining to such matters. If after such investigation, examination or hearing the commissioner finds the applicant is not a person of good character or responsibility; that he or the individual who will actually direct and operate the place-

ment activities of the employment agency has not had at least two years' experience as a placement employee, or as a person engaged in personnel management, or in related activities which similarly tend to establish the competence of such individual to operate the placement activities of the agency; that the individual who will actually direct and operate the agency does not have a knowledge and understanding of the provisions contained in sections forty-six A to forty-six R, inclusive; or that the place where the employment agency is to be conducted is not suitable therefor; or that the applicant has not complied with the provisions of section forty-six C, the said application shall be denied and a license shall not be granted. Each application shall be granted or denied within forty days from the date of its filing. Any license issued hereunder by the commissioner shall be in full force and effect until one year following the date thereof, unless sooner revoked or suspended. Each license shall be renewed upon payment of the annual license fee and posting of the penal bond. No license shall be issued by the commissioner if the place in which the business of the employment agency is to be conducted is a room used for living purposes or where boarders or lodgers are kept or where meals are served or where persons sleep or in connection with a building or premises where intoxicating liquors are sold to be consumed on the premises, excepting cafes and restaurants in office buildings.

Section 46E. A license issued under section forty-six D shall not be assigned or transferred without the prior written approval of the commissioner. Application for such approval shall be made in the same manner as an application for a license, as provided in sections forty-six C and forty-six D. The location of an employment agency shall not be changed without the prior written consent of the commissioner and such change of location shall be endorsed upon the license. More than one such license may be issued to the same person. If an applicant desires to establish or keep an employment agency at more than one location, he must apply for a license for each location at which he intends to conduct said employment agency, as provided in section forty-six C.

Section 46F. Each person licensed under section forty-six D to carry on the business of an employment agency shall before such license issues pay to the commissioner a license fee of sixty dollars if such employment agency has less than five placement employees, and a fee of one hundred dollars if the agency has five or more such employees. Each licensee shall, before his license is issued or renewed, deposit with the commissioner a bond in a penal sum of three thousand dollars with two or more sureties or a duly authorized surety company, to be approved by the commissioner. The bond shall be payable to the people of the commonwealth and shall be on condition that the licensee will comply with the provisions of sections forty-six B to forty-six R, inclusive, and shall pay all damages occasioned to any person by reason of any misstatement, misrepresentation, fraud or deceit, or any unlawful act or omission of said licensee, his agents or employees, while acting within the scope of their employment, and made, committed or omitted in the business conducted under such license.

Section 46G. All claims or suits brought in any court against a licensee may be brought in the name of the person damaged upon the bond deposited by the licensee. If such licensee has departed from the commonwealth with the intent to defraud his creditors or to avoid the service of

summons in any action brought under this section, or if the presence within the commonwealth of such licensee cannot be discovered by the exercise of reasonable diligence, service shall be made upon the surety and by mailing one copy of the summons to the last known post office address or residence of the licensee within or without the commonwealth and a copy of the summons to the place where he conducted such employment agency as shown by the records of the commissioner.

Section 46H. Each licensee shall keep a register or other record-keeping device approved by the commissioner, in which shall be entered under the penalties of perjury the date of each application for employment and the name and address of each applicant, a file designation for each such applicant, and the name and address of a former employer of the applicant, or of a person to whom such applicant is known. The license shall also enter in the same register or shall enter under the penalties of perjury in a separate register, approved by the commissioner, the name and address of every employer from whom a fee is received or charged, the date of such employer's request or assent that applicants be furnished, the kind of position for which applicants are requested, the names of the applicants sent, the total amount of the fee received or charged, and the rate of salary or wages agreed upon. Each licensee shall keep complete and accurate written records of all receipts and income received or derived directly from the operation of his employment agency. Each licensee or his duly authorized agent or employee shall communicate with at least one of the persons given as reference by an applicant for domestic or household work and the result of such communication shall be kept on file in such agency for a period of at least three years. Every register shall be retained on the premises of the agency concerned for three years following the date of the last entry therein. Each employment agency shall also enter into its register the last home address; the name and address of the emigrant agent, if any, through whom such applicant was obtained; the name and address of all persons to whom the employment agency has made payments in connection with the recruitment of the applicant, and the amounts of such payments; and the total charges made in the employment agency to the applicant. Said charges shall be separately stated by such agency and shall include: (*a*) charges for transportation, (*b*) other charges and (*c*) the agency fee.

Each recruiting domestic employment agency shall furnish the commissioner on the first Wednesday of each month, in writing, the following information with respect to each out-of-state resident engaged as a domestic or household employee and placed by that agency during the preceding month: (*a*) the name, and out-of-state home address of the applicant and the file designation assigned to the applicant by the agency; (*b*) the rate of wage to be paid the applicant, and an itemization of all charges which the employment agency has made to the applicant for its services; and (*c*) the name and address of any emigrant agent, or other person or organization to whom the employment agency has made any payment, or who or which helped recruit the applicant.

Section 46I. Each employment agency shall furnish in writing each applicant for employment: (1) information as to the name and address of the person for whom the applicant is to apply for such employment, the kind and character of the employment, the anticipated rate of wages or compensation, the agency fee, whether such employment is

permanent or temporary, the name and address of the person authorizing the hiring of such applicant, and the estimated cost of transportation if the services are required outside of the town where such agency is located; and the total fee to be exacted by the employment agency from the applicant, provided that nothing in this paragraph shall be construed to prohibit a licensed employment agency from directing an applicant to employment by telephone, but such telephone message shall comply with the disclosure requirements of this paragraph and shall be, within one day, confirmed in writing by the employment agency and sent to the applicant; a carbon copy of such confirmation shall be kept by the employment agency for a period of at least one year; (2) a true copy of every contract executed between it and such applicant, which shall have printed thereon or attached thereto a copy of section forty-six L; and (3) a receipt for every charge made by the employment agency to the applicant and which the applicant has paid.

The original or duplicate original copy of each such contract and a duplicate receipt for any charges by the employment agency to the applicant shall be retained by the employment agency for three years following the date on which the contract is executed or the payment is made, and shall be made available for inspection by the commissioner or his duly authorized agent or inspector, upon his request.

Section 46J. Each recruiting domestic agency, which directly or indirectly engages or uses the services of an emigrant agent, shall furnish the commissioner a list containing the name and address of all emigrant agents from whom it accepts job applicants. If such emigrant agents are required to be licensed in the places in which they recruit employees, no employment agency, directly or indirectly, shall accept applicants from other than duly licensed emigrant agents.

Each recruiting domestic employment agency which is responsible, directly or indirectly, for bringing into the commonwealth applicants from out of the commonwealth but within the United States and which has arranged for their transportation to the city or town in the commonwealth where the agency is licensed to conduct business shall provide that the transportation of such applicants be by duly licensed common carriers of passengers.

Each recruiting domestic employment agency responsible for bringing into the commonwealth an applicant for employment from out of the commonwealth but within the United States shall provide at its own expense suitable lodging and meals for any such applicant who is not placed in employment the day he arrives at the office of the employment agency from the time he reports at such agency until he is placed, or is returned to the place from which he was recruited, or is given the option of returning to such place as hereinafter provided.

Each recruiting domestic employment agency responsible for bringing into the commonwealth an applicant for employment from out of the commonwealth but within the United States shall provide the return fare and reasonable allowance for one day's meals to any such applicant who was not placed in employment, or who was placed in employment and said employment terminated within thirty days thereafter and who is without employment and desires to return to the place from which he was recruited.

The bond required to be deposited under section forty-six F shall secure performance of the provisions of the preceding two paragraphs.

No domestic recruiting employment agency shall bring into the commonwealth any applicant for employment without the commonwealth but within the United States unless and until such agency has given such applicant a written statement, or a form approved by the commissioner showing the nature and duties of the job for which the applicant is recruited, the anticipated wages, the amount of the agency fee, the amount for transportation that the applicant will have to repay if such amount has been advanced by the agency, and the amount of any other advances or charges. Such statement shall indicate when such amounts are payable to the agency. A copy of such statement shall be kept on file by the agency, and the copy shall have indicated on it the date when, and by whom, the original statement was given to the applicant.

Section 46K. An employment agency shall not engage in any of the following activities or conduct:

(1) Publish or cause to be published any false, fraudulent or misleading information, representation, promise, notice or advertisement;

(2) Advertise in newspapers or otherwise, or use letterheads or receipts or other written or printed matter, unless such advertising or other matter contains the name and address of the employment agency and the word "agency" or other language which clearly shows that the advertiser is an employment agency, employment consultant, personnel consultant, employment counsellor or other person who conducts an employment agency.

(3) Direct an applicant to an employer for the purpose of obtaining employment without having first obtained a recent bona fide order therefor; provided, that a qualified applicant may be directed to an employer who has previously requested that he regularly be accorded interviews with applicants of certain qualifications if a confirmation of the order is sent to the employer; and provided, further, that an employment agency may attempt to sell the services of an applicant to an employer from whom no job order has been received as long as this fact is told to the applicant before he is directed to the employer. Any applicant who is referred to an employer contrary to the provisions of clause (3) without obtaining employment thereby shall be reimbursed by the employment agency for all ordinary and necessary travel expenses incurred by the applicant as a result of such referral, within twenty-four hours of making a demand therefor;

(4) Send or cause to be sent any person to any employer where the employment agency knows, or reasonably should have known, that the prospective employment is or would be in violation of state or federal laws governing minimum wages or child labor or in violation of the law relating to compulsory education;

(5) Send or cause to be sent any person to any place which the employment agency knows or reasonably should have known is maintained for immoral or illicit purposes; nor send or cause to be sent any female to any place which the employment agency knows or should have known permits persons known to be prostitutes, gamblers or procurers or intoxicated persons to frequent such place;

(6) Compel any person to enter such agency for any purpose by use of force or otherwise;

(7) Require applicants for employees or employment to subscribe to any publication or incidental service or contribute to the cost of advertising;

(8) Refuse to return on demand of an applicant any baggage or personal property belonging to such applicant;

(9) Send or cause to be sent any applicant to any place which the agency knows or should know is on strike unless the fact of such strike is told to the applicant;

(10) Solicit, persuade, induce or attempt to induce any employee to leave an employment if such soliciting, persuading or inducing is for the purpose of securing a new fee from such employee, providing that nothing herein shall prohibit notifying an applicant that a position exists where the applicant has requested the agency to place him;

(11) Divide or share, or offer to divide or share, service fees with employer clients; or

(12) Solicit, persuade, induce or attempt to induce any employer to create a vacancy by discharge.

Section 46L. (A) An employment agency shall not charge to or accept from an applicant a fee or other consideration unless in accordance with the terms of a written contract with a job applicant and unless such agency has been responsible for referring such job applicant to an employer or such employer to a job applicant and where as a result thereof such job applicant has been employed by such employer.

(B) No fee shall be charged or accepted for the registration of applicants for employees or employment.

(C) The total fee charged to the job applicant shall not exceed the amounts enumerated in the schedule filed with the commissioner, of placement fees to be charged for any service rendered to persons seeking employment and each licensee shall adhere thereto in charging for such services. No change of the placement fee schedule shall be effective until thirty days after the filing thereof with the commissioner.

The commissioner shall establish or otherwise approve the maximum fee which employment agency may, directly or indirectly, charge any applicant for placement in employment as a domestic or household worker. The commissioner may establish the maximum fee from time to time on the basis of changed conditions and facts. Before establishing or otherwise approving or reestablishing such maximum fee, the commissioner shall investigate the economic conditions and other factors relating to the business of employment agencies, shall ascertain the pertinent facts necessary to establish maximum fee schedules, and shall conduct at least one public hearing for such purposes. At such hearing, licensed persons and other persons interested shall be given an opportunity to be heard and to submit evidence with respect thereto. The commissioner shall give notice of each such hearing to all licensed persons and other persons in the manner specified by clause (1) of section two, chapter thirty A.

Eighteen dollars of the weekly wage of such an employee shall be exempt from the payment of any fee or charge authorized to be assessed under this section.

Section 46M. Any employment agency which collects, receives or retains a fee, deposit or other payment, contrary to or in excess of the

provisions of section forty-six L, shall return the excess portion thereof within seven days of the receipt of a demand therefor.

Section 46N. An employment agency other than one recruiting domestic employees shall contract in writing with the applicant (employee) for services in securing employment for the payment by the applicant of a service fee, in an amount mutually agreed upon between the applicant and such employment agency, and shall file with the commissioner for approval a sample copy of the agreement to be entered into between the applicant and the employment agency. The licensee or his authorized representative shall verbally make clear to the applicant the terms and conditions of the contract, with particular emphasis upon the fee to be paid for services to be rendered. Every applicant shall be given a copy of the contract he has entered into or is to enter into with the employment agency, and such contract shall carry the statement

"I have thoroughly read my contract with (Name of agency) and accept its terms." (Signature of Applicant)

In addition to the above, the following schedule ranging from $55 a week to $200 a week must be reproduced on cards or paper, the size of which should allow for legible reading. Each applicant must be given a copy complete with service charges indicated beside the weekly salary and a copy signed by the applicant must be retained by the employment agency.

NAME OF AGENCY				ADDRESS OF AGENCY	
Weekly Salary	*Service Charge*	*Weekly Salary*	*Service Charge*	*Weekly Salary*	*Service Charge*
$55.00	$.....	$105.00	$.....	$155.00	$.....
$60.00	$.....	$110.00	$.....	$160.00	$.....
$65.00	$.....	$115.00	$.....	$165.00	$.....
$70.00	$.....	$120.00	$.....	$170.00	$.....
$75.00	$.....	$125.00	$.....	$175.00	$.....
$80.00	$.....	$130.00	$.....	$180.00	$.....
$85.00	$.....	$135.00	$.....	$185.00	$.....
$90.00	$.....	$140.00	$.....	$190.00	$.....
$95.00	$.....	$145.00	$.....	$195.00	$.....
$100.00	$.....	$150.00	$.....	$200.00	$.....

The contract fee must be based only upon the original wage or salary at which the applicant was hired.

Where employment is temporary, the employment agency shall be entitled to an amount equivalent to ten per cent of the gross weekly wages paid or fraction thereof, but in no case where employment is temporary shall a fee be charged in excess of the fee for permanent employment.

Permanent employment shall be defined as employment which in itself is good for ten weeks or more. Temporary employment is employment which in itself is good for less than ten weeks.

When a contract entered into between the employment agency and the applicant for employment clearly stipulates that voluntary resignation from employment or acceptance of employment and failure to report for work by the applicant does not relieve the applicant from paying to the employment agency the same fee he would have paid had he reported for duty or remained in employment for a period of ten weeks or more, then the employment agency shall be entitled to collect the

full service fee, provided the applicant's failure to report for duty or his voluntary resignation is not occasioned by extenuating circumstances. Any question as to what constitutes "extenuating circumstances" shall be decided by the commissioner. Acceptance of other employment shall not fall within the meaning of "extenuating circumstances". Any employee supplied by an employment agency shall be paid at a rate not less than the applicable minimum wage or the applicable collective bargain rate for that position, whichever is greater.

Section 46O. Refunds shall be made by employment agencies under the following conditions:

(*a*) If an applicant furnished employment is discharged within ten days after the time of entering upon such employment and such discharge is not caused by his inability, incompetence, refusal to perform the work required or other fault, the employment agency shall on demand refund to the applicant that portion of the fee paid in excess of the gross wages paid to the applicant.

(*b*) Should it be determined that no employment of the kind applied for was open at the place to which the applicant was directed or as specified by the employment agency and the applicant does not accept any other kind of employment, then all of the fee paid together with cost of transportation in going to and returning from such place of employment shall be refunded. An employment agency shall not be responsible to an applicant or an employer for any expenses incurred in connection with an interview unless the employment agency has failed to truthfully inform the employer and the applicant of facts related to the applicant or employment with which the employment agency is in possession.

(*c*) If an applicant for employment was unable to accept employment or to keep engagement for unavoidable reasons, all of the fee paid shall be refunded.

(*d*) If an applicant for employment was unable to find the place of employment because of insufficient address or directions all of the fee paid is to be refunded.

Section 46P. Each employment agency shall post in a conspicuous place in such agency a copy of sections forty-six A to forty-six O, inclusive, which shall be printed in large type in languages in which persons commonly doing business with such office can understand. Such poster shall also contain the name and address of the commissioner charged with the enforcement of said sections.

Section 46Q. The commissioner, or any duly authorized agent or inspector designated by him, shall have authority to inspect the premises, registers, contract forms, receipt books, application forms, referral forms, reference forms, reference reports, financial and other records of fees charged and refunds made of each employment agent, which are essential to the operation of such agency, and of each applicant for an employment agency license; but in no event shall any employment agency be inspected less frequently than once every six months.

The commissioner may, subject to the provisions of chapter thirty A, establish such rules and regulations as he deems necessary to carry out the provisions of sections forty-six B to forty-six R, inclusive.

Any complaint against any person licensed as an employment agency shall be made to the commissioner by any interested person. The commissioner shall give reasonable notice thereof, not later than five days

thereafter, to said licensed person by serving upon him either personally, by registered mail, at his last place of residence, or by leaving with the person in charge of his office, a concise statement of the facts constituting such complaint. The commission shall hold a hearing on such complaint not later than two weeks from the date of the notice of such complaint. The commissioner when investigating any matter pertaining to the issuance, transfer, revocation or suspension of a license may take such testimony as may be necessary on which to base official action. When taking such testimony he may subpoena witnesses and also direct the production before him of necessary material, books and papers. A calendar of all hearings shall be kept by the commissioner and shall be posted in a conspicuous place in his office for at least one day before the date of such hearings. The commissioner shall render his decision within eight days from the time the matter is finally submitted to him. Said commissioner shall keep a record of all such complaints and hearings.

If such hearings reveal that the employment agency or any employee thereof is guilty of any immoral, fraudulent or illegal conduct in connection with the operation of such agency, or of any violation of the provisions of sections forty-six B to forty-six R, inclusive, the commissioner may suspend or revoke the license of such employment agency. If the commissioner suspends or revokes the license of any employment agency, said action shall be subject to judicial review in proceedings brought pursuant to chapter thirty A. If a license is revoked, another license shall not be issued within three years from the date of such revocation to said licensed person or his representative.

Section 46R. Whoever violates any provision of sections forty-six B, forty-six C, forty-six E, forty-six F, forty-six J, forty-six K, forty-six L, forty-six M, forty-six N and forty-six O shall be punished by a fine of not more than five hundred dollars, or by imprisonment in the house of correction for not more than one year, or both. Whoever violates any provision of sections forty-six H, forty-six I, and forty-six P shall be punishable by a fine of not more than twenty-five dollars. The commissioner may institute proceedings based upon any such violation.

Information secured pursuant to sections forty-six A to forty-six Q shall be confidential and for the exclusive use and information of the commissioner in the discharge of his duties hereunder. Whoever, except with the authority of the commissioner or pursuant to his rules or regulations, or as otherwise required or authorized by law, shall disclose the same, shall be punished by a fine of not more than one hundred dollars or by imprisonment for not more than six months, or both; provided, that nothing herein shall be construed to prevent the commissioner from conducting any investigation or hearing as provided for in said sections. *Approved September 12, 1966.*

RESOLVES.

Chap. 1. RESOLVE REVIVING AND CONTINUING CERTAIN SPECIAL COMMISSIONS.

Resolved, That all special commissions established, continued, or revived and continued, during the year nineteen hundred and sixty-five and required to file final reports not later than the last Wednesday of January in the year nineteen hundred and sixty-six, but which did not so file such reports or which so filed such reports and requested therein that they be revived and continued, are hereby revived and continued; provided, however, that such commissions shall, notwithstanding the provisions of section two A of chapter four of the General Laws, file final reports not later than June first in the current year.

Approved February 16, 1966.

Chap. 2. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO AUTHORIZING THE SECRETARY OF THE COMMONWEALTH TO VALIDATE CERTAIN ACTS OF A TOWN MEETING.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered 521, relative to authorizing and empowering the secretary of state to validate certain acts of a town meeting, and to include its conclusions and its recommendations, if any, in relation thereto, together with drafts of such legislation as may be necessary to give effect to the same, in its annual report for the current year. *Approved March 16, 1966.*

Chap. 3. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO AMENDING PROCEDURE FOR DECLARATORY JUDGMENTS.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered 1243, amending procedure for declaratory judgments, and to include its conclusions and its recommendations, if any, in relation thereto, together with drafts of such legislation as may be necessary to give effect to the same, in its annual report for the current year. *Approved March 27, 1966.*

Chap. 4. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO AUTHORIZING THE COMMONWEALTH, ITS POLITICAL SUBDIVISIONS AND ITS POLITICAL INSTRUMENTALITIES TO ACQUIRE CONSERVATION EASEMENTS.

Resolved, That the judicial council be requested to investigate the subject matter of current senate documents numbered 360, creating conservation easements, so called, and authorizing the commonwealth and its political subdivisions and political instrumentalities to acquire

such easements; 362, authorizing local conservation commissioners to acquire conservation easements; and current house document numbered 1038, to clarify the name in which and manner in which land may be acquired for conservation purposes, and to include its conclusions and its recommendations, if any, in relation thereto, together with drafts of such legislation as may be necessary to give effect to the same, in its annual report for the current year. *Approved March 27, 1966.*

Chap. 5. RESOLVE EXTENDING THE TIME WITHIN WHICH THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO ILLEGAL USE OF ELECTRONIC RECORDING DEVICES, WIRELESS TAPS OR ELECTRONIC TAPS OR SIMILAR DEVICES AND ARRANGEMENTS SHALL COMPLETE ITS INVESTIGATION AND STUDY AND FILE ITS FINAL REPORT, AND INCREASING THE SCOPE THEREOF.

Resolved, That the time within which the special commission established by chapter eighty-two of the resolves of nineteen hundred and sixty-four, and most recently revived and continued under the provisions of chapter one of the resolves of nineteen hundred and sixty-six, shall complete its investigation and study and file its final report is hereby extended to the fourth Wednesday of December, nineteen hundred and sixty-six. Said commission shall, in the course of its investigation and study, consider the manner by which communications by wire, radio and word-of-mouth may be overheard or otherwise intercepted without the knowledge, consent, or authorization of either or all parties to a communication. Said commission may require the attendance and testimony of witnesses under oath, and the production of books, records, contracts, papers, and the instruments by use of which communications by wire, radio, and word-of-mouth may be overheard or otherwise intercepted. *Approved March 31, 1966.*

Chap. 6. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE COMMISSIONER OF ADMINISTRATION RELATIVE TO THE ASSESSMENT OF AN APPROPRIATE SHARE OF THE ADMINISTRATIVE COSTS OF THE COMMONWEALTH AGAINST THAT PART OF AN AGENCY'S ADMINISTRATIVE FUNDS WHICH IS NOT MADE AVAILABLE THROUGH GENERAL APPROPRIATION.

Resolved, That the commissioner of administration is hereby authorized and directed to make an investigation and study of current house document numbered 1557, relative to providing for a determination and assessment of an appropriate share of the administrative costs of the commonwealth against that part of any agency's administrative funds which is not made available through the general appropriation. Said commissioner shall report to the general court the results of his investigation and study and his recommendations, if any, together with drafts of legislation necessary to carry his recommendations into effect by filing the same with the clerk of the house of representatives on or before the first Wednesday in June in the current year.

Approved April 6, 1966.

Chap. 7. RESOLVE IN FAVOR OF FONTAINE BROS., INC.

Resolved, That for the purpose of discharging a moral obligation of the commonwealth, there be allowed and paid out of the state treasury, subject to appropriation, to Fontaine Bros., Inc., the sum of ten thousand eight hundred sixty-nine dollars and thirty-eight cents for materials supplied and labor performed prior to May first, nineteen hundred and sixty-one at the power plant at Monson State Hospital under a contract with the division of building construction, now known as bureau of building construction, being project number M803. No payment shall be made hereunder until there is filed with the comptroller an agreement signed by the said Fontaine Bros., Inc. that said sum is in full satisfaction of any and all claims that it may have against the commonwealth for materials supplied or labor performed prior to May first, nineteen hundred and sixty-one and that the amount, if any, paid or to be paid for legal services in connection with the passage of this resolve shall not exceed ten per cent of said sum. *Approved Aprl 12, 1966.*

Chap. 8. RESOLVE IN FAVOR OF LORENZO LAMBSON OF SOUTHWICK.

Resolved, That, for the purpose of discharging a moral obligation of the commonwealth, and after an appropriation has been made therefor, there shall be allowed and paid out of the state treasury, to Lorenzo Lambson of Southwick, the sum of ten thousand dollars in full settlement of any and all claims of said Lorenzo Lambson for the loss of access to and usage of certain valuable land owned by him and located in Southwick, as a result of the reconstruction by the commonwealth of Route 57 in Southwick and Granville under Contract #9017 dated June twenty-seventh, nineteen hundred and sixty-one, which reconstruction eliminated access to his said land. No payment shall be made hereunder until there has been filed with the comptroller an agreement signed by said Lorenzo Lambson that the amount, if any, paid or to be paid for legal services rendered in connection with the passage of this resolve shall not exceed ten per cent of the maximum amount payable hereunder.
Approved April 13, 1966.

Chap. 9. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO AUTHORIZING THE BRINGING OF CRIMINAL PROCEEDINGS AGAINST CERTAIN CHILDREN FOR MOTOR VEHICLE OFFENSES.

Resolved, That the judicial council be requested to investigate the subject matter of current house document number 1441, relative to authorizing the bringing of criminal proceedings against certain children for motor vehicle offenses, and to include its conclusions and its recommendations, if any, in relation thereto, together with drafts of such legislation as may be necessary to give effect to the same, in its annual report for the current year. *Approved April 18, 1966.*

Chap. 10. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO REQUIRING A HEARING IN A DISTRICT COURT PRIOR TO AN INDICTMENT BY A GRAND JURY OF A PERSON ACCUSED OF CRIME.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered 1618, relative to requiring a hearing in a district court prior to an indictment by a grand jury of a person accused of crime, and to include its conclusions and its recommendations, if any, in relation thereto, together with drafts of such legislation as may be necessary to give effect to the same, in its annual report for the current year. *Approved May 3, 1966.*

Chap. 11. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO GOVERNING THE COMMENCEMENT OF CRIMINAL PROCEEDINGS.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered 2296, relative to governing the commencement of criminal proceedings, and to include its conclusions and its recommendations, if any, in relation thereto, together with drafts of such legislation as may be necessary to give effect to the same, in its annual report for the current year.

Approved May 3, 1966.

Chap. 12. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO EXEMPTING NURSES FROM CIVIL LIABILITY AS A RESULT OF RENDERING CERTAIN EMERGENCY CARE.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered 2680, relative to exempting nurses from civil liability as a result of rendering certain emergency care, and to include its conclusions and its recommendations, if any, in relation thereto, together with drafts of such legislation as may be necessary to give effect to the same, in its annual report for the current year. *Approved May 3, 1966.*

Chap. 13. RESOLVE IN FAVOR OF EDWARD BYRNE OF LOWELL.

Resolved, That for the purpose of discharging a moral obligation of the commonwealth, and subject to appropriation, there be allowed and paid out of the state treasury to Edward Byrne of Lowell, as the commonwealth's share under the teacher training program, the sum of four thousand one hundred and sixty dollars for services rendered from August third, nineteen hundred and sixty-three to June twenty-third, nineteen hundred and sixty-five, as the master of the Washington school in said city in which a teacher training program was conducted during this period. No payment shall be made hereunder until there is filed with the comptroller an agreement signed by said Edward Byrne that the amount, if any, paid or to be paid for legal services in connection with the passage of this resolve shall not exceed ten per cent of this sum.

Approved May 9, 1966.

Chap. 14. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE DEPARTMENT OF PUBLIC WORKS RELATIVE TO THE INSTALLATION OF TRAFFIC LIGHTS AT THE INTERSECTION OF WASSON AVENUE AND MAIN STREET IN THE CITY OF SPRINGFIELD.

Resolved, That the department of public works is hereby authorized and directed to make an investigation and study of the subject matter of current house document numbered 1760, authorizing and directing the department of public works to install traffic lights at the intersection of Wasson avenue and Main street in the city of Springfield. Said department shall report to the general court the results of its investigation and study and its recommendations, if any, together with drafts of legislation necessary to carry said recommendations into effect, by filing the same with the clerk of the house of representatives on or before November thirtieth, nineteen hundred and sixty-six.

Approved May 9, 1966.

Chap. 15. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE DEPARTMENT OF PUBLIC WORKS RELATIVE TO THE CONSTRUCTION OF AN OVERPASS FROM BIRNIE AVENUE TO ROWLAND STREET OVER THE RAILROAD TRACKS AT SAID AREA IN THE CITY OF SPRINGFIELD.

Resolved, That the department of public works is hereby authorized and directed to make an investigation and study of the subject matter of current house document numbered 1759, authorizing and directing the department of public works to construct an overpass from Birnie avenue to Rowland street over the railroad tracks at said area in the city of Springfield. Said department shall report to the general court the results of its investigation and study and its recommendations, if any, together with drafts of legislation necessary to carry said recommendations into effect, by filing the same with the clerk of the house of representatives on or before November thirtieth, nineteen hundred and sixty-six.

Approved May 9, 1966.

Chap. 16. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO MAKING INADMISSIBLE IN EVIDENCE CERTAIN CONFIDENTIAL STATEMENTS BY A STUDENT TO A PSYCHOLOGIST OR CONSULTANT AND PERTAINING TO THE KEEPING OF SCHOOL RECORDS.

Resolved, That the judicial council be requested to investigate the subject matter of current house documents numbered 3200, making inadmissible in evidence certain confidential statements by a student to a psychologist or consultant; and 1383, pertaining to the keeping of school records, and to include its conclusions and its recommendations, if any, in relation thereto, together with drafts of such legislation as may be necessary to give effect to the same, in its annual report for the current year.

Approved May 10, 1966.

Chap. 17. RESOLVE CONTINUING THE INVESTIGATION AND STUDY BY THE DEPARTMENT OF PUBLIC HEALTH RELATIVE TO THE POLLUTION OF ELL POND IN THE CITY OF MELROSE.

Resolved, That the department of public health is hereby authorized and directed to continue the investigation and study authorized by chapter one hundred and eighteen of the resolves of nineteen hundred and sixty-five. Said department shall file its final report not later than the last Wednesday in December, nineteen hundred and sixty-six.

Approved May 12, 1966.

Chap. 18. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE CONSUMERS' COUNCIL RELATIVE TO REQUIRING GAS AND ELECTRIC COMPANIES TO FILE WITH THE DEPARTMENT OF PUBLIC UTILITIES A SCHEDULE OF ANY INCENTIVE OFFERED BY THEM TO OBTAIN BUSINESS.

Resolved, That the consumers' council is hereby authorized and directed to make an investigation and study of the subject matter of current house document numbered 3295, relative to requiring gas and electric companies to file with the department of public utilities a schedule of any incentive offered by them to obtain business. Said council shall report to the general court the results of its investigation and study, and its recommendations, if any, together with drafts of legislation necessary to carry its recommendations into effect, by filing the same with the clerk of the house of representatives on or before the first Wednesday of June, nineteen hundred and sixty-six.

Approved May 18, 1966.

Chap. 19. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE DEPARTMENT OF NATURAL RESOURCES RELATIVE TO THE COMPILATION AND UPDATING OF THE MARINE FISHERIES LAWS OF THE COMMONWEALTH.

Resolved, That the department of natural resources is hereby authorized and directed to make an investigation and study relative to the compilation and updating of the marine fisheries laws of the commonwealth. Said department shall report to the general court the results of its investigation and study, together with its recommendations, if any, and drafts of legislation necessary to carry its recommendations into effect, by filing the same with the clerk of the house of representatives on or before the last Wednesday of December, in the year nineteen hundred and sixty-six. *Approved May 23, 1966.*

Chap. 20. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO PROHIBITING UNAUTHORIZED OPENING OR PUBLISHING OF A LETTER, TELEGRAM OR PRIVATE PAPER.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered 2300, relative to prohibiting unauthorized opening or publishing of a letter, telegram or

private paper, and to include its conclusions and its recommendations, if any, in relation thereto, together with drafts of such legislation as may be necessary to give effect to the same, in its annual report for the current year. *Approved May 23, 1966.*

Chap. 21. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO PROVIDING RELIEF IN CRIMINAL CASES FROM CONVICTIONS OBTAINED AND SENTENCES IMPOSED WITHOUT DUE PROCESS OF LAW.

Resolved, That the judicial council be requested to investigate the subject matter of current senate document numbered 256, relative to providing relief in criminal cases from convictions obtained and sentences imposed without due process of law, and to include its conclusions and its recommendations, if any, in relation thereto, together with drafts of such legislation as may be necessary to give effect to the same, in its annual report for the current year. *Approved May 31, 1966.*

Chap. 22. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO AUTHORIZING POLICE OFFICERS TO ARREST WITHOUT A WARRANT VIOLATORS OF CERTAIN DRUG LAWS.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered 1781, relative to authorizing any police officer to arrest without a warrant any violator of the so-called harmful drug act, and the investigation and study proposed by current house document numbered 2682, relative to revision of laws relating to arrest without a warrant for violation of certain drug laws, and to include its conclusions and its recommendations, if any, in relation thereto, together with drafts of such legislation as may be necessary to give effect to the same, in its annual report for the current year. *Approved May 31, 1966.*

Chap. 23. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO ASSISTING CITIES AND TOWNS IN THE METROPOLITAN PARKS DISTRICT TO PLAN AND DEVELOP THEIR NATURAL RESOURCES AND PROTECT THEIR WATERSHED RESOURCES.

Resolved, That a special commission, to consist of two members of the senate, two members of the house of representatives, the commissioner of the metropolitan district commission, the commissioner of natural resources, and one member to be appointed by the governor from three persons nominated by the Massachusetts Association of Conservation Commissions, is hereby established for the purpose of making an investigation and study relative to the advisability of providing assistance to cities and towns within the metropolitan parks district which desire to plan and develop their natural resources and protect their watershed resources. *Approved May 31, 1966.*

Chap. 24. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE MINIMUM STANDARDS OF FITNESS FOR HUMAN HABITATION ADOPTED BY THE DEPARTMENT OF PUBLIC HEALTH AND THEIR EFFECT ON PROPERTY OWNERS.

Resolved, That a special commission, to consist of three members of the senate, five members of the house of representatives, and four persons to be appointed by the governor, is hereby established for the purpose of making an investigation and study relative to the minimum standards of fitness for human habitation adopted by the department of public health, their effect on property owners and such other matters relative thereto which said commission deems reasonable and proper.

Approved May 31, 1966.

Chap. 25. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO LEASES OF LAND OR BUILDINGS OR BOTH ENTERED INTO BY PUBLIC AGENCIES WITH NONPROFIT INSTITUTIONS.

Resolved, That a special commission, to consist of three members of the senate, five members of the house of representatives, and two persons to be appointed by the governor, is hereby established for the purpose of making an investigation and study relative to leases of land or buildings or both entered into by public agencies with nonprofit institutions.

Approved May 31, 1966.

Chap. 26. RESOLVE FURTHER REVIVING AND CONTINUING THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO ESTABLISHING JUVENILE COURTS, FAMILY COURTS OR JUVENILE OR DOMESTIC RELATIONS DIVISIONS IN THE DISTRICT COURTS.

Resolved, That the special commission, established by chapter one hundred and twenty-nine of the resolves of nineteen hundred and sixty-two, and most recently revived and continued under the provisions of chapter one of the resolves of nineteen hundred and sixty-six, is hereby further revived and continued. *Approved May 31, 1966.*

Chap. 27. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY OF THE LAWS OF THE COMMONWEALTH RELATIVE TO EMINENT DOMAIN.

Resolved, That the special commission, established by chapter one hundred and forty-one of the resolves of nineteen hundred and sixty-five, and revived and continued under the provisions of chapter one of the resolves of nineteen hundred and sixty-six, shall, in the course of its investigation and study, consider the subject matter of current house document numbered 1226, relative to the time of determination of value for the purpose of assessing damages in eminent domain proceedings.

Approved May 31, 1966.

Chap. 28. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE IMPROVEMENT OF THE CHICOPEE RIVER WATERSHED.

Resolved, That a special commission, to consist of two members of the senate, three members of the house of representatives, the commissioner of public works or his designee, the associate commissioner in charge of the division of waterways in the department of public works or his designee, the commissioner of public health or his designee, and six persons to be appointed by the governor, of whom one shall be a resident of the city of Chicopee, one a resident of the city of Springfield, one a resident of the town of Palmer, one a resident of the Three Rivers section and one a resident of the Bondsville section of said town, is hereby established for the purpose of making an investigation and study relative to the improvement of the Chicopee river watershed, with a view to dredging said river, clearing the banks and providing recreational facilities therein. Said commission shall avail itself of any such previous studies by the department of public health. *Approved May 31, 1966.*

Chap. 29. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE COMPENSATION FOR VICTIMS OF VIOLENT CRIMES.

Resolved, That a special commission, to consist of two members of the senate, five members of the house of representatives, and three persons to be appointed by the governor, is hereby established for the purpose of making a comprehensive study of the so-called Good Samaritan law and recent developments in the area of compensation for victims of violent crimes. Said commission shall, in the course of its investigation and study, consider the subject matter of current house documents numbered 730, to provide for the maintenance of jails and houses of correction by the commonwealth; 1117, providing for investigation, study and recommendation by an unpaid special commission relative to establishing compensation for victims of criminal assaults; 2634, establishing the criminal injuries compensation commission; 3010, establishing a special injuries compensation commission providing for indemnity for certain persons helping a person being assaulted and providing a penalty for refusing to help persons being unlawfully assaulted; 3011, providing for an investigation and study by a special commission relative to compensation for crimes of violence; and 3012, establishing a special commission to investigate and study the advisability and means of compensating innocent victims of crime. *Approved May 31, 1966.*

Chap. 30. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO PROVIDING FOR THE ADMISSIBILITY AS EVIDENCE WHERE COMPETENT OF STENOGRAPHIC TRANSCRIPTS OF ADMINISTRATIVE PROCEEDINGS.

Resolved, That the judicial council be requested to investigate the subject matter of current senate document numbered 225, relative to providing for the admissibility as evidence where competent of stenographic transcripts of administrative proceedings, and to include its

conclusions and its recommendations, if any, in relation thereto, together with drafts of such legislation as may be necessary to give effect to the same, in its annual report for the current year.

Approved May 31, 1966.

Chap. 31. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO MAKING IT A CRIME TO OBSTRUCT JUSTICE.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered 984, relative to making it a crime to obstruct justice, and to include its conclusions and its recommendations, if any, in relation thereto, together with drafts of such legislation as may be necessary to give effect to the same, in its annual report for the current year. *Approved May 31, 1966.*

Chap. 32. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO MAKING MOTIONS FOR SUMMARY JUDGMENTS AND AFFIDAVITS APPLICABLE TO DISTRICT COURTS.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered 1222, relative to making motions for summary judgments and affidavits applicable to district courts, and to include its conclusions and its recommendations, if any, in relation thereto, together with drafts of such legislation as may be necessary to give effect to the same, in its annual report for the current year. *Approved May 31, 1966.*

Chap. 33. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO FURTHER DEFINING PROCEDURE FOR SERVICE OF FOREIGN CORPORATIONS.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered 1429, relative to further defining procedure for service of foreign corporations, and to include its conclusions and its recommendations, if any, in relation thereto, together with drafts of such legislation as may be necessary to give effect to the same, in its annual report for the current year.

Approved May 31, 1966.

Chap. 34. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO FURTHER DEFINING PROCEDURE FOR SERVICE OF FOREIGN INSURANCE CORPORATIONS.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered 1428, relative to further defining procedure for service of foreign insurance corporations, and to include its conclusions and its recommendations, if any, in relation thereto, together with drafts of such legislation as may be necessary to give effect to the same, in its annual report for the current year.

Approved May 31, 1966.

Chap. 35. RESOLVE ESTABLISHING A SPECIAL COMMISSION TO INVESTIGATE THE CONSTRUCTION OF RECREATION AREAS IN THE METROPOLITAN DISTRICT.

Resolved, That a special commission, to consist of three members of the senate, five members of the house of representatives, and three persons to be appointed by the governor, is hereby established for the purpose of making an investigation and study of the construction and maintenance of recreation areas in the metropolitan district.

Approved June 1, 1966.

Chap. 36. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION OF THE LAWS OF THE COMMONWEALTH AFFECTING AUCTIONS.

Resolved, That a special commission, to consist of two members of the senate, three members of the house of representatives, two persons to be appointed by the governor, both of whom shall be members of the Massachusetts State Auctioneer's Association, Inc., and one person to be appointed by the attorney general, is hereby established for the purpose of making an investigation and study of the laws of the commonwealth affecting auctions. *Approved June 1, 1966.*

Chap. 37. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE ERECTION OF A STATUE OR OTHER SUITABLE MEMORIAL TO THE LATE JAMES M. CURLEY.

Resolved, That a special commission, to consist of two members of the senate, three members of the house of representatives, and three persons to be appointed by the governor, is hereby established for the purpose of making an investigation and study relative to the erection of a statue or other suitable memorial to the late James M. Curley.

Approved June 1, 1966.

Chap. 38. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMITTEE RELATIVE TO A MURAL IN COMMEMORATION OF COLONEL THOMAS CASS AND THE OFFICERS AND MEN OF THE NINTH REGIMENT OF INFANTRY, AND FOR OTHER PATRIOTIC PURPOSES.

Resolved, That a special committee, to consist of two members of the senate and three members of the house of representatives, is hereby established for the purpose of making an investigation and study relative to a mural in commemoration of Colonel Thomas Cass and the officers and men of the Ninth Regiment of Infantry, Massachusetts Volunteers, and to perpetuate the historical traditions of its successor regiments, the Ninth Regiment of Infantry and the One Hundred and First Regiment of Infantry in peace-time service and in United States service in the Spanish-American War, the Mexican Border Service and in World War I and World War II. Said committee shall also make suitable arrangements for commemorating the services of the Twenty-Eighth

Regiment of Infantry in the Civil War and the Massachusetts Regiment in the Mexican War, and arrange for the official acceptance by the governor, in behalf of the commonwealth, of certain flags carried by the Ninth Regiment in the Spanish-American War, now at the Boston Museum of Fine Arts. Said committee shall report to the general court the results of its investigation and study, and its recommendations, if any, together with drafts of legislation necessary to carry said recommendations into effect, by filing the same with the clerk of the house of representatives on or before the last Tuesday in December, nineteen hundred and sixty-six. *Approved June 1, 1966.*

Chap. 39. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO HARBOR REGULATIONS IN THE COMMONWEALTH.

Resolved, That a special commission, to consist of two members of the senate, three members of the house of representatives, and four persons to be appointed by the governor, of whom one shall be a representative of the Massachusetts Bay Yacht Clubs Association Inc., and one a harbor master of a city or town of the commonwealth, is hereby established for the purpose of making an investigation and study relative to harbor regulations in the commonwealth. Said commission shall in the course of its investigation and study consider the subject matter of senate document numbered 1234 of 1965, the report of the legislative research council relative to harbor regulations. Said commission shall also file its recommendations as to the establishment of qualifications for the appointment of harbor masters. *Approved June 1, 1966.*

Chap. 40. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO CONSTRUCTING NEW COURTHOUSES FOR THE FIRST AND SECOND DISTRICT COURTS OF BARNSTABLE.

Resolved, That a special commission, to consist of one member of the senate, two members of the house of representatives, and four members of the Barnstable County Bar Association to be appointed by the governor, is hereby established for the purpose of making an investigation and study relative to the advisability of constructing and originally equipping new courthouses for the first district court of Barnstable and the second district court of Barnstable in lieu of remodeling, altering and re-equipping the present courthouses of said courts.

Approved June 1, 1966.

Chap. 41. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO LANDSCAPING AND LANDSCAPING MAINTENANCE OF PUBLIC BUILDINGS.

Resolved, That a special commission, to consist of one member of the senate, three members of the house of representatives, the commissioner of administration or his designee, the commissioner of public health or his designee, the commissioner of agriculture or his designee, the commissioner of natural resources or his designee, the dean of the school of agriculture at the University of Massachusetts or his designee, and three

persons to be appointed by the governor, at least one of whom shall be a landscape architect, is hereby established for the purpose of making an investigation and study relative to the landscaping and landscaping maintenance of the state house, state office building and other public buildings.

Said commission shall, in the course of its investigation and study, consider the adequacy of the present system of landscaping and landscaping maintenance of the state house, state office building and other public buildings, the feasibility of using plants grown at the University of Massachusetts' field stations to landscape public buildings, and the advisability of establishing an advisory board to be appointed by the governor for the purpose of advising agencies on landscaping, landscaping care and maintenance. *Approved June 1, 1966.*

Chap. 42. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION OF THE LAWS RELATING TO MUNICIPAL RECORDS AND TO THE MANAGEMENT AND PROTECTION OF SUCH RECORDS OF HISTORICAL VALUE.

Resolved, That a special commission, to consist of two members of the senate, three members of the house of representatives, the secretary of the commonwealth or his designee, the attorney general or his designee, and five persons to be appointed by the governor, of whom one shall be a member of the Massachusetts Selectmen's Association, Inc., one a member of the Town Clerk's Association, one a member of the City Clerks' Association, one a member of The Massachusetts Historical Society, and one a member of the Boston chapter of the American Records Management Association, is hereby established for the purpose of making an investigation and study of the laws of the commonwealth relating to municipal records and of methods of improving the management of such records and of protecting any such records of historical value. *Approved June 7, 1966.*

Chap. 43. RESOLVE PROVIDING FOR AN INVESTIGATION BY THE JUDICIAL COUNCIL RELATIVE TO PROHIBITING CERTAIN EXCULPATORY PROVISIONS IN CONTRACTS FOR THE REPAIR OR IMPROVEMENT OF RESIDENTIAL STRUCTURES.

Resolved, That the judicial council be requested to investigate the subject matter of current house document numbered 2358, prohibiting certain exculpatory provisions in contracts for the repair or improvement of residential structures, and to include its conclusions and its recommendations, if any, in relation thereto, together with drafts of such legislation as may be necessary to give effect to the same, in its annual report for the current year. *Approved June 7, 1966.*

Chap. 44. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE POWERS AND DUTIES OF THE OUTDOOR ADVERTISING BOARD AND CERTAIN OTHER MATTERS CONNECTED THEREWITH.

Resolved, That a special commission, to consist of two members of the senate, three members of the house of representatives, and two persons

to be appointed by the governor, of whom one shall be a representative of the outdoor advertising board, and one a representative of the Massachusetts Roadside Council, is hereby established for the purpose of making an investigation and study of the subject matter of current senate documents numbered 306, requiring that one member of the Outdoor Advertising Authority shall be a mayor or selectman at the time of his appointment; and 307, requiring the approval of cities and towns prior to the issuance of permits for signs by the outdoor advertising division; and of current house documents numbered 822, further regulating the issuance of permits for billboards, signs or other advertising devices by the outdoor advertising board; 823, curtailing the power of the outdoor advertising authority over local municipal authorities; 824, clarifying the powers and duties of the outdoor advertising board; 826, relative to regulation of outdoor advertising in Berkshire County; 1971, requiring hearings of the outdoor advertising board, relative to applications for a permit, be held in the city or town filing objection; 2321, further regulating certain outdoor advertising signs on public property within view of the public way; 2601, requiring the outdoor advertising board to hold public hearings prior to issuance of a billboard license; and 3038, relative to regulation of outdoor advertising in Berkshire County. *Approved June 7, 1966.*

Chap. 45. RESOLVE IN FAVOR OF THE WIDOW OF JAMES E. CURRY.

Resolved, That, for the purpose of discharging a moral obligation of the commonwealth, there shall be allowed and paid out of the state treasury, subject to appropriation, to the widow of James E. Curry, the sum of eight thousand six hundred and seventy-six dollars and forty cents, as compensation for wages lost during such time as he was on leave of absence as a result of criminal charges brought against him arising out of his conduct in his official duties as executive secretary of the board of state examiners of plumbers and for which he was indicted and subsequently acquitted after trial in Suffolk superior court. No payment shall be made hereunder until there is filed with the comptroller an agreement signed by the widow of James E. Curry that the amount, if any, paid or to be paid for legal services in connection with the passage of this resolve shall not exceed ten per cent of said sum.
Approved June 7, 1966.

Chap. 46. RESOLVE FURTHER REVIVING AND CONTINUING CERTAIN SPECIAL COMMISSIONS.

Resolved, That all special commissions, revived and continued under the provisions of chapter one of the resolves of nineteen hundred and sixty-six and which have not filed reports or which filed reports and requested therein that they be revived and continued, are hereby further revived and continued until the last Wednesday of December, nineteen hundred and sixty-six. *Approved June 22, 1966.*

Chap. 47. RESOLVE FURTHER REVIVING AND CONTINUING AND INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO RETARDED CHILDREN AND THE TRAINING FACILITIES AVAILABLE THEREFOR.

Resolved, That the special commission, established by chapter seventy-seven of the resolves of nineteen hundred and fifty-two, and most recently revived and continued by chapter eleven of the resolves of nineteen hundred and sixty-five, is hereby further revived and continued. Said commission shall, in the course of its investigation and study, consider the subject matter of the investigation and study proposed by current house document numbered 3094, relative to new test methods for the discovery of cystic fibrosis. *Approved June 24, 1966.*

Chap. 48. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION OF THE LAWS OF THE COMMONWEALTH REGULATING THE MANUFACTURE, TRANSPORTATION, STORAGE AND SALE OF ALCOHOLIC BEVERAGES.

Resolved, That a special commission, consisting of two members of the senate, three members of the house of representatives, the attorney general or his designee, and five persons to be appointed by the governor, is hereby established for the purpose of making an investigation and study of the laws of the commonwealth regulating the manufacture, transportation, storage and sale of alcoholic beverages.

Approved July 6, 1966.

Chap. 49. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE EXISTING STATE LAWS AND PROGRAMS AFFECTING PERSONS AFFLICTED WITH CHRONIC DISEASES.

Resolved, That a special commission, to consist of two members of the senate, three members of the house of representatives, and three persons to be appointed by the governor, is hereby established for the purpose of making an investigation and study relative to the existing state laws and programs affecting persons afflicted with chronic diseases.

Approved July 6, 1966.

Chap. 50. RESOLVE REVIVING AND CONTINUING THE SPECIAL COMMISSION ESTABLISHED TO PREPARE PLANS AND PROGRAMS FOR THE CELEBRATION IN THIS COMMONWEALTH TO COMMEMORATE THE ONE HUNDREDTH ANNIVERSARY OF THE CIVIL WAR.

Resolved, That the special commission, established by chapter one hundred and thirty-seven of the resolves of nineteen hundred and fifty-eight, is hereby revived and continued. *Approved July 18, 1966.*

Chap. 51. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO THE FINANCING OF POLITICAL CAMPAIGNS.

Resolved, That the special commission, established by chapter eighty-four of the resolves of nineteen hundred and sixty-five, and most recently revived and continued under the provisions of chapter forty-six of the resolves of nineteen hundred and sixty-six, shall, in the course of its investigation and study, consider the subject matter of current senate documents numbered 126, limiting expenditures for election to public office; 129, repealing the provisions of law prohibiting public officers and employees from making contributions to candidates for public office or to the promotion of political objects; and of current house documents numbered 161, further regulating campaign contributions within the commonwealth; 763, permitting business corporations to make political contributions; 952, making further regulations with regard to purchase of advertising by corporations; 1160, further regulating disclosures of campaign contributions and expenditures; 1161, requiring use of a stenographer at state ballot law commission hearings and providing for orders relative to printing of the ballot when remand to the commission is impracticable; 1182, relative to the law requiring the reporting of campaign contributions; 1183, requiring full disclosure of all funds raised in behalf of candidates at fund raising affairs; 1184, establishing the corrupt practice bureau in the office of the state secretary; 1928, further regulating the filing of statements by political committees; 2098, relative to the law requiring the reporting of campaign contributions; and of the investigation and study proposed by 2101, relative to the desirability of revising the law regarding fair campaign practices so it will conform to the federal law on the same subject matter. *Approved July 18, 1966.*

Chap. 52. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO THE AWARDING OF CONTRACTS FOR CONSTRUCTION AND FOR MATERIALS BY COUNTIES, CITIES, TOWNS, AND DISTRICTS IN CASES OF EXTREME EMERGENCY AND OTHER RELATED MATTERS.

Resolved, That the special commission, established by chapter eighty-eight of the resolves of nineteen hundred and sixty-five, and most recently revived and continued under the provisions of chapter forty-six of the resolves of nineteen hundred and sixty-six, shall, in the course of its investigation and study, consider the subject matter of current senate document numbered 536, requiring the Massachusetts Bay Transportation Authority to award certain contracts to the lowest responsible bidder; and of current house documents numbered 51, relative to the bidding procedure on public building construction projects; 92, adjusting the date for the beginning of the accrual of interest on unpaid balances on completed contracts for the construction of public works with the time allowed for the filing of claims of lien by subcontractors and others; 134, relating to the awarding of contracts for construction and for materials by counties, cities, towns and districts in cases of extreme

emergency; 135, relating to the awarding of contracts for repairs to public buildings by counties, cities, towns and districts in cases of extreme emergency; 494, clarifying the procedure for direct payments to subcontractors and material suppliers; 1087, defining the requirements of full competition in the taking of bids on contracts for materials used in construction contracts and to provide for substitutions; 1091, permitting awarding authorities to gain the benefit of the lowest responsible and eligible bids under the statutes regulating competitive bidding in the award of contracts for public building projects; 1092, providing for security for payments to laborers, subcontractors, materialmen and others engaged in public construction; 1093, relative to sub-bids on masonry work upon public building construction; 1094, adjusting the general contract price by the additional cost of the premiums for performance and payment bonds required of general contractors after general bids have been submitted; 1095, bringing the statutory form of subcontract into conformity with standard general contract termination provisions; 1096, clarifying in the bidding procedure statutes for public building projects the requirement that general bidders and sub-bidders "customarily" perform certain work; 1097, reducing to plumbing, heating and electric the number of sub-bids required for public building projects; 1098, requiring performance and payment bonds on public building construction; 1101, relative to the method of payment to subcontractors on contracts for construction, reconstruction, alteration, remodeling, repair or demolition of public buildings and works; 1102, assuring adequate competition in bidding for public building projects; 1332, granting prior payment protection to persons furnishing labor or labor and materials on any construction work; 1333, clarifying the procedure for direct payments to subcontractors; 1334, relative to the enforcement of labor and material bonds for buildings on private lands; 2216, providing for direct payments to subcontractors; and 3042, relative to the acceptance or approval of plans and specifications for the construction, reconstruction, enlargement or alteration of buildings or structures. *Approved July 18, 1966.*

Chap. 53. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO THE FEASIBILITY OF ESTABLISHING A PUBLIC AUTHORITY TO ALLEVIATE THE PROBLEMS OF SOLID WASTE DISPOSAL AND ALL MATTERS RELATIVE THERETO.

Resolved, That the special commission, established by chapter sixty-five of the resolves of nineteen hundred and sixty-five, and most recently revived and continued under the provisions of chapter forty-six of the resolves of nineteen hundred and sixty-six, shall, in the course of its investigation and study, consider the subject matter of current house document numbered 1642, authorizing and directing the metropolitan district commission to form a Metropolitan Boston Solid Wastes Disposal District and to manage, acquire, construct, maintain, and operate facilities for the sanitary disposal of solid wastes originating within the district or adjacent communities.

Approved July 18, 1966.

Chap. 54. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO THE CAUSES OF THE MASSIVE ELECTRICAL POWER FAILURE OF NOVEMBER THE NINTH, NINETEEN HUNDRED AND SIXTY-FIVE AND THE GENERATION, DISTRIBUTION AND COST OF ELECTRICAL ENERGY IN THE COMMONWEALTH, AND RELATED MATTERS.

Resolved, That the special commission, established by chapter one hundred and thirty-nine of the resolves of nineteen hundred and sixty-five, and most recently revived and continued under the provisions of chapter forty-six of the resolves of nineteen hundred and sixty-six, shall, in the course of its investigation and study, consider the subject matter of current house document numbered 2192, prohibiting electric companies from charging demand usage on meter service.

Approved July 18, 1966.

Chap. 55. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO THE INSTALLATION, MAINTENANCE, AND REPAIRING OF CERTAIN APPARATUS AND APPLIANCES OF MUNICIPAL ELECTRIC PLANTS AND CERTAIN ELECTRIC, GAS, ELECTRIC STREET RAILWAY, ELECTRIC RAILROAD AND RAILROAD COMPANIES.

Resolved, That the special commission, established by chapter sixty-one of the resolves of nineteen hundred and sixty-five, and most recently revived and continued under the provisions of chapter forty-six of the resolves of nineteen hundred and sixty-six, shall, in the course of its investigation and study, consider the subject matter of current house document numbered 1510, relative to the installation, maintenance and repairing of certain apparatus and appliances of municipal electric plants, and of certain electric, gas, electric street railway, electric railroad and railroad companies. *Approved July 18, 1966.*

Chap. 56. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY OF THE CAUSES AND POSSIBLE PREVENTION OF THE CURRENT WAVE OF VIOLENCE AND CRIME IN THE COMMONWEALTH.

Resolved, That the special commission, established by chapter one hundred and forty-three of the resolves of nineteen hundred and sixty-five, and most recently revived and continued under the provisions of chapter forty-six of the resolves of nineteen hundred and sixty-six, shall, in the course of its investigation and study, consider the subject matter of the investigation and study proposed by current house document numbered 2785, relative to the incidence and causes of crime in the commonwealth. *Approved July 18, 1966.*

Chap. 57. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY OF THE PROBLEMS OF AIR POLLUTION, NOISES AND OTHER MENACES TO PUBLIC HEALTH AND SAFETY AFFECTING THE AREA SURROUNDING THE GENERAL EDWARD LAWRENCE LOGAN INTERNATIONAL AIRPORT.

Resolved, That the special commission, established by chapter thirty-one of the resolves of nineteen hundred and sixty-five, and most recently revived and continued under the provisions of chapter forty-six of the resolves of nineteen hundred and sixty-six, shall, in the course of its investigation and study, consider the subject matter of the investigation and study proposed by current house document numbered 3016, relative to the effect of the noise of ascending and descending planes on the quality of education in schools located in the path thereof.

Approved July 18, 1966.

Chap. 58. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO THE PROBLEMS OF TAXATION.

Resolved, That the special commission, established by chapter eighty-six of the resolves of nineteen hundred and forty-eight, and most recently revived and continued under the provisions of chapter forty-six of the resolves of nineteen hundred and sixty-six, shall, in the course of its investigation and study, consider the subject matter of the investigation and study proposed by current senate document numbered 567, relative to the net income measure of the business corporation excise; of current senate documents numbered 576, increasing or imposing fees for certain registrations, documents, or services; 580, imposing an additional excise of one per cent on certain investment income of insurance companies; 585, revising the method of taxing alcoholic beverages; 599, placing a five per cent tax on trading stamps as premiums; of the investigation and study proposed by current house document numbered 1345, relative to the centralized collection, by the commonwealth, of property taxes on industrial plants and redistribution among neighboring municipalities according to a formula of need; and of current house documents numbered 1348, increasing certain taxes of insurance companies and savings banks; 1539, providing for the taxation of stock transfers; 1540, placing a five per cent tax on trading stamps as premiums; 2226, imposing a tax on chain stores; of the investigation and study proposed by 2230, relative to the tax structure in the commonwealth; of the investigation and study proposed by 2384, relative to a different method of raising tax revenues on a state and local level; and 2543, making certain corrections in the law regarding the taxation of partnerships, associations and trusts with transferable shares.

Approved July 18, 1966.

Chap. 59. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE REGULATION AND CONTROL OF THE OPERATION OF MOTORCYCLES.

Resolved, That a special commission, consisting of two members of the senate, four members of the house of representatives, and three

persons to be appointed by the registrar of motor vehicles, is hereby established for the purpose of making an investigation and study relative to the regulation and control of the operation of motorcycles, as defined in section one of chapter ninety of the General Laws.

Approved July 19, 1966.

Chap. 60. RESOLVE REVIVING AND CONTINUING THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO THE CULTURAL RESOURCES OF THE COMMONWEALTH.

Resolved, That the special commission, established by chapter ninety-three of the resolves of nineteen hundred and sixty-four, is hereby revived and continued. *Approved July 19, 1966.*

Chap. 61. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO LODGING HOUSES IN THE CITY OF BOSTON.

Resolved, That a special commission, to consist of two members of the senate, three members of the house of representatives, and five persons to be appointed by the governor, is hereby established for the purpose of making an investigation and study relative to the operation and management of lodging houses in the city of Boston. Said commission shall consider the impact which student-living-in lodging houses has had on the proper control, maintenance and operation thereof and shall also consider the advisability and feasibility of permitting cooking in the rooms of lodging houses under proper safety precautions.

Approved July 19, 1966.

Chap. 62. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO RESTRICTIONS UPON LAND AVAILABLE FOR THE CONSTRUCTION OF SINGLE FAMILY DWELLINGS.

Resolved, That the special commission, established by chapter one hundred and seventeen of the resolves of nineteen hundred and sixty-four, and most recently revived and continued under the provisions of chapter forty-six of the resolves of nineteen hundred and sixty-six, shall, in the course of its investigation and study, consider the subject matter of current house document numbered 643, pertaining to restrictions upon land available for the construction of single family dwellings.

Approved July 19, 1966.

Chap. 63. RESOLVE REVIVING AND CONTINUING THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO SUCH CHANGES IN THE LAW AS MAY BE DESIRABLE IF THE HOME RULE AMENDMENT, SO CALLED, TO THE CONSTITUTION IS ADOPTED.

Resolved, That the special commission, established by chapter one hundred and thirty-one of the resolves of nineteen hundred and sixty-

five, is hereby revived and continued. Said commission shall file its final report on or before the last Wednesday of January, nineteen hundred and sixty-eight. *Approved July 25, 1966.*

Chap. 64. RESOLVE EXTENDING THE TIME WITHIN WHICH THE CENTRAL PLYMOUTH COUNTY WATER DISTRICT COMMISSION SHALL COMPLETE ITS INVESTIGATION AND FILE ITS FINAL REPORT.

Resolved, That the time within which the commission established under section three of chapter three hundred and seventy-one of the acts of nineteen hundred and sixty-four shall complete its investigation and file its final report is hereby extended to the fourth Wednesday in January, nineteen hundred and sixty-eight. *Approved July 25, 1966.*

Chap. 65. RESOLVE CONTINUING THE INVESTIGATION AND STUDY BY THE WATER RESOURCES COMMISSION RELATIVE TO WATER RESOURCES IN THE TOWNS OF BRAINTREE AND RANDOLPH, AND THE SURROUNDING AREA.

Resolved, That the water resources commission is hereby authorized and directed to continue the investigation and study authorized by chapter one hundred and sixteen of the resolves of nineteen hundred and sixty-five. Said commission shall file its final report not later than the last Wednesday in December, nineteen hundred and sixty-six, and is authorized to file progress reports as various phases of the work are completed. *Approved July 25, 1966.*

Chap. 66. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION OF THE CONDITION OF DENTAL HEALTH, ESPECIALLY AMONG CHILDREN, AND OF APPROPRIATE MEASURES TOWARDS ELIMINATING DENTAL DECAY, INCLUDING THE FLUORIDATION OF ALL COMMUNITY WATER SUPPLIES.

Resolved, That a special commission, to consist of three members of the senate, five members of the house of representatives, the commissioner of public health or his designee, and eight persons to be appointed by the governor, is hereby established for the purpose of making an investigation and study of the condition of dental health, with particular reference to the prevalence of dental decay (dental caries) in school age and preschool age children, and to feasible and appropriate measures which may be adopted towards its prevention, including the possibility of fluoridating all community water supplies.

Said commission shall report to the general court on or before the first Wednesday of January, nineteen hundred and sixty-seven.

Approved July 25, 1966.

Chap. 67. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO RETARDED CHILDREN AND THE TRAINING FACILITIES AVAILABLE THEREFOR.

Resolved, That the special commission, established by chapter seventy-seven of the resolves of nineteen hundred and fifty-two, and most recently revived and continued by chapter forty-seven of the resolves of nineteen hundred and sixty-six, shall, in the course of its investigation and study, consider the subject matter of current house documents numbered 2085, authorizing and directing the department of education to construct and maintain a building for the training of certain mentally retarded children in the cities of Chelsea and Revere and in the town of Winthrop and in the East Boston section of the city of Boston; and 2422, relative to the division of special education.

Approved July 25, 1966.

Chap. 68. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE METROPOLITAN DISTRICT COMMISSION RELATIVE TO AUTHORIZING SAID COMMISSION TO CONSTRUCT, MAINTAIN AND OPERATE A DAM ACROSS THE NEPONSET RIVER.

Resolved, That the metropolitan district commission is hereby authorized and directed to make an investigation and study relative to authorizing said commission to construct, maintain and operate a dam across the Neponset river. Said commission shall report to the general court the results of its investigation and study and its recommendations, if any, together with drafts of legislation necessary to carry said recommendations into effect, by filing the same with the clerk of the house of representatives on or before the last Wednesday of December, nineteen hundred and sixty-eight. *Approved July 25, 1966.*

Chap. 69. RESOLVE IN FAVOR OF NORA M. MACBRAYNE OF LOWELL.

Resolved, That, for the purpose of discharging a moral obligation of the commonwealth, and subject to appropriation, there be allowed and paid out of the state treasury to Nora M. MacBrayne, of Lowell, the sum of fourteen hundred and three dollars and seventy cents, for services rendered by her from August first, nineteen hundred and sixty-five to March twenty-eighth, nineteen hundred and sixty-six in performing the duties of registrar of students at the Lowell Technological Institute of Massachusetts. No payment shall be made hereunder until there is filed with the comptroller an agreement signed by said Nora M. MacBrayne that the amount, if any, paid or to be paid for legal services in connection with the passage of this resolve shall not exceed ten per cent of this sum. *Approved July 25, 1966.*

Chap. 70. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO ESTABLISHING A HOUSING COURT, BOARD OR AGENCY HAVING AUTHORITY TO AFFORD IMMEDIATE RELIEF TO LANDLORD OR TENANT IN MATTERS ARISING OUT OF OR CONNECTED WITH THEIR RELATIONSHIP IN THE CITY OF BOSTON.

Resolved, That a special commission, to consist of one member of the senate, two members of the house of representatives, the health commissioner of the city of Boston or his designee, the building commissioner of the city of Boston or his designee, the commissioner of housing inspection of the city of Boston or his designee, the director of the office of neighborhood improvement of the city of Boston or his designee, and a member of the Greater Boston Real Estate Board or its designee, is hereby established for the purpose of making an investigation and study of the laws, codes, and regulations governing matters arising out of or connected with the relationship between landlords and tenants in the city of Boston, with a view to perfecting such laws, codes and regulations and establishing a court, board or agency having such authority as is necessary to afford, after prompt hearing, immediate relief to landlord or tenant on the application of either.

Said commission shall also study the administrative and court systems employed in other cities, and the practical effectiveness thereof. Said commission may travel without the commonwealth, and may call upon officials or employees of the commonwealth to contribute such information as it may require in the course of its investigation and study.

Approved July 26, 1966.

Chap. 71. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE DEPARTMENT OF NATURAL RESOURCES RELATIVE TO CERTAIN FOREST LANDS AND OTHER RELATED MATTERS.

Resolved, That the department of natural resources is hereby authorized and directed to make an investigation and study of the subject matter of current house documents numbered 123, providing for a further appeal in the classification of forest land; 217, providing for the removal of the fire hazard and the replanting of trees in the state forest in Nantucket county; 218, authorizing and directing the board of natural resources, acting through the division of law enforcement, to purchase certain supplies and equipment; 843, authorizing the department of natural resources to construct an ice skating rink and swimming pool at the lake Cochituate state park; 954, authorizing the public access board to provide public access to certain inland and tidal waters; 1286, restricting the use of coastal wetlands or tidemarshes; 1645, authorizing and directing the department of natural resources to construct a skating rink at Lake Quinsigamond state park; 1833, authorizing and directing the department of natural resources to improve Demaris Lloyd park in the town of Dartmouth, and to expend such sums as may be appropriated therefor; 2167, authorizing and directing the department of natural resources to prepare a general plan for developing for recreational purposes the Chicopee river area bordering the town of Ludlow and the Indian Orchard section of the city of Springfield; 2336, relative to the purchase of aircraft by the department of natural resources; and

3015, appropriating the sum of fifty thousand dollars to the water resources research center. Said department shall report to the general court the results of its investigation and study, and its recommendations, if any, together with drafts of legislation necessary to carry its recommendations into effect, by filing the same with the clerk of the house of representatives on or before the last Wednesday of December, nineteen hundred and sixty-six. *Approved July 26, 1966.*

Chap. 72. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE MASSACHUSETTS BAY TRANSPORTATION AUTHORITY OF THE FEASIBILITY OF ESTABLISHING A HYDROFOIL WATER TRANSPORTATION SYSTEM.

Resolved, That the Massachusetts Bay Transportation Authority is hereby authorized and directed to make an investigation and study of the feasibility of establishing a hydrofoil water transportation system, ancillary to its program for the development, construction, and operation of an integrated land mass transportation system as required by chapter one hundred and sixty-one A of the General Laws. Said authority shall report to the general court the results of its investigation and study, and its recommendations, if any, together with drafts of legislation necessary to carry such recommendations into effect, by filing the same with the clerk of the senate on or before the last Wednesday of December, nineteen hundred and sixty-six.

Approved July 27, 1966.

Chap. 73. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE FINANCE ADVISORY BOARD OF THE LAWS OF THE COMMONWEALTH RELATIVE TO THE INVESTMENT OF FUNDS OF THE PUBLIC EMPLOYEE RETIREMENT SYSTEMS IN THE COMMONWEALTH.

Resolved, That the finance advisory board is hereby authorized and directed to make an investigation and study of the laws of the commonwealth relative to the investment of funds of the several retirement systems in the commonwealth established under the provisions of chapter thirty-two of the General Laws. Said board shall, in the course of its investigation and study, consider the subject matter of current house documents numbered 660, 1296, 1297 and 1838. Said board shall report to the general court the results of its investigation and study, and its recommendations, if any, together with drafts of legislation necessary to carry such recommendations into effect, by filing the same with the clerk of the house of representatives on or before the first Wednesday of December, nineteen hundred and sixty-six. *Approved July 27, 1966.*

Chap. 74. RESOLVE IN FAVOR OF THE WIDOW OF JOHN T. BERRY.

Resolved, That, for the purpose of promoting the public good, and after an appropriation has been made therefor, there be paid out of the state treasury to the widow of the late John T. Berry, who died while a member of the present house of representatives, the salary to which he would have been entitled had he lived and served until the end of the term for which he was elected. *Approved August 1, 1966.*

Chap. 75. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE DEPARTMENT OF PUBLIC WORKS RELATIVE TO THE BACK-FILLING OR ENCLOSING THROUGH A CULVERT A CERTAIN PORTION OF THE MALDEN RIVER IN THE CITY OF MALDEN.

Resolved, That the department of public works, through its division of waterways, is hereby authorized and directed to make an investigation and study of the feasibility and cost of back-filling the Malden River, or enclosing through a culvert from Charles street in the city of Malden northerly and easterly to a point approximately eighty feet east of Middlesex street in said city. Said department shall report to the general court the results of its investigation and study and its recommendations, if any, together with drafts of legislation necessary to carry such recommendations into effect, by filing the same with the clerk of the senate on or before the last Wednesday of December in the current year.

Approved August 2, 1966.

Chap. 76. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE ADVISABILITY OF ESTABLISHING A STATE FIRE ACADEMY AND OTHER MATTERS RELATED THERETO.

Resolved, That a special commission, to consist of two members of the senate, three members of the house of representatives, the commissioner of public safety, and seven persons to be appointed by the governor, of whom one shall be a representative of the Fire Chiefs' Association of Massachusetts, one a representative of the Massachusetts Institute of Fire Department Instructors, and one a representative of the Associated Firefighters of Massachusetts, AFL:CIO, and three of whom shall, at the time of their appointment, be holding the position of chief of the fire department in a municipality, and one shall be a person experienced in fire prevention and control activity, is hereby established for the purpose of making an investigation and study relative to the feasibility of establishing a state fire academy, its location, tuition charges and such other matters relating thereto as said commission shall deem advisable. *Approved August 2, 1966.*

Chap. 77. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION OF THE LAWS OF THE COMMONWEALTH RELATING TO CRIMES AND THE SENTENCING AND RELEASE OF PERSONS COMMITTING SAID CRIMES.

Resolved, That a special commission, to consist of three members of the senate, seven members of the house of representatives, and nine persons to be appointed by the governor, is hereby established for the purpose of making an investigation and study of the laws of the commonwealth relating to crimes and the sentencing and release of persons committing said crimes. *Approved August 2, 1966.*

Chap. 78. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE FEASIBILITY OF PROVIDING TAX INCENTIVES TO PRIVATE POWER COMPANIES FOR UNDERGROUND INSTALLATION OF POWER LINES.

Resolved, That a special commission, to consist of one member of the senate, two members of the house of representatives, the commissioner of natural resources or his designee, the chairman of the public utilities commission or his designee, the chairman of the state tax commission or his designee, and three persons to be appointed by the governor, is hereby established for the purpose of making an investigation and study relative to the feasibility of providing tax incentives and amortization deductions to private power companies to start immediately on the underground installation of power lines. *Approved August 2, 1966.*

Chap. 79. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE SECURITY METHODS EMPLOYED BY THE DEPARTMENT OF MENTAL HEALTH IN HANDLING PERSONS COMMITTED FOR OBSERVATION BY THE COURTS.

Resolved, That a special commission, to consist of four members of the house of representatives, two members of the senate, and one person to be appointed by the governor, is hereby established for the purpose of making an investigation and study relative to the methods employed by the department of mental health in handling persons committed for periods of observation to state mental institutions by the courts, with particular reference to general security measures taken to protect the public during said periods, and the practice of permitting patients to enter or leave mental institutions during the periods of their confinement. *Approved August 3, 1966.*

Chap. 80. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO REQUIRING A PREFERENCE IN THE PURCHASE OF SUPPLIES AND MATERIALS FOR THE COMMONWEALTH IN FAVOR OF SUPPLIES AND MATERIALS MANUFACTURED WITHIN THE UNITED STATES.

Resolved, That a special commission, to consist of two members of the senate, three members of the house of representatives, and two persons to be appointed by the governor, is hereby established for the purpose of making an investigation and study of the subject matter of current senate document numbered 533, relative to providing that in the purchase of supplies and materials for the commonwealth there shall be an absolute preference in favor of supplies and materials manufactured within the United States. *Approved August 8, 1966.*

Chap. 81. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE FEASIBILITY OF UTILIZING COUNTY AGRICULTURAL SCHOOL FACILITIES TO OFFER COURSES IN AGRICULTURE TO CERTAIN FOREIGN STUDENTS IN COOPERATION WITH THE DEPARTMENT OF STATE OF THE UNITED STATES.

Resolved, That a special commission, to consist of two members of the senate, three members of the house of representatives, the commissioner of education or his designee, and five persons to be appointed by the governor, three of whom shall be county commissioners, is hereby established for the purpose of making an investigation and study relative to the feasibility and advisability of utilizing the facilities of county agricultural schools to offer courses in agriculture to students from foreign countries in cooperation with the department of state of the United States, with subsidies from the federal government.

Approved August 8, 1966.

Chap. 82. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO THE FINANCING OF POLITICAL CAMPAIGNS.

Resolved, That the special commission, established by chapter eighty-four of the resolves of nineteen hundred and sixty-five, and most recently revived and continued under the provisions of chapter forty-six of the resolves of nineteen hundred and sixty-six, shall, in the course of its investigation and study, consider the subject matter of current house document numbered 329, amending the campaign fund reporting act.

Approved August 8, 1966.

Chap. 83. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE ADVISORY COUNCIL ON EDUCATION RELATIVE TO EDUCATION FACILITIES WITHIN THE COMMONWEALTH AND CERTAIN OTHER RELATED MATTERS.

Resolved, That the advisory council on education is hereby authorized and directed to make an investigation and study of current house documents numbered 316, increasing the amount of state aid under chapter seventy to towns which are members of a twelve grade regional school district; 944, relative to the salary of teachers in institutions of the commonwealth; 1151, authorizing and directing the department of education to establish a youth workshop for retarded children in the city of Malden for the use of such children from said city and the cities of Everett and Melrose; 1381, providing that all communities include kindergartens in their school system; 1385, relating to the reimbursement of cities and towns by the commonwealth for transportation of school pupils; 2010, providing for co-operative education programs for state employees; 2081, providing for reimbursement of tuition costs of children from racially imbalanced schools transferred to other districts; 2084, prohibiting the school building assistance commission from approving a school project unless adequate facilities are

contained therein for the education of handicapped children; 2086, increasing the reimbursement by the commonwealth of certain costs of conducting special classes; 2092, providing salary increases for certain teachers and principals in recognition of advanced educational accomplishments; 2417, providing compensation by the department of education to certain teachers in the public school who supervise the training of students attending a state college, the University of Massachusetts, or other state sponsored schools of education in the practice of teaching; 2901, authorizing the appropriation of matching funds for the arts and sciences; 2980, providing for in-service training, internship and co-operative education programs and educational leave for state employees; and 3259, directing the department of education to establish a secondary school for deaf, blind and aphasic persons.

Said commission shall report to the general court the results of its investigation and study, and its recommendations, if any, together with drafts of legislation necessary to carry its recommendations into effect by filing the same with the clerk of the house of representatives on or before the last Wednesday of December, nineteen hundred and sixty-six.

Approved August 8, 1966.

Chap. 84. RESOLVE FURTHER INCREASING THE MEMBERSHIP AND SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO RETARDED CHILDREN AND THE TRAINING FACILITIES AVAILABLE THEREFOR.

Resolved, That the special commission, established by chapter seventy-seven of the resolves of nineteen hundred and fifty-two, and most recently revived and continued by chapter forty-seven of the resolves of nineteen hundred and sixty-six, shall, in the course of its investigation and study, consider the problems related to and the training facilities available for perceptually handicapped, emotionally disturbed and handicapped children. The membership of said commission is hereby increased by three persons to be appointed by the governor.

Approved August 8, 1966.

Chap. 85. RESOLVE AUTHORIZING THE SPECIAL COMMISSION, ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO THE AWARDING OF CONTRACTS FOR CONSTRUCTION AND FOR MATERIALS BY COUNTIES, CITIES, TOWNS, AND DISTRICTS IN CASES OF EXTREME EMERGENCY AND OTHER RELATED MATTERS, TO FILE REPORTS FROM TIME TO TIME.

Resolved, That the special commission, established by chapter eighty-eight of the resolves of nineteen hundred and sixty-five, and most recently revived and continued under the provisions of chapter forty-six of the resolves of nineteen hundred and sixty-six, is hereby authorized to report from time to time. *Approved August 13, 1966.*

Chap. 86. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE CONSTRUCTION OF BRIDGES, TUNNELS, CAUSEWAYS, DAMS AND THE USE OF LAND FILL TO CONNECT THE VARIOUS ISLANDS OF THE BOSTON HARBOR TO EACH OTHER AND TO THE MAINLAND, AND RELATIVE TO THE USE AND DEVELOPMENT OF LANDS NEAR THE MOUTH OF THE NEPONSET RIVER AND ON THE SHORES OF DORCHESTER BAY.

Resolved, That a special commission, to consist of five members of the senate, eight members of the house of representatives, the commissioner of public works or his designee, the commissioner of the metropolitan district commission or his designee, the president of the Greater Boston Chamber of Commerce or his designee, the president of the Quincy-South Shore Chamber of Commerce, Inc. or his designee, the chairman of the Quincy Development Commission or his designee, the president of the 1975 World Freedom Fair of Boston, Inc. or his designee, and three persons to be appointed by the governor, is hereby established for the purpose of making an investigation and study relative to the construction of bridges, tunnels, causeways, dams and the use of land fill to connect the various islands of Boston harbor to each other and to the mainland and relative to the use and development of lands near the mouth of the Neponset river and on the shores of Dorchester bay. Said commission shall consider the development and implementation of recreation and conservation programs for the protection and enhancement of the natural characteristics and assets of said harbor and its environs. Said commission shall suggest ways and means for the financing of such developments. Said commission may appoint a person to act as secretary and to correlate its findings, and shall establish his compensation. Said commission may accept and expend gifts and grants of money from the federal government or any other public or private source. Said commission may cooperate with any agency of the commonwealth or its political subdivisions, including regional planning districts in the conduct of its investigation and study, and may enter into cooperative agreements and contracts with said agencies and political subdivisions of the commonwealth for the receipt and expenditure of federal and other grants and gifts, and for professional services, clerical and other services and supplies in connection therewith. *Approved August 13, 1966.*

Chap. 87. RESOLVE VALIDATING AND CONFIRMING THE PAYMENT OF CERTAIN COMPENSATION TO PATRICIA DECAPOT.

Resolved, That the payment by the state treasurer of compensation to Patricia DeCapot as temporary principal clerk of the Massachusetts rehabilitation commission from December twenty-first, nineteen hundred and sixty-three to August fourth, nineteen hundred and sixty-four is hereby validated and confirmed, notwithstanding the fact that the division of civil service had not approved her appointment to said position. *Approved August 13, 1966.*

Chap. 88. RESOLVE INCREASING THE SCOPE OF THE INVESTIGATION AND STUDY BY THE DEPARTMENT OF NATURAL RESOURCES RELATIVE TO CERTAIN FOREST LANDS AND OTHER RELATED MATTERS.

Resolved, That the department of natural resources shall, in the course of its investigation and study authorized by chapter seventy-one of the resolves of nineteen hundred and sixty-six, consider the subject matter of current house documents numbered 1982, combining the facilities of Balance Rock Park and the Pittsfield State Forest into one park facility; 2039, authorizing the town of North Attleborough to lease certain park land to the commonwealth; 2097, requiring the teaching in the public schools of the use of natural resources; 2168, to provide for the department of natural resources to make Balance Rock Park a part of Pittsfield State Forest by construction of a road to make the two adjoining properties one and to fence in the existing Balance Rock Park at the same time enhancing this natural phenomenon; and 2444, authorizing and directing the department of public works to widen and hot top that section of Totman road that runs through the state forest in Dracut. *Approved August 13, 1966.*

Chap. 89. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE DEPARTMENT OF NATURAL RESOURCES OF THE INLAND WETLANDS IN THE COMMONWEALTH.

Resolved, That the department of natural resources is hereby authorized and directed to make an investigation and study of the inland wetlands and flood plains in the commonwealth, with respect to their location, ownership and value for purposes of recreation, wildlife and conservation of natural resources and any other matters related thereto. Said department shall report to the general court the results of its investigation and study, and its recommendations, if any, together with drafts of legislation necessary to carry its recommendations into effect, by filing the same with the clerk of the senate on or before the fourth Wednesday of December, nineteen hundred and sixty-six.

Approved August 15, 1966.

Chap. 90. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE GRAND JURY SYSTEM OF THE COMMONWEALTH.

Resolved, That a special commission, to consist of two members of the senate, three members of the house of representatives, the president of the Boston Bar Association, the president of the Massachusetts Bar Association, the president of the Massachusetts District Attorneys Association, the president of the Massachusetts Trial Lawyers, the dean of Boston College Law School, the dean of Boston University Law School, the dean of Harvard University Law School, the dean of Portia Law School, and the dean of Suffolk University Law School, is hereby established for the purpose of making an investigation and study of the grand jury system of the commonwealth with particular regard to improving its procedures. *Approved August 15, 1966.*

Chap. 91. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY OF THE LAWS OF THE COMMONWEALTH REGULATING THE MANUFACTURE, TRANSPORTATION, STORAGE AND SALE OF ALCOHOLIC BEVERAGES.

Resolved, That the special commission, established by chapter forty-eight of the resolves of nineteen hundred and sixty-six, shall, in the course of its investigation and study, consider the subject matter of current senate document numbered 270, relative to abolishing minimum consumer prices for alcoholic beverages and repealing the requirement that price lists of alcoholic beverages be displayed in package stores.

Approved August 16, 1966.

Chap. 92. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE REGISTRAR OF MOTOR VEHICLES RELATIVE TO REQUIRING CERTAIN LICENSED OPERATORS OF MOTOR VEHICLES TO PASS EYE EXAMINATIONS AND CERTAIN WRITTEN TESTS.

Resolved, That the registrar of motor vehicles is hereby authorized and directed to make an investigation and study of the subject matter of current house document numbered 3748, requiring certain licensed operators of motor vehicles to pass eye examinations and certain written tests. Said registrar shall report to the general court the results of his investigation and study and his recommendations, if any, together with drafts of legislation necessary to carry his recommendations into effect, by filing the same with the clerk of the house of representatives on or before the last Wednesday of December, nineteen hundred and sixty-six. *Approved August 16, 1966.*

Chap. 93. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE DEPARTMENT OF NATURAL RESOURCES RELATIVE TO OVERHEAD ELECTRIC TRANSMISSION LINES.

Resolved, That the department of natural resources is hereby authorized and directed to make an investigation and study relative to overhead electric transmission lines with particular reference to the extent of the economic and other damage that has resulted or will result from such lines in the commonwealth, and the impact such lines have upon scenic assets, zoning and planning and public confidence therein, property values, real estate revenues, and the natural beauty of the commonwealth. Said department may employ such engineers, and other technical personnel as may be necessary, and may enter into agreements with educational institutions, scientific organizations, and industrial or engineering firms. Said department may also require the cooperation of all agencies of state and local governments, and may cooperate with the federal power commission and any private organization which may be necessary to effectuate the purposes of this resolve. Said department shall report to the general court the results of its study, and its recommendations, if any, together with drafts of such legislation as may be necessary to carry such recommendations into effect, by filing the same with the clerk of the house of representatives on or before the last Wednesday of December, nineteen hundred and sixty-six.

Approved August 16, 1966.

Chap. 94. RESOLVE IN FAVOR OF THE WIDOW OF THE LATE ABRAHAM L. COHN.

Resolved, That, for the purpose of promoting the public good, and after an appropriation has been made therefor, there be paid out of the state treasury to the widow of the late Abraham L. Cohn, who died while a member of the present house of representatives, the salary to which he would have beeen entitled had he lived and served until the end of the term for which he was elected. *Approved August 16, 1966.*

Chap. 95. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO IMPROVING THE RECREATIONAL FACILITIES AND EXPANDING THE RECREATION, TRAVEL VACATION AND TOURIST INDUSTRY OF THE COMMONWEALTH.

Resolved, That a special commission, to consist of two members of the senate, five members of the house of representatives, the commissioner of commerce and development, the commissioner of public works, the commissioner of natural resources, the commissioner of the metropolitan district commission, and four persons to be appointed by the governor, one of whom shall be a member of the board of economic advisors, is hereby established for the purpose of making an investigation and study of the recreation, travel, vacation and tourist facilities of the commonwealth, including interconnecting roads and other transportation facilities, and of the characteristics of our existing and potential visitor markets, and to formulate a coordinated plan for the development of our facilities and promotion of our recreation, travel, vacation and tourist industry. Said commission shall suggest methods for the integration of public and private promotion programs and visitor facilities, and means for the financing of programs and facility development. Said commission may accept and expend gifts and grants of money from the federal government or any other public or private source, and may enter into agreements or contracts for acceptance of said grants or gifts which provide for a contribution of money from appropriations made for the purposes of said commission. Said commission may cooperate with any agency of the commonwealth or its political subdivisions, including regional planning districts, in the conduct of its investigation and study; and may enter into cooperative agreements and contracts with said agencies and political subdivisions of the commonwealth for the receipt and expenditure of federal and other grants and gifts, and for professional services, clerical and other services and supplies in connection therewith. Said commission shall report to the general court from time to time the results of its investigation and study, and its recommendations, if any, together with drafts of legislation necessary to carry its recommendations into effect by filing the same with the clerk of the house of representatives, but shall file its final report on or before June thirtieth, nineteen hundred and sixty-seven.

Approved August 17, 1966.

Chap. 96. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE BOARD OF HIGHER EDUCATION RELATIVE TO THE ESTABLISHMENT OF CERTAIN COLLEGES.

Resolved, That the board of higher education is hereby authorized and directed to make an investigation and study of the subject matter of current house documents numbered 1925, authorizing and directing the trustees of the board of regional community colleges to establish and maintain a community college in the city of Springfield; and 3751, authorizing and directing the county commissioners of Essex county to transfer the Essex county hospital to the trustees of the state college at Salem and making an appropriation for the establishment of a branch of said college. Said board shall report to the general court the results of its investigation and study and its recommendations, if any, together with drafts of such legislation as may be necessary to carry such recommendations into effect, by filing the same with the clerk of the house of representatives on or before the last Wednesday of December, nineteen hundred and sixty-six. *Approved August 17, 1966.*

Chap. 97. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE DEPARTMENT OF PUBLIC WORKS RELATIVE TO STATE CARE AND MAINTENANCE OF PUBLIC HIGHWAY BRIDGES OVER RAILROADS AND CERTAIN OTHER RELATED MATTERS.

Resolved, That the department of public works is hereby authorized and directed to make an investigation of the subject matter of current house documents numbered 1604, relative to the care and maintenance of public highway bridges over railroads; 1751, authorizing and directing the department of public works to construct an overpass or an underpass across the Fourth Street ramp in the city of Chelsea; 1941, to construct an entrance ramp on Route 28 in Andover to north bound lanes of Route 495; 2114, authorizing the department of public works to construct a trunk highway from Route 95 in the city of Lynn or Peabody to vicinity of Vinian Square at the junction of the towns of Swampscott and Marblehead and the city of Salem; 2437, relative to the transportation or dumping of dredge materials in tide waters; 2438, authorizing and directing the division of waterways to dredge the Monatiquot River in the town of Braintree; 3615, providing for an investigation and study by the department of public works relative to directing said department to construct an access road between Route No. 28 in the town of West Bridgewater and the junction of Interstate Routes No. 495 and No. 95 in the town of Mansfield; and 3810, relative to establishing the harbor in the city of Lynn as a Harbor of refuge by the division of waterways of the department of public works. Said department shall report to the general court the results of its investigation and study, and its recommendations, if any, together with drafts of legislation necessary to carry its recommendations into effect, by filing the same with the clerk of the house of representatives on or before the last Wednesday of December, nineteen hundred and sixty-six.

Approved August 17, 1966.

Chap. 98. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION OF THE RELATIONSHIP AND RESPONSIBILITY OF GENERAL CONTRACTORS AND SUBCONTRACTORS IN DEALING WITH EACH OTHER AND THE OWNERS OF PROPERTY.

Resolved, That a special commission, to consist of three members of the senate, five members of the house of representatives, and three persons to be appointed by the governor, is hereby established for the purpose of making an investigation and study relative to the relationship and legal responsibility of general contractors and subcontractors in dealing with each other and the owners of property upon work completed, and the experience of such property owners in receiving satisfaction for money paid and the feasibility of establishing a state board of registration of contractors. *Approved August 22, 1966.*

Chap. 99. RESOLVE FURTHER CONTINUING THE INVESTIGATION AND STUDY BY THE WATER RESOURCES COMMISSION RELATIVE TO THE WATER SUPPLY OF THE BERKSHIRE COUNTY REGION.

Resolved, That the water resources commission is hereby authorized and directed to continue the investigation and study authorized by chapter thirty-two of the resolves of nineteen hundred and sixty-one, and most recently continued by chapter twenty-five of the resolves of nineteen hundred and sixty-four. Said commission may file reports from time to time but shall file its final report not later than the fourth Wednesday of December, nineteen hundred and sixty-six, and is authorized to file progress reports as various phases of the work are completed. *Approved August 22, 1966.*

Chap. 100. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE PROBLEMS OF THE URBAN SCHOOL SYSTEMS OF THE COMMONWEALTH.

Resolved, That a special commission, to consist of three members of the senate, five members of the house of representatives, and seven persons to be appointed by the governor, is hereby established for the purpose of making an investigation and study relative to the problems of the urban school systems of the commonwealth, with particular reference to the possibility of establishing a new form of regional school committee consisting of representatives from each city or town within a school region, and providing for contributions by the federal government and the commonwealth totalling two thirds of the cost of the operation of such regions. *Approved August 24, 1966.*

Chap. 101. RESOLVE FURTHER REVIVING AND CONTINUING THE SPECIAL COMMISSION ESTABLISHED TO INVESTIGATE A PROGRAM OF PARTICIPATION OF THE COMMONWEALTH AT THE 1964-1965 WORLD'S FAIR.

Resolved, That the unpaid special commission, established by item 0405-02 of section two of chapter five hundred and forty-three of the acts of nineteen hundred and sixty-one, and revived and continued by

chapter one hundred and forty-two of the resolves of nineteen hundred and sixty-five, is hereby further revived and continued.

Approved August 24, 1966.

Chap. 102. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE DEPARTMENT OF PUBLIC HEALTH, THE DEPARTMENT OF COMMERCE AND DEVELOPMENT, THE METROPOLITAN DISTRICT COMMISSION, AND THE CENTRAL MASSACHUSETTS REGIONAL PLANNING DISTRICT RELATIVE TO THE COLLECTION AND DISPOSAL OF SEWAGE IN CERTAIN MUNICIPALITIES IN THE COUNTY OF WORCESTER.

Resolved, That the department of public health, the department of commerce and development, the metropolitan district commission, and the Central Massachusetts Regional Planning District, acting as a joint board, are hereby authorized and directed to make an investigation and study relative to the collection, treatment, and disposal, at a regional facility or otherwise, of sanitary sewage and industrial waste originating in the city of Worcester and the towns of Auburn, Boylston, Douglas, Grafton, Holden, Leicester, Millbury, Northbridge, Paxton, Princeton, Rutland, Shrewsbury, Sutton, Uxbridge and West Boylston, and to prepare estimates of the costs thereof.

Said board shall have access to all plans, reports, and specifications of said city and towns and of any person, corporation, or industry located therein relative to sewerage, sewage and industrial waste treatment and the disposal of the same. For the purpose of this resolve the department of commerce and development is authorized to employ such consultants and other assistants as may be necessary, and in conjunction with the Central Massachusetts Regional Planning District is authorized to apply for and receive any federal funds available under the urban planning assistance program, and may expend such funds and any additional sums as may be appropriated therefor.

Said consultants shall be designated by said board.

Said board shall report to the general court the results of its investigation and study and its recommendations, if any, together with drafts of legislation necessary to carry such recommendations into effect, by filing the same with the clerk of the house of representatives on or before the first Wednesday of December, nineteen hundred and sixty-six.

Approved August 24, 1966.

Chap. 103. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO THE EFFECT OF THE PROPOSED MERGER OF THE NATIONAL GUARD AND THE UNITED STATES ARMY RESERVE ON THE MEMBERS OF THESE UNITS, AND AUTHORIZING A SYSTEM OF CHARGES AT SOLDIERS' HOMES.

Resolved, That the special commission, established by chapter eighty-three of the resolves of nineteen hundred and sixty-five and most recently revived and continued under the provisions of chapter forty-six of the resolves of nineteen hundred and sixty-six, shall, in the course of its investigation and study, consider the subject matter of current house document numbered 3832, permitting certain charitable organizations to use armories without charge. *Approved August 24, 1966.*

Chap. 104. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO IMPROVING THE RECREATIONAL FACILITIES AND EXPANDING THE RECREATION, TRAVEL, VACATION AND TOURIST INDUSTRY OF THE COMMONWEALTH.

Resolved, That the special commission, established by chapter ninety-five of the resolves of nineteen hundred and sixty-six, shall, in the course of its investigation and study, consider the subject matter of current house document numbered 2061, relating to the powers of the Freedom Trail Commission. *Approved August 29, 1966.*

Chap. 105. RESOLVE INCREASING THE SCOPE OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO THE ADVISABILITY OF REPLACING THE PRESENT DRAWBRIDGE KNOWN AS THE NEW BEDFORD-FAIRHAVEN BRIDGE WITH A BASCULE BRIDGE OR A HIGH LEVEL BRIDGE.

Resolved, That the special commission, established by chapter seventy-three of the resolves of nineteen hundred and sixty-five, and most recently revived and continued under the provisions of chapter forty-six of the resolves of nineteen hundred and sixty-six, shall, in the course of its investigation and study, consider the subject matter of the study proposed by current house document numbered 3947, authorizing and directing the department of public works to construct a tunnel between New Bedford and Fairhaven. *Approved September 1, 1966.*

Chap. 106. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY THE ADVISORY COUNCIL ON EDUCATION RELATIVE TO CERTAIN EDUCATIONAL MATTERS.

Resolved, That the advisory council on education is hereby authorized and directed to make an investigation and study of the subject matter of current senate documents numbered 100, relative to providing for teaching fellowships and research and developmental grants in the vocational education program of the board of education; 115, relative to permitting certain persons to take university extension courses free of charge, and 716, relative to regulating the selection of sites for new state colleges and acquiring land for existing state colleges; and of current house documents numbered 3731, relative to establishing the Massachusetts Equal Opportunity Scholarship program; and 3962, relative to providing for the assistance of children with certain learning impairments. Said council shall report to the general court the results of its investigation and study, and its recommendations, if any, together with drafts of legislation necessary to carry its recommendations into effect, by filing the same with the clerk of the senate on or before the last Wednesday of December, nineteen hundred and sixty-six.

Approved September 2, 1966.

Chap. 107. RESOLVE FURTHER EXTENDING THE TIME WITHIN WHICH THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY RELATIVE TO THE ILLEGAL USE OF ELECTRONIC RECORDING DEVICES, WIRELESS TAPS OR ELECTRONIC TAPS OR SIMILAR DEVICES AND ARRANGEMENTS SHALL COMPLETE ITS INVESTIGATION AND STUDY AND FILE ITS FINAL REPORT.

Resolved, That the time within which the special commission established by chapter eighty-two of the resolves of nineteen hundred and sixty-four, and whose time for filing its final report was extended by chapter five of the resolves of nineteen hundred and sixty-six, shall complete its investigation and study and file its final report is hereby further extended to the last Wednesday of January, nineteen hundred and sixty-eight. Said commission may travel without the commonwealth. *Approved September 3, 1966.*

Chap. 108. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE MOST DESIRABLE AND FEASIBLE MEANS BY WHICH A MULTI-PURPOSE STADIUM MAY BE BUILT IN THE COMMONWEALTH.

Resolved, That a special commission, to consist of the president of the senate or a member thereof designated by him, the speaker of the house of representatives or a member thereof designated by him, the chairman of the Greater Boston Stadium Authority established by chapter seven hundred and seventy-eight of the acts of nineteen hundred and sixty-two, and four persons to be appointed by the governor, is hereby established for the purpose of making an investigation and study of the feasibility and desirability of various means by which a multi-purpose stadium and appurtenant facilities may be constructed in the commonwealth. Said commission shall elect one of its members as chairman. Said commission shall consider, among other things, whether the stadium should be built by private enterprise or by an authority of the commonwealth; whether the commonwealth's credit should be pledged in support of any bond issue by a state authority; whether estimated income from the stadium will be sufficient to meet operating expenses plus debt service requirements; whether the stadium should be open, covered or have a retractable roof; whether the facilities appurtenant to the stadium should include an arena; whether the stadium feasibly might be designed to accommodate small conventions, spectator sports other than baseball or football, and other "arena-type" activities through the use, for example, of portable bleachers; what parking facilities would have to be provided for stadium patrons; whether and to what degree the economic feasibility of the stadium is dependent upon revenues from parking facilities; what location would yield a maximum ratio of stadium revenues to operating and debt service expenses; what stadium capacity would also yield such maximum ratio; and what location would provide the greatest impact upon the tax revenues and economy of the commonwealth.

Said commission may travel without the commonwealth. Said commission shall report to the governor and the general court, from time to time, the results of its investigation and study, and its recommendations,

if any, together with drafts of legislation necessary to carry such recommendations into effect, by filing the same with the clerk of the house of representatives, but shall file its final report on or before the second Wednesday of December, nineteen hundred and sixty-six.

Approved September 3, 1966.

Chap. 109. RESOLVE INCREASING THE MEMBERSHIP OF THE SPECIAL COMMISSION ESTABLISHED TO MAKE AN INVESTIGATION AND STUDY OF THE LAWS OF THE COMMONWEALTH REGULATING THE MANUFACTURE, TRANSPORTATION, STORAGE AND SALE OF ALCOHOLIC BEVERAGES.

Resolved, That the membership of the special commission established by chapter forty-eight of the resolves of nineteen hundred and sixty-six is hereby increased by one member of the senate and two members of the house of representatives. *Approved September 5, 1966.*

Chap. 110. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION OF THE PROBLEMS OF WATER POLLUTION IN THE COMMONWEALTH, AND THE LAWS THEREOF RELATING TO WATER POLLUTION.

Resolved, That a special commission, consisting of five members of the senate, seven members of the house of representatives, the commissioner of natural resources, *ex officio,* and six persons to be appointed by the governor, at least two of whom shall be experienced in sanitary engineering problems, is hereby established for the purpose of making an investigation and study of water pollution problems and reservoirs of water supply in the commonwealth. Said commission shall also study the existing law relating to water pollution and abatement with a view to implementing the same, or to revising such laws as may be necessary, in order that such pollution may be abated or prevented. Said commission may, in the performance of its duties, travel without the commonwealth. *Approved September 6, 1966.*

Chap. 111. RESOLVE PROVIDING FOR AN INVESTIGATION AND STUDY BY A SPECIAL COMMISSION RELATIVE TO THE DEVELOPMENT AND PLANNING OF INTERCITY TRANSPORTATION.

Resolved, That a special commission, to consist of three members of the senate, five members of the house of representatives, and three persons to be appointed by the governor, is hereby established to make an investigation and study of the development and planning of intercity transportation, with particular reference to the establishment of a Massachusetts Intercity Rail Transportation Authority.

Approved September 6, 1966.

NUMBER OF ACTS AND RESOLVES APPROVED, APPROVAL WITHHELD, ACTS VETOED BY THE GOVERNOR, PASSED OVER HIS VETO AND ACTS DECLARED EMERGENCY LAWS BY THE GOVERNOR UNDER AUTHORITY OF THE CONSTITUTION.

The general court, during its second annual session held in 1966, passed 698 Acts and 111 Resolves, which received executive approval, and 6 Acts which received executive approval on September 8, 1966, 18 Acts which received executive approval on September 9, 1966, and 3 Acts which received executive approval on September 12, 1966, after prorogation of the general court, and 4 Acts from which executive approval was withheld but have become law by virtue of chapter 1, section 1, Article II of the Constitution of the Commonwealth.

The governor returned 14 Acts and 4 items of Chapter 131 with his objections thereto in writing. Upon said 11 Acts and said 4 items his objections were sustained, and upon 3 Acts his objections were not sustained.

One (1) Act entitled, "An Act directing the water resources commission to make certain flood control improvements for the protection of the towns of Avon, Braintree, Holbrook and Randolph" (Chapter 581) was passed, but failed to receive executive approval; as, however, it was not returned, with objections thereto, within five days after it had been received in the executive department, the general court not having been dissolved in the meantime, said act has the force of law, under the provisions of the Constitution governing such case and has been so certified.

Eleven (11) Acts entitled, respectively, "An Act authorizing insurance companies to issue policies insuring against loss in value of investments in mutual funds or investment trusts"; "An Act increasing the compensation grade of certain employees in the budget division of the administrative services department of the city of Boston"; "An Act further regulating the tax exemption of certain elderly persons"; "An Act regulating temporary appointments from civil service eligible lists"; "An Act repealing the payment of extra compensation to deputy sheriffs or other officers attending the superior court"; "An Act providing life tenure for Raymond J. Lima, incumbent of the office of Director of Veterans' Services of the city of New Bedford"; "An Act providing life tenure for Eugene Golden, incumbent of the office of Executive Director of the Lynn Housing Authority"; "An Act providing for the election of members of the board of assessors by popular vote at the biennial municipal elections in the city of Westfield"; "An Act establishing professional standards and requiring professional supervision and control of retail pharmacies"; "An Act placing the positions of permanent members of the regular fire force of the town of Ludlow under

the civil service law"; and "An Act providing for the licensing of community antenna television services by the cities and towns" were passed and laid before the governor for his approval; were returned by him with his objections thereto, to the branch in which they respectively originated; were reconsidered, and the vote being taken on their passage, the objections of the governor thereto notwithstanding, they were rejected, and said acts thereby became void.

Three (3) Acts entitled, respectively, "An Act authorizing the issuance of an all-alcoholic beverages license to the Portuguese-American War Veterans of the United States, Inc. and their affiliated posts" (Chapter 223); "An Act providing life tenure for Maurice F. McGrath, Jr., incumbent of the office of building inspector, and Robert Gookin, incumbent of the office of gas inspector of the town of Dracut" (Chapter 248); and "An Act relative to the term of office of the Registrar of Motor Vehicles" (Chapter 426) were passed and laid before the governor for his approval; were returned by him with his objections thereto, to the branch in which they originated; were reconsidered, agreeably to the provisions of the Constitution, and the vote being taken on their passage the objections of the governor thereto notwithstanding, they were passed, and said acts have thereby the force of law.

Twenty-seven (27) Acts entitled, respectively, "An Act imposing a temporary tax on retail sales, and a temporary excise upon the storage, use or other consumption, of certain tangible personal property, revising and imposing certain other taxes and excises, establishing the local aid fund, and providing for the distribution of funds therefrom to cities and towns" (Chapter 14); "An Act modifying the requirements for the granting of special permits under the zoning law in certain cases" (Chapter 26); "An Act further defining 'Division of urban and industrial renewal' and 'housing board' as used in the housing authority law" (Chapter 138); "An Act authorizing the Massachusetts Higher Education Assistance Corporation to make loans to freshmen students at certain educational institutions" (Chapter 164); "An Act authorizing a co-operative bank to invest in certificates of deposit and making them eligible for its liquidity reserve" (Chapter 167); "An Act relative to investments by savings banks in the stocks of bank holding companies" (Chapter 227); "An Act providing for the transfer of certain capital outlay funds to certain projects at the Southeastern Massachusetts Technological Institute" (Chapter 246); "An Act relative to the computation of the retirement allowance for certain persons in the public service" (Chapter 274); "An Act relative to the making by certain banking institutions of student loans insured by the federal commissioner of education" (Chapter 348); "An Act extending the period of operation of certain laws providing for trials of misdemeanors by juries of six in certain district courts" (Chapter 360); "An Act providing that the keeping of such records of race, color or national origin as the Massachusetts commission against discrimination may prescribe shall not be deemed unlawful under the fair employment practices law" (Chapter 361); "An Act relative to the impanelling of grand jurors" (Chapter 415); "An Act authorizing charitable corporations to undertake or acquire and carry on urban redevelopment projects" (Chapter 421); "An Act increasing the amount of money which may be borrowed for the filling and improvement of South Bay, Roxbury Canal, Dorchester Brook and cer-

tain territories adjacent thereto" (Chapter 430); "An Act providing that certain licenses granted or to be granted by the department of public works to place and maintain fill and erect structures in certain tidewaters in the Dorchester district of the city of Boston be irrevocable" (Chapter 452); "An Act authorizing the freezing of live lobsters" (Chapter 460); "An Act providing for the establishment of community clinical nursery schools for retarded children of preschool age, requiring cities and towns to pay the cost of transporting to such schools and providing that the state reimburse cities and towns for one half of the cost" (Chapter 501); "An Act relating to the eligibility of the Berkshire Hills Regional School District to receive a matching stabilization fund payment from the commonwealth under the provisions of the school building assistance law" (Chapter 529); "An Act reallocating certain job groups of the department of correction in the general salary schedule" (Chapter 562), "An Act providing for the development, according to an approved plan, of South Bay, Roxbury Canal, and Dorchester Brook, and certain adjacent territories after filling" (Chapter 567); "An Act directing the water resources commission to make certain flood control improvements for the protection of the towns of Avon, Braintree, Holbrook and Randolph" (Chapter 581); "An Act authorizing the chief justice of the district courts to appoint temporary assistant clerks and court officers in six man jury trials" (Chapter 586); "An Act including additional municipalities in the metropolitan area planning district" (Chapter 588); "An Act increasing the commonwealth's guarantee and annual contributions for the housing of elderly persons" (Chapter 626); "An Act relative to the authority of justices of district courts, including the municipal court of the city of Boston, to sit in the superior court on motor tort cases and on misdemeanors in criminal cases" (Chapter 695); "An Act eliminating price discrimination against Massachusetts consumers of alcoholic beverages" (Chapter 706); and An Act establishing a flat exemption of a certain sum of money due for taxes by certain elderly persons" (Chapter 728) were declared to be emergency laws by the governor in accordance with the provisions of the Forty-eighth Amendment to the Constitution "The Referendum. II. Emergency Measures." Said Chapter 14 thereby took effect at 9:15 A.M. on March 3, 1966; said Chapter 26 at 1:30 P.M. on March 4, 1966; said Chapter 138 at 10:30 A.M. on June 8, 1966; said Chapter 164 at 11:45 A.M. on April 20, 1966; said Chapter 167 at 9:15 A.M. on April 20, 1966; said Chapter 227 at 11:40 A.M. on May 3, 1966; said Chapter 246 at 9:45 A.M. on May 5, 1966; said Chapter 274 at 3:45 P.M. on June 1, 1966; said Chapter 348 at 12:10 P.M. on June 2, 1966; said Chapter 360 at 2:15 P.M. on June 8, 1966; said Chapter 361 at 11:00 A.M. on July 13, 1966; said Chapter 415 at 1:50 P.M. on July 5, 1966; said Chapter 421 at 4:55 P.M. on September 27, 1966; said Chapter 430 at 10:45 A.M. on July 19, 1966; said Chapter 452 at 4:45 P.M. on July 26, 1966; said Chapter 460 at 10:15 A.M. on July 28, 1966; said Chapter 501 at 3:05 P.M. on August 16, 1966; said Chapter 529 at 9:15 A.M. on August 19, 1966; said Chapter 562 at 10:30 A.M. on August 30, 1966; said Chapter 567 at 12:25 P.M. on August 31, 1966; said Chapter 581 at 5:15 P.M. on September 1, 1966; said Chapter 586 at 10:15 A.M. on September 1, 1966; said Chapter 588 at 12:30 P.M. on August 31, 1966; said Chapter 626 at 5:15 P.M. on September 3, 1966; said Chapter 695 at 11:30 A.M. on September 9,

1966; said Chapter 706 at 2:45 P.M. on September 19, 1966; and said Chapter 728 at 3:53 P.M. on October 19, 1966.

The general court was prorogued on Wednesday, September 7, 1966, at twelve o'clock and forty-seven minutes A.M., the session having occupied 246 days.

Ten (10) Acts, having been passed by the general court and the general court having prorogued, failed to become effective as they did not receive executive approval within five days.

THE COMMONWEALTH OF MASSACHUSETTS

OFFICE OF THE SECRETARY

Pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, "The Referendum. III. Referendum Petitions. Section 4", a petition was filed, in this office March 31, 1966, by the required number of qualified voters, asking for a referendum on Chapter 14, Acts of 1966, entitled, "An Act imposing a temporary tax on retail sales, and a temporary excise upon the storage, use or other consumption, of certain tangible personal property, revising and imposing certain other taxes and excises, establishing the local aid fund, and providing for the distribution of funds therefrom to cities and towns.", approved March 2, 1966, and requesting that said law be repealed.

Said petition was completed by the filing, in this office May 31, 1966, of more than a sufficient number (40,366) of subsequent signatures of qualified voters of the Commonwealth. Said law will be submitted to the people at the state election November 8, 1966, for their approval or disapproval.

KEVIN H. WHITE,
Secretary of the Commonwealth.

ACTS AND RESOLVE

PASSED BY THE

General Court of Massachusetts

AT AN

EXTRA SESSION

1966

CONVENED ON MONDAY, THE FIFTH DAY OF DECEMBER, AND PROROGUED ON WEDNESDAY, THE TWENTY-EIGHTH DAY OF DECEMBER, 1966

ACTS, EXTRA SESSION, 1966.

Chap. 730. AN ACT PROVIDING THAT CITIES AND TOWNS SHALL NOT PROVIDE FOR THEIR INDUSTRIAL DEVELOPMENT EXCEPT IN ACCORDANCE WITH SUCH LAWS AS MAY HEREAFTER BE ENACTED.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is to prevent cities and towns from providing for their industrial development under the provisions of Article LXXXVIII of the Amendments to the Constitution if, by reason of the adoption of Article LXXXIX of said Amendments, the cities and towns are now permitted to do so, until the general court has had the opportunity to enact prudent legislation relative thereto, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

Cities and towns shall not provide for their industrial development under the provisions of Article LXXXVIII of the Amendments to the Constitution except in accordance with such laws as may hereafter be enacted by the general court. *Approved December 27, 1966.*

Chap. 731. AN ACT PROVIDING FOR A GUARANTEE BY THE COMMONWEALTH OF CERTAIN BONDS AND NOTES ISSUED TO FINANCE LOW-RENT HOUSING PROJECTS.

Be it enacted, etc., as follows:

The unused portion of the guarantee referred to in subsection (*a*) of section twenty-six NN of chapter one hundred and twenty-one of the General Laws, namely, thirty-seven million, five hundred and ninety-four thousand dollars, and the additional annual contributions authorized by subsection (*b*) of said section twenty-six NN are hereby made available for state financial assistance contracts entered into pursuant to said section twenty-six NN, as amended by sections five and six of chapter seven hundred and five of the acts of nineteen hundred and sixty-six. *Approved December 27, 1966.*

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, December 27, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience requires that the

law being Chapter 731 of the Acts of 1966, entitled "An Act providing for a Guarantee by the Commonwealth of certain Bonds and Notes Issued to Finance Low-Rent Housing Projects." and the enactment of which received my approval on December 27, 1966, should take effect forthwith.

Postponement of the operation of this act for 90 days would delay financing and construction and, therefore, defeat the purpose of the bill which is to meet an immediate need for low rent housing, including housing for elderly persons.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, December 27, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excellency the Governor of the Commonwealth of Massachusetts at two o'clock and thirty minutes, P.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter seven hundred and thirty-one of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 732. AN ACT CONFIRMING, UNDER THE PROVISIONS OF ARTICLE LXXXIV OF THE AMENDMENTS TO THE CONSTITUTION, THE INCREASED GUARANTEE BY THE COMMONWEALTH OF BONDS AND NOTES OF HOUSING AUTHORITIES ISSUED TO FINANCE PROJECTS FOR THE HOUSING OF ELDERLY PERSONS.

Be it enacted, etc., as follows:

Chapter 121 of the General Laws is hereby amended by striking out section 26VV, as most recently amended by chapter 626 of the acts of 1966, and inserting in place thereof the following section: —

Section 26VV. The commonwealth, acting by and through the department of commerce and development, may enter into a contract or contracts with a housing authority for state financial assistance in the form of a guarantee by the commonwealth of bonds and notes, or either bonds or notes, of the housing authority issued to finance the cost of a project or projects or a part or parts of a project or projects to provide housing for elderly persons of low income. The amount of bonds and notes, or bonds or notes, guaranteed by the commonwealth under this section shall not exceed one hundred and fifty million dollars. Each contract for state financial assistance shall provide that the commonwealth will pay to the housing authority annual contributions; provided, however, that the total amount of annual contributions contracted for by the commonwealth for any one year shall not exceed three million seven hundred and fifty thousand dollars. Each such an-

nual contribution by the commonwealth shall be paid by the commonwealth upon approval and certification by the department of commerce and development to the state comptroller. The provisions of sections twenty-six NN and twenty-six OO shall, so far as apt, be applicable to contracts for state financial assistance under this section.

In addition to said annual contribution, the commonwealth shall upon approval and certification by the department of commerce and development to the state comptroller pay an additional annual contribution of one and one half per cent of the completion cost during any fiscal year over and above the annual contribution of two and one half per cent of the completion cost permitted under the first paragraph of this section and under sections twenty-six NN and twenty-six OO for any project or projects or a part or parts of a project or projects to provide housing for elderly persons of low income; provided, said project or projects have been determined to be complete and eligible to receive such annual contributions by said division; and provided, further, that the commissioner of said department finds that the combined revenue and subsidy of such projects is insufficient to meet the cost of operation and debt service. The additional annual contributions authorized under this paragraph shall not in any one year exceed two million two hundred and fifty thousand dollars, over and above the three million seven hundred and fifty thousand dollars authorized under the first paragraph.

Approved December 27, 1966.

THE COMMONWEALTH OF MASSACHUSETTS,
EXECUTIVE DEPARTMENT, STATE HOUSE,
BOSTON, December 27, 1966.

The Honorable KEVIN H. WHITE, *Secretary of the Commonwealth, State House, Boston, Massachusetts.*

DEAR MR. SECRETARY: — I, John A. Volpe, pursuant to the provisions of Article XLVIII of the Amendments to the Constitution, the Referendum II, Emergency Measures, hereby declare in my opinion the immediate preservation of the public convenience requires that the law being Chapter 732 of the Acts of 1966, entitled "An Act Confirming, under the Provisions of Article LXXXIV of the Amendments to the Constitution, the Increased Guarantee by the Commonwealth of Bonds and Notes of Housing Authorities issued to Finance Projects for the Housing of Elderly Persons." and the enactment of which received my approval on December 27, 1966, should take effect forthwith.

Postponement of the operation of this act for 90 days would delay financing and construction and, therefore, defeat the purpose of the bill which is to meet an immediate need for low rent housing, including housing for elderly persons.

Sincerely,

JOHN A. VOLPE,
Governor of the Commonwealth.

OFFICE OF THE SECRETARY, BOSTON, December 27, 1966.

I, Kevin H. White, Secretary of the Commonwealth, hereby certify that the accompanying statement was filed in this office by His Excel-

lency the Governor of the Commonwealth of Massachusetts at two o'clock and thirty-one minutes, P.M., on the above date, and in accordance with Article Forty-eight of the Amendments to the Constitution said chapter takes effect forthwith, being chapter seven hundred and thirty-two of the acts of nineteen hundred and sixty-six.

KEVIN H. WHITE,
Secretary of the Commonwealth.

Chap. 733. AN ACT CHANGING THE HARBOR LINE ON THE NORTHERLY SIDE OF BOSTON HARBOR.

Be it enacted, etc., as follows:

SECTION 1. The harbor lines on the northerly side of Boston harbor are hereby changed and established as follows:

The location of each of the angle points in the lines hereinafter described is fixed by a distance, hereinafter called longitude, in feet, from a meridian passing through the center of the apex of the dome of the State House in Boston, and by a distance, hereinafter called latitude, in feet, from a line at right angles to said meridian and passing through the said center of the apex of the State House dome, and the bearings refer to the true meridian passing through the center of said apex. Beginning at point H in the pierhead line established by the secretary of war July twenty-seventh, eighteen hundred and eighty-nine, and located in latitude two thousand one hundred sixty-seven and five tenths (2,167.5) feet north and longitude six thousand forty-eight and four tenths (6,048.4) feet east; thence south fifty-six degrees forty-four minutes four and four tenths seconds east, seven thousand eight hundred sixty-six and two tenths (7,866.2) feet to point A in latitude two thousand one hundred forty-seven and two tenths (2,147.2) feet south and longitude twelve thousand six hundred twenty-five and six tenths (12,625.6) feet east, thence south forty-nine degrees fourteen minutes fifty-five seconds east, four thousand two hundred seventy-five and four tenths (4,275.4) feet to point X in latitude four thousand nine hundred thirty-eight and one tenth (4,938.1) feet south and longitude fifteen thousand eight hundred sixty-four and four tenths (15,864.4) feet east, thence south seventy-four degrees east, four thousand five hundred thirty-three and seven tenths (4,533.7) feet to point J in latitude six thousand one hundred eighty-seven and eight tenths (6,187.8) feet south and longitude twenty thousand two hundred twenty-two and five tenths (20,222.5) feet east, thence north nineteen degrees east, four thousand nine hundred thirty-one (4,931.0) feet to point C′ (prime) in latitude one thousand five hundred twenty-five and four tenths (1,525.4) feet south and longitude twenty-one thousand eight hundred twenty-seven and nine tenths (21,827.9) feet east, thence north twenty-three degrees fifty-two minutes fifty-seven and two tenths seconds west, three thousand three hundred twenty-five and eight tenths (3,325.8) feet to point D′ (prime) in latitude one thousand five hundred fifteen and seven tenths (1,515.7) feet north and longitude twenty thousand four hundred eighty-one and four tenths (20,481.4) feet east, thence south seventy-six degrees thirty-one minutes fifty-six and four tenths seconds west, one thousand four hundred thirty-two and five tenths

(1,432.5) feet to point E′ (prime) in latitude one thousand one hundred eighty-two and one tenth (1,182.1) feet north and longitude nineteen thousand eighty-eight and three tenths (19,088.3) feet east, thence north forty-two degrees forty-three minutes and three seconds west three thousand four hundred thirty-seven (3,437.0) feet to point F′ (prime) in latitude three thousand seven hundred seven and two tenths (3,707.2) feet north and longitude sixteen thousand seven hundred fifty-six and seven tenths (16,756.7) feet east, thence north nineteen degrees forty-one minutes fifty and four tenths seconds east three thousand six hundred sixty and four tenths (3,660.4) feet to point G′ (prime) in latitude seven thousand one hundred fifty-three and five tenths (7,153.5) feet north and longitude seventeen thousand nine hundred ninety and four tenths (17,990.4) feet east, thence north seventy degrees eighteen minutes nine and six tenths seconds west, two thousand eight hundred twenty-eight and three tenths (2,828.3) feet to point H′ (prime) in latitude eight thousand one hundred six and eight tenths (8,106.8) feet north and longitude fifteen thousand three hundred twenty-seven and six tenths (15,327.6) feet east, said point being on the State harbor line established by chapter four hundred and eleven of the acts of nineteen hundred and thirty-nine and being south twenty-one degrees six minutes four and three tenths seconds west, one thousand four hundred ninety-two and four tenths (1,492.4) feet from point R-2 in latitude nine thousand four hundred ninety-two and two tenths (9,492.2) feet north and longitude fifteen thousand eight hundred sixty-four and nine tenths (15,864.9) feet east, said point R-2 is marked with a granite monument marked U.S.E., thence south twenty-one degrees six minutes four and three tenths seconds west, one thousand four hundred fifty-eight (1,458.0) feet along aforesaid pierhead and bulkhead line to point I′ (prime) in latitude six thousand seven hundred forty-six and six tenths (6,746.6) feet north and longitude fourteen thousand eight hundred two and seven tenths (14,802.7) feet east, said point being on the line of high water, and being south twenty-one degrees six minutes four and three tenths seconds west, two thousand nine hundred fifty and four tenths (2,950.4) feet from said point R-2. The harbor line located and established by this section terminates at said point I′ (prime) and is the line beyond which no structure or filling shall hereafter extend toward the channel opposite the same, but this restriction shall not apply to properly authorized structures or filling from the shore opposite said line or from any point on the shore southerly of the latitude of said point I′ (prime).

SECTION 2. The harbor line established by chapter four hundred and eleven of the acts of nineteen hundred and thirty-nine is hereby abolished.

SECTION 3. Any license hereafter granted by the department of public works to the Massachusetts Port Authority under the provisions of chapter ninety-one of the General Laws for the filling of any tidewaters lying to the southerly of the latitude of point I′ (prime) as defined in section one of this act shall be irrevocable upon compliance with all applicable provisions of said chapter ninety-one, and the provisions of section twenty-seven A of chapter one hundred and thirty of the General Laws shall not apply to any part of the area to which any such license may apply.

SECTION 3A. The Massachusetts Port Authority shall, on or before February first, nineteen hundred and sixty-seven, submit to the general court a master plan for the proposed development of the General Edward Lawrence Logan International Airport, including the amount of land to be taken by said Authority for the future development of said airport.

SECTION 3B. The Massachusetts Port Authority is hereby directed to investigate and study the regulations adopted or under consideration by the agencies managing airports in New York, Chicago, and Washington with particular emphasis on noise abatement and rules affecting the health, quiet and safety of the communities served by such airports. Such study shall include the feasibility of obtaining equipment to measure the decibel level of sounds emanating from aircraft, and of methods of controlling the same, including the possibility of levying charges against the owners of aircraft which exceed certain acceptable levels. The director of the Massachusetts Port Authority is directed to report the results of the investigation, together with recommendations for legislation where necessary, and together with proposals for regulations designed to protect the health, quiet and safety of the people of metropolitan Boston, to the general court, by filing the same with the clerk of the senate on or before June first, nineteen hundred and sixty-seven.

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

Approved December 28, 1966.

Chap. 734. AN ACT ESTABLISHING HOME RULE PROCEDURES FOR CITIES AND TOWNS AND OTHERWISE IMPLEMENTING ARTICLE LXXXIX OF THE AMENDMENTS TO THE CONSTITUTION.

Whereas, The deferred operation of this act would tend to defeat its purpose, which is, in part, immediately to provide for the establishment of standard procedures for the adoption, revision and amendment of city and town charters, in order to facilitate the orderly implementation of Article LXXXIX of the Amendments to the Constitution, therefore it is hereby declared to be an emergency law, necessary for the immediate preservation of the public convenience.

Be it enacted, etc., as follows:

SECTION 1. The General Laws are hereby amended by inserting after chapter 43A the following new chapter: —

CHAPTER 43B.

HOME RULE PROCEDURES.

Section 1. This chapter may be cited as the "Home Rule Procedures Act." As used in this chapter, the terms "board of registrars of voters", "city council", and "board of selectmen" shall include any local authority of different designation performing like duties.

Section 2. Every city and town shall have the power to adopt or revise its charter or to amend its existing charter in accordance with procedures prescribed by this chapter.

Section 3. The adoption of a charter for any city or town under sections two and three of Article LXXXIX of the Amendments to the

Constitution and the revision of any charter so adopted shall be initiated by filing with the board of registrars of voters of the city or town a petition signed by at least fifteen per cent of the number of registered voters residing in said city or town at the preceding state election. Such petition may consist of a number of separate sheets, but each sheet shall be in substantially the form prescribed therefor in section fifteen and shall be signed and completed in accordance with the instructions contained therein. The city or town clerk shall furnish forms for such petition to any registered voter of the city or town requesting the same. Within ten days from such filing, the board shall check each name to be certified by it on the petition, shall certify thereon the number of signatures so checked which are names of registered voters in the city or town, and shall report the results to the city council or board of selectmen, as the case may be, by filing its report with the city or town clerk. Only names so checked shall be deemed to be names of registered voters for purposes of such petition. The board need not certify more than one hundred and forty per cent of the number of names required to file a petition, and names not certified in the first instance shall not thereafter be certified on the same petition.

Notwithstanding the foregoing provisions, the persons responsible for filing such petition may elect to postpone the date on which such petition is deemed to be filed by filing a written request for such postponement with the board at the time such petition or any portion thereof is filed. In such a case, the petition shall not be deemed to have been filed until the thirtieth day after such written request is filed. During such thirty day period, the board may, but shall not be required to, certify signatures on portions of the petition already filed and the persons responsible for filing such petition may, but shall not be required to, file additional separate sheets with the board, all of which shall be deemed to constitute part of the same petition. Certification of signatures shall be completed by the board within ten days after such postponed effective date.

Objections to the sufficiency and validity of the signatures on any such petition as certified by the board of registrars of voters shall be made in the same manner as provided by law for objections to nominations for city or town offices, as the case may be.

Section 4. Within thirty days of receipt of certification by the board of registrars of voters that a petition contains sufficient valid signatures, the city council or board of selectmen shall by order provide for submitting the question of adopting or revising a charter to the voters of the city or town, and for the election of a charter commission, at the first regular city election, or at the first annual or biennial town meeting for the election of town officers, held on or after the sixtieth day following the adoption of the order. Said order shall also provide for the nomination of charter commission members, who shall be nominated in accordance with this chapter. Said order shall not require the concurrence of the mayor in a city and shall not be subject to referendum. If an order of the city council or board of selectmen under this section has not been adopted within the thirty days specified above, the question of adopting or revising a charter shall be submitted to the voters and charter commission members shall be elected at the first regular city election, or at the first annual or biennial town meeting for the election of town officers, held on or after the ninetieth day after

receipt by the city council or board of selectmen of certification provided for in the first sentence of this section.

Section 5. The signatures of the following number of registered voters shall be required to nominate charter commission members in cities or towns having the following number of inhabitants: two hundred such signatures if one hundred thousand or more inhabitants, one hundred such signatures if fifty thousand or more but less than one hundred thousand inhabitants, fifty such signatures if twelve thousand or more but less than fifty thousand inhabitants, twenty-five such signatures if six thousand or more but less than twelve thousand inhabitants and ten such signatures if less than six thousand inhabitants.

The last day for filing certified nomination papers for members of a charter commission with the city or town clerk shall be the twenty-eighth day preceding the date for their election. The manner of signing and the time for presenting nomination papers for certification to the board of registrars of voters, and the manner of and time for certifying the same, shall be governed by section seven of chapter fifty-three. Such nomination papers shall contain information with respect to candidates, except that no party or political designation shall be used, and shall be filed with the city or town clerk by a responsible person and accompanied by the candidate's acceptance, all as provided by and subject to the provisions of sections eight and nine of chapter fifty-three applicable to the nomination of officers for such city or town. Objections to the sufficiency and validity of the signatures on any nomination paper as certified by the board of registrars of voters shall be made and disposed of in the manner provided by sections eleven and twelve of chapter fifty-three, or by special law applicable to the city or town.

Upon application made by any city or town clerk, the state secretary shall provide him with blank forms for the nomination of charter commission members in such city or town. The city and town clerks shall supply such forms only to candidates or to persons authorized in writing by a candidate to obtain said forms in his behalf. One copy of a voting list shall be furnished to each candidate by the city or town clerk upon request. Except as provided in this section, the provisions of sections one to twelve, inclusive, and section seventeen of chapter fifty-three shall not apply to the nomination of charter commission members.

Section 6. A charter commission shall consist of nine registered voters of the city or town elected at large and by official ballot, without party or political designation, at an election held in accordance with this chapter. The names of the candidates nominated in accordance with section five shall be placed on such ballot in alphabetical order, preceded by an instruction to the effect that a voter may vote for not more than nine persons as charter commission members whether or not he favors the election of a charter commission. The question of electing a commission to adopt or revise the charter shall be placed on such ballot in the form prescribed by the constitution.

If a majority of the votes cast upon the question of adopting or revising the charter is in the affirmative, the nine candidates receiving the highest number of votes shall be declared elected.

Section 7. A charter commission shall promptly organize by the election from among its members of a chairman, a vice chairman and a clerk and shall file a notice of such organization with the city or town clerk. If no notice of organization is received by the city or town clerk within ten days after the election of the commission members, such clerk shall immediately call a meeting of the commission for the purpose. A charter commission shall continue to exist until thirty days after the election at which its charter adoption or revision proposal, if any, is required to be submitted to the voters under this chapter or until thirty days after submission to the city council or town meeting of a final report recommending no new charter or revision. If any member dies, resigns or ceases to be a registered voter of the city or town, a vacancy shall result which shall be filled by the election of any registered voter of the city or town by vote of a majority of the remaining members. The commission may continue to act notwithstanding the existence of any vacancy. Members shall serve without compensation but shall be reimbursed from the commission's account for expenses lawfully incurred by them in the performance of their duties.

Section 8. (*a*) A charter commission may adopt rules governing the conduct of its meetings and proceedings and may employ such legal, research, clerical or other employees, who shall not be subject to the provisions of chapter thirty-one, or consultants as its account may permit. In addition to funds made available by a city or town the charter commission account may receive funds from any other source, public or private, provided, however, that no contribution of more than five dollars shall be accepted from any source other than the city or town unless the name and address of the person or agency making the contribution, the amount of the contribution and the conditions or stipulations as to its receipt or use, if any, are disclosed in a writing filed with the city or town clerk. The consent of a charter commission to any such condition or stipulation shall not be binding upon a city or town. Within thirty days after submission of its final report the charter commission shall file with the city or town clerk a complete account of all its receipts and expenditures for public inspection. Any balance remaining in its account shall be credited to the city's or town's surplus revenue account.

(*b*) Each city or town shall provide its charter commission, free of charge, with suitable office space and with reasonable access to facilities for holding public hearings, may contribute clerical and other assistance to such commission, and shall permit it to consult with and obtain advice and information from city or town officers and employees during ordinary working hours. Within twenty days after the election of a charter commission, the city or town treasurer shall credit to the account of the charter commission, with or without appropriation, the sum of five hundred dollars in a town of less than six thousand inhabitants, the sum of one thousand dollars in a town of six thousand or more but less than twelve thousand inhabitants, the sum of two thousand dollars in a city or town of twelve thousand or more but less than fifty thousand inhabitants, the sum of five thousand dollars in a city or town of fifty thousand or more but less than one hundred thousand inhabitants and the sum of ten thousand dollars in any other city or town.

Such sum shall be provided by taxation in the manner set forth in section twenty-three of chapter fifty-nine if payment is made prior to the fixing of the annual tax rate, and otherwise shall be provided by transfer by the treasurer from available funds or by borrowing in the manner and for the period provided in the case of final judgments under clause (11) of section seven of chapter forty-four, and subject to all other applicable provisions of chapter forty-four except that such borrowing may be authorized by the city treasurer and city manager, if any, otherwise the mayor of a city and by the town treasurer and board of selectmen of a town. A city or town may appropriate additional funds for its charter commission provided the aggregate contribution by a city or town to its charter commission does not exceed ten times the initial contribution required of the city or town under this section.

Section 9. (*a*) Within forty-five days after its election the charter commission shall hold a public hearing.

(*b*) Within eight months after its election, the charter commission shall prepare a preliminary report including the text of the charter or charter revision which the commission intends shall be submitted to the voters and any explanatory information the commission deems desirable, shall cause such report to be published in a newspaper having general circulation in the city or town, shall provide sufficient copies of the preliminary report to the city or town clerk to permit its distribution to each registered voter requesting the same, and shall furnish two copies to the attorney general. Within four weeks after such publication, the commission shall hold one or more public hearings upon the report. Within four weeks after his receipt of the report, the attorney general shall furnish the commission with a written opinion setting forth any conflict between the proposed charter or charter revision and the constitution and laws of the commonwealth.

(*c*) Within ten months after its election, the charter commission shall submit to the city council or board of selectmen its final report, which shall include the full text and an explanation of the proposed new charter or charter revision, such comments as the commission deems desirable, an indication of the major differences between the current and proposed charters, and a statement of not more than one thousand words by the commission minority, if any, provided such statement is filed with the chairman of the commission within forty-eight hours after the commission's vote approving such report.

(*d*) All public hearings before a charter commission shall be held within the city or town at such time and place as may be specified in a notice published at least ten days prior to the hearing in a newspaper having general circulation in the city or town, but hearings may be adjourned from time to time without further published notice.

Section 10. (*a*) Amendments to a city or town charter previously adopted or revised under this chapter may be proposed by the city council of a city or the town meeting of a town by a two thirds vote in the manner provided by this section; provided, that amendments of a city charter may be proposed only with the concurrence of the mayor in every city that has a mayor, and that only a charter commission elected under this chapter may propose any change in a charter relating in any way to the composition, mode of election or appointment, or terms of office of the legislative body, the mayor or city manager, or the board of selectmen or town manager. In this section, the word

"mayor" shall mean an officer elected by the voters as the chief executive officer of a city or an officer lawfully acting as such, and the term "two thirds vote" shall mean, in cities, a vote, taken by yeas and nays, of two thirds of the members of a city council present and voting thereon, and shall mean, in towns, the vote of two thirds of the voters present and voting at a duly called meeting.

(*b*) In addition to any amendment proposed by a city council or town meeting under subsection (*a*) the city council or town meeting shall consider and vote upon any suggested charter amendment which it would have the power to propose under subsection (*a*), and which is not substantially the same as an amendment already considered and voted upon by it within the last twelve months, and which is suggested to it in a written request signed by the mayor or city manager or any member of the city council in a city or by the town manager or any selectman of a town, or is suggested to it by a petition in substantially the form set forth in section fifteen, signed and completed in accordance with the instructions contained therein by at least ten registered voters in the case of a town and by as many registered voters, in the case of a city, as would be required to nominate a charter commission member in such city under section five, which written request or petition shall be filed with the city or town clerk.

At the earliest convenient time not later than three months after the date any suggested amendment is filed with the city or town clerk, the city council or board of selectmen shall order a public hearing to be held thereon before it or before a committee selected or established by it for the purpose, provided that any number of suggested amendments may be considered at the same hearing. Such a hearing shall be held not later than four months after the filing date of any suggested amendment to be considered, and at least seven days notice of such public hearing shall be published in a newspaper of general circulation in the city or town. Except where the hearing is held by a city council, the board or committee holding the public hearing shall report its recommendations to the city council or town meeting, as the case may be. Final action on such a suggested amendment shall be taken not later than six months after such filing date in the case of a city and, in the case of a town, not later than the first annual town meeting held at least six months after such filing date, provided that at any time after the public hearing two hundred registered voters of a town or twenty per cent of the total number of registered voters of such town, whichever is less, may in writing request the selectmen to call a special town meeting to consider the suggested amendment, and the selectmen shall thereupon call such meeting which shall be held not more than forty-five days after the receipt of the request.

(*c*) Whenever an order proposing a charter amendment to the voters is approved by the mayor and city council or town meeting, a copy of the proposed amendment shall be immediately submitted to the attorney general and such order shall not take effect for four weeks after the date of such submission. Within such four weeks the attorney general shall furnish the city council or board of selectmen with a written opinion setting forth any conflict between the proposed amendment and the constitution and laws of the commonwealth. If the attorney general reports that the proposed amendment conflicts with the constitution or laws of the commonwealth, the order proposing such amendment shall

not take effect except as may be specified by further proceedings of the mayor and city council or town meeting under subsection (*a*). If the attorney general reports no such conflict, such order shall become effective four weeks after its submission to the attorney general.

(*d*) No order or vote under subsection (*a*), (*b*) or (*c*) shall be subject to referendum or shall, except as provided in subsection (*a*), require the concurrence of the mayor.

(*e*) The provisions of subsections (*a*), (*b*), (*c*) and (*d*) shall apply to amendments of laws having the force of a city or town charter by virtue of section nine of Article LXXXIX of the Amendments to the Constitution as well as to amendments of a charter previously adopted or revised under this chapter.

Section 11. Upon submission of the final report of a charter commission under section nine, the city council or board of selectmen shall order the proposed charter or charter revision to be submitted to the voters of the city or town for their approval at the first regular city election, or at the first annual or biennial town meeting for the election of town officers, held at least two months after such submission, but a charter commission report which does not recommend the adoption or revision of a charter shall not be submitted to the voters. Such an order shall not require the concurrence of the mayor in cities and shall not be subject to referendum. A proposed charter amendment shall be similarly submitted to the voters at the first such election or meeting held at least two months after the order proposing such charter amendment becomes effective under section ten. The question of adopting a charter or revising a charter as recommended by a charter commission shall be submitted to the voters as a single question unless the report of the charter commission provides for the separate submission of proposed revisions. Unrelated charter amendments proposed by a city council or town meeting shall be submitted to the voters as separate questions.

The question of approving the adoption of or any revision of or amendment to a charter shall be placed on a written or printed ballot, which ballot, including ballot labels where voting machines are used, shall be prepared by public authority and at public expense. A copy of the ballot question and summary prepared in accordance with the following instructions shall be filed with the city or town clerk no later than thirty-five days before the election, and the form of the question shall be substantially as follows:

"Shall this (city) (town) approve the (insert 'new charter recommended by the charter commission' or 'charter revision recommended by the charter commission' or 'charter amendment proposed by the (city council) (town meeting)', as appropriate) summarized below?"

YES.	
NO.	

(Where a new charter or single charter revision is being submitted at an election, set forth here a brief summary of its basic provisions (composition and mode of selection of the legislative and executive branches and school committee or, if a change of none of these is involved, the most significant proposed change.) Where separate revisions or any amendments are being so submitted, set forth here the substance thereof in a manner also sufficient to distinguish each from any other amendments or revisions to be considered at the same election. The charter commission shall prepare the summaries of its own proposals and the city solici-

tor or town counsel shall prepare the description of proposed amendments.)

The city council or board of selectmen shall cause the final report of a charter commission, or a charter amendment proposed in an order which has become effective under section ten, to be printed and a copy to be distributed to each residence of one or more registered voters. Such distribution shall occur not later than two weeks before the election at which the question of adopting, revising or amending the charter is to be submitted to the voters. Additional copies of such final report or proposed amendment shall be filed with the city or town clerk for distribution to registered voters requesting the same and one such copy shall be posted in his office.

A new charter or charter revision approved by a majority of the voters of the city or town voting thereon shall take effect on the day specified in such charter or revision, and any proposed amendment so approved shall take effect upon the date specified therein or in the city council order or town meeting vote proposing the same. If two or more charter adoption, revision or amendment proposals are submitted to the voters in the alternative and are approved, only the alternative proposal receiving the highest number of affirmative votes shall take effect. If two or more charter adoption, revision or amendment proposals containing conflicting provisions are submitted to the voters, but not as alternatives, and are approved, all such proposals shall take effect, but the proposal receiving the highest number of affirmative votes shall be construed to prevent all conflicting provisions contained in other proposals from taking effect.

Section 12. Duplicate certificates shall be prepared setting forth any charter that has been adopted or revised and any charter amendments approved, and shall be signed by the city or town clerk. One such certificate shall be deposited in the office of the secretary of the commonwealth and the other shall be recorded in the records of the city or town and deposited among its archives. All courts may take judicial notice of charters and charter amendments of cities and towns.

The city council of each city, and the board of selectmen of each town, shall, at intervals of not greater than ten years, cause the charter of said city or town as revised or amended to be reprinted for distribution to such registered voters of said city or town as may apply therefor at the office of the city or town clerk. Acts of the general court which are included in such charter may be referred to by appropriate subject headings and statutory citations instead of being set forth at length. Copies of said document may be sold at a price not to exceed the cost of paper, printing and binding thereof, plus mailing charges if any, as determined by said clerk.

Section 13. Any city or town may, by the adoption, amendment or repeal of local ordinances or by-laws, exercise any power or function which the general court has power to confer upon it, which is not inconsistent with the constitution or laws enacted by the general court in conformity with powers reserved to the general court by Section 8 of Article LXXXIX of the Amendments to the Constitution and which is not denied, either expressly or by clear implication, to the city or town by its charter. Whenever appropriations, appointments, orders, regulations or other legislative or executive actions within the scope of any such ordinance or by-law are necessary in the exercise of any power or function au-

thorized by such ordinance or by-law, any such actions which are to be taken by a city council or town meeting may be taken by ordinance, by-law, resolution, order or vote, and any such actions which are to be taken by executive officers may be taken in any appropriate manner, subject, however, as to both such categories, to all provisions of the ordinance or by-law in question, the city or town charter, and other applicable law. Any requirement that an ordinance or by-law be entitled as such, or that it contain the word "ordained," "enacted" or words of similar import shall not affect the validity of any action which is required to be taken by ordinance or by-law. Nothing in this section shall be construed to permit any city or town, by ordinance or by-law, to exercise any power or function which is inconsistent with any general law enacted by the general court before November eighth, nineteen hundred and sixty-six which applies alike to all cities, or to all towns, or to all cities and towns, or to a class of not fewer than two. No exercise of a power or function denied to the city or town, expressly or by clear implication, by special laws having the force of a charter under section nine of said Article, and no change in the composition, mode of election or appointment, or terms of office of the legislative body, the mayor or city manager or the board of selectmen or town manager, may be accomplished by by-law or ordinance. Such special laws may be made inapplicable, and such changes may be accomplished, only under procedures for the adoption, revision or amendment of a charter under this chapter.

Section 14. (1) The superior court shall, upon petition of ten or more registered voters or of the attorney general, have jurisdiction in equity to enforce the provisions of this chapter.

(2) The provisions of chapter two hundred and thirty-one A applicable to municipal by-laws or ordinances shall apply to charters, charter revisions, charter amendments, by-laws and ordinances of a city or town adopted under this chapter. In addition, a petition for declaratory relief under chapter two hundred and thirty-one A may be brought on behalf of the public by the attorney general or, by leave of the court, by ten or more registered voters of the city or town. In the case of a petition brought by ten registered voters, the attorney general shall be served with notice of the preliminary petition for leave, and may intervene as a party at any stage of the proceedings; and the petitioners shall be liable for, but may in the court's discretion also be awarded, costs, which may include reasonable counsel fees.

(3) Judicial review to determine the validity of the procedures whereby any charter is adopted, revised or amended may be had by petition of ten or more registered voters of the city or town brought within thirty days after the election at which such charter, revision or amendment is approved. If no such petition is filed within such period, compliance with all the procedures required by this act and the validity of the manner in which such charter, revision or amendment was approved shall be conclusively presumed. No charter adoption, revision or amendment shall be deemed invalid on account of any procedural error or omission unless it is shown that the error or omission materially and substantially affected such adoption, revision or amendment.

Section 15. (*a*) A petition for the adoption or revision of a charter shall conform with the requirements of subsection (*c*) and shall have a sentence in substantially the following form at the top of each page:

Each of the undersigned requests that the (city) (town) of ..... revise its present charter or adopt a new charter, and each of the undersigned certifies that he is a registered voter of said (city) (town) whose residence addresses at the times set forth below were as shown below, and that he has not signed this petition more than once.

(*b*) A petition suggesting a charter amendment under section ten shall conform with the requirements of subsection (*c*) and shall have a sentence in substantially the following form at the top of each page:

Each of the undersigned requests that the (city council) (town meeting) propose the charter amendment(s) attached hereto to the voters of the (city) (town) of ....., and each of the undersigned certifies that he is a registered voter of said (city) (town) whose residence addresses at the times set forth below were as shown below, and that he has not signed this petition more than once.

(*c*) All petitions shall require the following information to be furnished by each signer in accordance with the following instructions which shall be printed on each page:

*Name**	*Present Address (Street and Number)*	*Registered Address (Street and Number January 1, 19..**)*
.....	.....	.....
.....	.....	.....
.....	.....	.....

Instructions:

* Written signature of voter to be supplied; provided that a registered voter prevented from writing by physical disability may authorize another person to write his signature and address.

** If a voter was registered later than this date, the registered address on such later date shall be used.

If a petition is expected to be filed on or after July 15 of any year, the registered address on the preceding January 1 shall be used. If a petition is expected to be filed before July 15 of any year, the registered address on the second preceding January 1 shall be used.

No petition shall contain or be accompanied by any indication of party or political designation.

Section 16. Any paper or document which is required by this chapter to be filed with or submitted to the city or town clerk or a city council or a board of selectmen shall be deemed to be so filed or submitted when it is delivered to the city or town clerk or to his office. Any paper or document which is required by this chapter to be filed with or submitted to a board of registrars of voters shall be deemed to be so filed or submitted when it is delivered to the office of the board or, if the board maintains no office, to the office of the city or town clerk. Any paper or document which is required by this chapter to be filed with or submitted to the attorney general shall be deemed to be so filed or submitted when it is delivered to the attorney general or to his office.

Section 17. The provisions of chapters fifty to fifty-seven, inclusive, applicable to city or town elections shall apply to the proceedings governed by this chapter so far as apt, but the provisions of sections fifty-five to fifty-eight, inclusive, of chapter fifty-four shall not be deemed to apply, and the provisions of this chapter shall prevail where they are in

conflict with any applicable provisions of said chapters fifty to fifty-seven, inclusive.

Section 18. Any city or town having a charter under chapter forty-three or forty-three A or a method of electing officers under chapter fifty-four A may change the same in accordance with the procedures for the adoption or amendment of a charter prescribed by this chapter. Except as may be permitted by any general or special law enacted after November eighth, nineteen hundred and sixty-six, no city or town shall adopt or change charters or change its method of electing officers under said chapters forty-three, forty-three A or fifty-four A or under any special laws in effect on such date, including without limitation chapters four hundred and fifty-two of the acts of nineteen hundred and forty-eight, six hundred and sixty-one of the acts of nineteen hundred and forty-nine and one hundred and fifty-two of the acts of nineteen hundred and fifty-four, as amended, and the procedures set forth in this chapter shall be exclusive.

Section 19. Clause fifth of section seven of chapter four shall not apply to this chapter, and no special law enacted after November eighth, nineteen hundred and sixty-six shall be subject to amendment, revision or repeal by the adoption, revision or amendment of a charter under this chapter except to the extent that such special law shall expressly or by clear implication so provide.

SECTION 2. Section 1 of chapter 268A of the General Laws is hereby amended by striking out paragraph (*g*) and by inserting in place thereof the following paragraph: —

(*g*) "Municipal employee," a person performing services for or holding an office, position, employment or membership in a municipal agency, whether by election, appointment, contract of hire or engagement, whether serving with or without compensation, on a full, regular, part-time, intermittent, or consultant basis, but excluding (1) elected members of a town meeting and (2) members of a charter commission established under Article LXXXIX of the Amendments to the Constitution.

SECTION 3. Any statute enacted by the general court before November eighth, nineteen hundred and sixty-six and which was to take effect upon its acceptance by a city or town may be validly accepted after said date in accordance with its terms.

SECTION 4. Nothing done under Article LXXXIX of the Amendments to the Constitution before the effective date of this act shall be held invalid because of failure to conform with this act. The collection, filing or certification of signatures, the circulation or filing of petitions or nomination papers, the adoption of orders and all other actions properly taken or begun before the effective date of this act need not be repeated or reinitiated because of the passage of this act, but the provisions of this act shall apply, so far as feasible while giving effect to all such actions already taken, to the continuation or completion of all such actions. *Approved December 28, 1966.*

Chap. 735. AN ACT ESTABLISHING A COMPREHENSIVE PROGRAM OF MENTAL HEALTH AND MENTAL RETARDATION SERVICES.

Be it enacted, etc., as follows:

SECTION 1. The General Laws are hereby amended by striking out chapter 19 and inserting in place thereof the following chapter: —

CHAPTER 19.

DEPARTMENT OF MENTAL HEALTH.

Section 1. There shall be a department of mental health, in this chapter called the department, and a commissioner of mental health who shall have and shall exercise exclusive supervision and control of the department. All action of the department shall be taken by the commissioner, or under his direction, by such agents or subordinate officers as he shall determine.

The department shall take cognizance of all matters affecting the mental health of the citizens of the commonwealth and the welfare of the mentally retarded. The department shall have supervision and control of all public facilities for mentally ill or mentally retarded persons and of all persons received into any of said facilities, and shall have general supervision of all private facilities for such persons; provided, however, that this sentence shall not be deemed to interfere with or supersede any other provision of general or special law which grants or confers supervision and control of certain public facilities for mentally ill or mentally retarded persons and persons admitted to such facilities or which grants or confers supervision over certain private facilities for such persons, to any other department of the commonwealth or to any political subdivision. The department shall have supervision and control of all hospitals, state schools, comprehensive centers and clinics, and other mental health facilities established within the department and, subject to appropriation, may further develop additional state hospitals, state schools, comprehensive centers and clinics, or other mental health facilities under commonwealth operation or, subject to appropriation, may contract with any private hospital, institution or other agency furnishing complementary mental health services to pay it the ordinary and reasonable compensation for such services actually rendered or furnished to persons in need thereof.

Section 2. The governor shall appoint a commissioner of mental health, whose term shall be coterminous with that of the governor. The commissioner shall devote full time to his duties and may be permitted such professional affiliations as he desires.

Such commissioner shall be a physician who is a diplomate in psychiatry of the American Board of Psychiatry and Neurology, Inc., and shall have had substantial administrative experience in mental health facilities or agencies.

The commissioner shall appoint and may remove such agents and subordinate officers as he may deem necessary, and may establish such divisions in the department as he deems appropriate from time to time. Except as otherwise provided by law all offices and positions shall be subject to the provisions of chapter thirty-one; provided, however, the provisions of chapter thirty-one shall not apply to physicians and psychiatrists with full medical-psychiatric responsibility as opposed to administrative responsibility, to nurses in hospitals or sanitoria, or to attorneys acting as legal counsel; and provided further, however, and notwithstanding the preceding proviso or any other provision of law, all offices and positions, which as a condition of receiving federal grants for programs and activities to which the federal standards for a merit system of personnel administration relate and make necessary the ap-

plication of the provisions of the civil service law, shall be subject to the provisions of chapter thirty-one if such federal standards are uniform in all states.

Prior to making an appointment of an area director the commissioner shall, upon receipt of a certified civil service eligibility list for the position of area director, submit such list to the area board. Said board shall within seven days thereafter recommend in writing to the commissioner the name of the person it would like to have appointed.

At the end of each fiscal year, the commissioner shall make an annual report of the activities of the department, including the progress made in providing services and facilities for mental health and mental retardation in the commonwealth.

The commissioner shall receive a salary of thirty-two thousand five hundred dollars.

Section 3. The commissioner shall appoint, with the approval of the governor, a person qualified to serve as deputy commissioner of mental health. He shall perform such duties as the commissioner may determine and shall, in the case of a vacancy in the office of commissioner, and during his absence or disability, exercise the powers and perform the duties of the office of commissioner. Said deputy commissioner shall devote his full time to his duties. He may be allowed such professional affiliations as the commissioner approves, subject to the provisions of chapter two hundred and sixty-eight A.

The deputy commissioner shall be a physician who is a diplomate in psychiatry of the American Board of Psychiatry and Neurology, Inc., and shall have had at least three years of experience in a professional position in mental health facilities or agencies.

Section 4. The commissioner shall appoint an assistant commissioner for community programs who shall supervise the comprehensive community programs under the direction of the commissioner. He shall devote full time to such duties. He may be allowed such professional affiliations as the commissioner approves, subject to the provisions of chapter two hundred and sixty-eight A. Such assistant commissioner shall have a doctorate in medicine with board certification or board eligibility in psychiatry, or shall be a psychologist with a diplomate or diplomate eligibility in professional psychology from the American Board of Examiners in Professional Psychology. He shall have had at least three years' experience in a professional position in the field of mental health.

Section 5. The commissioner shall appoint an assistant commissioner for mental retardation who shall supervise, plan, and advise on all programs conducted by the department for mentally retarded persons and perform such other duties as the commissioner may determine. He shall devote full time to his duties. He may be allowed such professional affiliations as the commissioner approves, subject to the provisions of chapter two hundred and sixty-eight A. Such assistant commissioner shall have a doctorate in medicine with board certification or board eligibility in psychiatry, neurology, child psychiatry, or pediatrics or shall be a psychologist with a diplomate or diplomate eligibility in professional psychology from the American Board of Examiners in Professional Psychology, Incorporated, and shall have had at least three years' experience in a professional position in the field of mental retardation.

Section 6. The commissioner shall appoint an assistant commissioner for research, planning and training who shall perform such duties as the commissioner may determine relative to the training, recruiting, research, planning, and evaluative activities and services of the department, including program development, community activities, operational research, and statistics. Such assistant commissioner shall promote coordination between the divisions and agencies of the department and shall also coordinate his services with the work of other agencies of the department. He shall establish and maintain liaison with other state-level government agencies, with the appropriate federal departments and with private agencies involved in planning for mental health and mental retardation within the commonwealth. He shall devote full time to his duties. He may be allowed such professional affiliations as the commissioner approves, subject to the provisions of chapter two hundred and sixty-eight A. Such assistant commissioner shall have a doctorate in medicine, or psychology, and shall have had three years' experience in a professional position in the field of mental health.

Section 7. The commissioner shall appoint an assistant commissioner for administrative services who shall perform such duties as the commissioner may determine relative to business and financial matters. Said assistant commissioner shall devote full time to his duties. Such assistant commissioner shall have fifteen years' business and managerial experience, and education qualified to undertake the management of the financial and business interests of the department.

Section 8. The commissioner shall appoint an assistant commissioner for children's services who shall plan and advise on all activities of the department relating to the cause, treatment, and prevention of mental illness in children, and perform such other duties as the commissioner may determine. He shall devote full time to his duties. He may be allowed such professional affiliations as the commissioner approves, subject to the provisions of chapter two hundred and sixty-eight A. Such assistant commissioner shall have a doctorate in medicine, with board certification or board eligibility in child psychiatry or pediatrics, or shall be a clinical psychologist with a diplomate or diplomate eligibility in clinical psychology from the American Board of Examiners in Professional Psychology, Incorporated, and shall have had three years' experience in a professional position in the field of mental health services for children.

Section 9. The commissioner shall appoint a member of the Massachusetts bar to serve as legal counsel to the commissioner. He shall devote full time to his duties. Such legal counsel shall have been a member of the bar for not less than six years prior to his appointment and shall have been actively engaged in the practice of law.

Section 10. The commissioner may establish a program for the training of residents in psychiatry and any other professional disciplines as required by departmental programs. Such residents shall be eligible for training grants from the commonwealth. Recipients of said grants shall be exempt from the provisions of chapter thirty-one and shall not be deemed employees of the commonwealth; and such grants shall not be deemed income under chapters sixty-two or sixty-two A. Approval of such training programs by the director of personnel and standardiza-

tion shall be required in accordance with the provisions of section twenty-eight of chapter seven.

The office of deputy commissioner may be filled by any person in a civil service position in the department. Such person, after filling such office, shall, if not reappointed to such office, be returned to his civil service position without loss of benefits.

The following educational requirements for taking an examination for the following positions in the department are hereby established:

An applicant for director of psychological services shall be a diplomate in clinical psychology of the American Board of Examiners in Professional Psychology, Incorporated.

An applicant for director of psychological research shall have a doctoral degree in psychology from an accredited college or university.

An applicant for principal psychologist shall have a minimum of a master's degree in psychology from an accredited college or university.

An applicant for chief supervisor of psychiatric nursing shall have a master's degree in nursing from an accredited college or university.

An applicant for head psychiatric social worker shall have a master's degree in social work from an accredited college or university.

An applicant for head occupational therapist shall have a bachelor's degree with a major concentration in occupational therapy from an accredited college or university, or a bachelor's degree and completion of a post degree course in occupational therapy for which a certificate or diploma has been granted him by an accredited college or university.

Section 11. There shall be an advisory council for the planning, construction, operation or utilization of community mental health centers, consisting of the commissioners of mental health, public health and public welfare, ex officiis, and twelve persons to be appointed by the governor, who shall include representatives of nongovernmental organizations or groups, of agencies of the commonwealth concerned with planning, construction, operation or utilization of community mental health centers or other mental health facilities, including representatives of consumers of the services provided by such centers and facilities who are familiar with the need for such services. Upon the expiration of the term of office of an appointive member, his successor shall be appointed for a term of four years. No member shall be reappointed for more than two terms. The commissioner of mental health shall be the chairman of the council. Members of said council shall serve without compensation but each member shall be reimbursed by the commonwealth for all expenses incurred in the performance of his official duties.

Section 12. There shall be an advisory council for the planning, construction, operation or utilization of facilities for the mentally retarded, consisting of the commissioners of mental health, public health and public welfare, ex officiis, and twelve persons to be appointed by the governor, who shall include representatives of agencies of the commonwealth concerned with planning, construction, operation or utilization of facilities for the mentally retarded and of nongovernmental organizations or groups concerned with education, employment, rehabilitation, welfare, and health, and including representatives of consumers of the services provided by such facilities. Upon the expiration of the term of office of an appointive member, his successor shall be appointed

for a term of four years. No member shall be reappointed for more than two terms. The commissioner of mental health shall be the chairman of the council. Members of said council shall serve without compensation but each member shall be reimbursed by the commonwealth for all expenses incurred in the performance of his official duties.

Section 13. Each of the advisory councils established under sections eleven and twelve, respectively, shall, in order to carry out the purposes of the federal Mental Retardation Facilities and Community Mental Health Centers Construction Act of 1963 (Public Law 88—164), as amended, consult with and advise the department in any matter relative to surveying the need for community mental health centers or for facilities for the mentally retarded, as the case may be, and in developing programs for constructing such centers or facilities.

Section 14. The area boards and the boards of trustees of the following public institutions shall serve in the department: Belchertown state school, Massachusetts mental health center (Boston psychopathic hospital), Boston state hospital, Danvers state hospital, Foxborough state hospital, Gardner state hospital, Grafton state hospital, Walter E. Fernald state school, Medfield state hospital, Metropolitan state hospital, Monson state hospital, Northampton state hospital, Taunton state hospital, Westborough state hospital, Worcester state hospital, Cushing hospital, Paul A. Dever state school and Wrentham state school.

Belchertown state school, Walter E. Fernald state school, Paul A. Dever state school, Hathorne state school, North Reading rehabilitation center, Rutland Heights mental health rehabilitation center and Wrentham state school shall establish and maintain, subject to appropriation, research and demonstration projects in vocational rehabilitation in cooperation with the federal vocation rehabilitation program.

Section 15. The board of trustees for each of the institutions listed in section fourteen, except the Walter E. Fernald state school, shall consist of seven members; provided, that at least two of such members shall be women. One member of each board, except as aforesaid, shall annually in January be appointed for seven years from the first Wednesday of the following February by the governor. The board of trustees of the Walter E. Fernald state school shall consist of six members on the part of the commonwealth, one of whom shall annually be appointed for six years by the governor, and of six members to be elected by the school, subject to the approval of the governor. All the above trustees shall serve without compensation, but shall be reimbursed for all expenses incurred in the performance of their duties.

Section 16. There shall be a mental health advisory council consisting of thirty persons to be appointed by the governor, of whom at least half shall be members of community mental health and retardation area boards, and of the remaining half at least seven shall be appointed to represent one of the following professions and groups: — state level medical, psychological, nursing, educational, social work, occupational therapy, or bar associations, state level associations for mental health and for mental retardation, industrial and labor groups and the clergy. Upon the expiration of the term of office of any member, his successor shall be appointed for a term of three years. No member shall be appointed to serve more than two consecutive three-year terms. The council shall elect annually a chairman. Members of said council shall

serve without compensation, but each member shall be reimbursed by the commonwealth for all expenses incurred in the performance of his official duties.

Said advisory council shall have the following duties: —

(*a*) It shall advise the commissioner on policy, program development, and priorities of need in the commonwealth for comprehensive programs in mental health and retardation;

(*b*) It shall participate with the department in holding a regular series of public hearings throughout the commonwealth to obtain the views of the area boards and other citizens concerning the programs of the department and the needs of the people in mental health and retardation services;

(*c*) It shall review the annual plans and the proposed annual budget of the department, and shall make recommendations to the commissioner in regard thereto;

(*d*) It shall hold at least three meetings per year and shall convene special meetings at the call of the chairman of the council, a majority of the council, or the commissioner.

MENTAL HEALTH AND RETARDATION SERVICES.

Section 17. The department shall establish a comprehensive program of community mental health and retardation services which shall include state hospitals, state schools, clinics, comprehensive centers and other facilities of the department, and to promote such program the department shall, after consultation with the health and welfare commission, divide the commonwealth into areas and regions for the conduct of said mental health and retardation services, and shall establish standards for the development of said community programs on area and regional levels.

In dividing the state into areas, each area shall be so drawn as to serve a population of not less than seventy-five thousand nor more than two hundred thousand, but specific exceptions to this requirement may be made by the commissioner if such exception will not impair the effective or the comprehensive nature of the programs for the area. Each area shall be drawn so as to include and to allow for the development of mental health and retardation services and facilities, as needed, which shall be readily accessible to the people in the area, taking into consideration such factors as geographic boundaries, roads and other means of transportation, population concentration, city, town and county lines, other relevant community services, and community economic and social relationships.

In dividing the state into regions, the department shall establish no less than four and no more than ten regions, each region to consist of such number of areas, in appropriate geographic relationships, as the department may determine. In establishing each region, consideration shall be given to city, town and county lines, population concentrations of as equal proportions as possible, and the achievement of coordination of mental health and retardation services and facilities on a regional level.

The department shall annually, after consultation with the health and welfare commission, review said area and regional divisions, and shall

make such changes therein as may be necessary, based upon the requirements of this section.

Section 18. The commissioner shall, after consultation with the area board, appoint in each community mental health and retardation area an area director, and an associate area director. Such area directors and associate area directors shall have a doctorate in medicine, nursing or psychology or a master's degree in public health, nursing or social work and shall have had at least three years' experience in a professional position in mental health or retardation services.

The area director shall perform such duties as are described in this chapter and any other law and such other duties as are assigned by the department. The associate area director shall act in place of the director in the absence of such director and shall perform such duties as are assigned to him by the director.

Where there is established within the area a comprehensive center operated by the department and so designated as a comprehensive center by the commissioner, the area director shall also serve as head of such center. Appointment to the combined position shall be made in accord with the provisions for approval of the appointment of an area director pursuant to subsection (*c*) of section twenty-three. The area board shall serve as the citizen board for such center and no other board shall be formed or designated for such center. The area director, subject to departmental regulations, shall supervise all employees within such center.

Salaries for area directors and associate area directors shall be fixed under and in accordance with sections forty-five to fifty, inclusive, of chapter thirty, taking into account those individual cases where an area director is also superintendent of a state hospital or a comprehensive center.

The area director shall, in consultation with the area board, prepare and submit to the regional mental health administrator an annual plan for operation and development of its programs. Such plan shall provide, as far as practicable, a comprehensive community program in mental health and retardation services, as set forth in this section, and as required by departmental standards. The total plan may provide for services and facilities available not only in commonwealth-operated facilities, but through other public or private resources which are made a part of the plan.

The area director shall also prepare and submit to the regional mental health administrator the proposed annual budget of the area for programs to be supported on the area level. The budget shall also set forth program costs which are to be borne by any source other than the commonwealth, including such sources as federal financing or federal research, demonstration, or training grants, municipal financing, community voluntary financing, other grants, contributions, fees, endowments or trusts.

Section 19. The commissioner shall appoint in each community mental health region a regional mental health administrator and a regional administrator for mental retardation, each with extensive experience and skills in their respective fields. The regional mental health administrator shall perform such duties as are set forth in this chapter and such other duties as the commissioner may determine. He shall

devote full time to his duties. He may be allowed such professional affiliations as the commissioner approves, subject to the provisions of chapter two hundred and sixty-eight A. He shall have a doctorate in medicine with board certification or board eligibility in psychiatry, and at least five years' experience in a professional position in mental health services; or shall be a psychologist with a diplomate or diplomate eligibility in professional psychology from the American Board of Examiners in Professional Psychology, and at least five years' experience in a professional position in mental health services; or shall have a doctorate in nursing, or a doctorate in social welfare and at least five years' experience in a professional position in mental health services.

The regional administrator for mental retardation shall perform the duties prescribed by law and such other duties as may be assigned to him by the assistant commissioner for mental retardation or by the commissioner. He shall devote full time to his duties. He may be allowed such professional affiliations as the commissioner approves, subject to the provisions of chapter two hundred and sixty-eight A. He shall have a doctorate in medicine with board certification or board eligibility in psychiatry or pediatrics, and at least five years' experience in a professional position in mental retardation services; or shall be a psychologist with a diplomate or diplomate-eligibility in professional psychology from the American Board of Examiners in Professional Psychology, and at least five years' experience in a professional position in mental retardation services; or shall have a doctorate in nursing or a doctorate in social welfare and at least five years' experience in a professional position in mental retardation services; or shall have a doctorate in special education with five years' experience in special education.

The commissioner shall also appoint in each region a regional director for legal medicine who shall, under the supervision of the regional mental health administrator, perform such duties in regards to the regional program in legal medicine as the commissioner may determine. He shall devote full time to his duties. He may be allowed such professional affiliations as the commissioner approves, subject to the provisions of chapter two hundred and sixty-eight A. Such regional director in legal medicine may also serve as director of a court clinic facility or other legal medicine service within his region.

Such regional director shall have a doctorate in medicine with board certification or board eligibility in psychiatry, and four years' experience in court work or with delinquents; or shall be a psychologist with a diplomate or diplomate eligibility in professional psychology from the American Board of Examiners in Professional Psychology, with four years' experience in court work or with delinquents.

The regional administrators shall, subject to appropriation, collaborate, through agreement, contract, or otherwise with the health and welfare commission and other departments of state government concerned with health, welfare and other related services to establish at least one multi-service center in each region, for the purpose of broadening and improving the scope and quality of health and welfare services and to assure the most efficient and effective comprehensive programs for those persons who are unable for social or economic reasons to obtain such services for themselves.

Section 20. The regional mental health administrator shall receive the proposed annual budgets of each area and the budgets of the state hospitals and state schools within the region, and shall review them with the commissioner.

After such review, the regional administrators shall forward such budgets to the department where they shall become a part of the departmental budget requests submitted annually to the budget director, subject to sections twenty-seven and twenty-eight of chapter twenty-nine.

Section 21. In each area established under section eighteen there shall be a community mental health and retardation area board, hereinafter called the area board, which shall be an agency of the commonwealth, and shall serve in the department. The area board shall consist of twenty-one members, who shall be appointed by the commissioner. Two thirds of the members shall live within the area for which they are appointed, and the remaining members shall either live or work within said area. Four members of said board shall be selected from mental health associations within the area; and four members shall be selected from the associations for the mentally retarded within the area. The commissioner shall include at least one member from each city and if practicable each town in the area, and shall seek to provide proper geographical representation in the membership of the board.

Two thirds of such members shall be persons other than employees of the commonwealth. No member shall be an employee of the department.

Upon the expiration of the term of any member of the area board, his successor shall be appointed, in like manner, for a term of three years. In the event of a vacancy, the commissioner may, in like manner, appoint a member who shall serve for the remainder of the unexpired term. Members of the board shall serve without compensation, and shall be sworn to the faithful performance of their duties. The area board shall suggest for consideration by the commissioner one or more names for each such expiring term or vacancy. No member shall be appointed for more than two consecutive three-year terms.

Section 22. To facilitate the appointment of the members of the area board, the commissioner shall, with the advice of such mental health associations, associations for the mentally retarded and other local planning groups interested in mental health and in the mentally retarded as are available, appoint in each area a selection committee of seven members, who shall be residents of or workers in the area, and who shall be interested in mental health and retardation. No employee of the department shall be on said selection committee. The selection committee shall file a list of fifty names, selected in accordance with the provisions of section twenty-one, with the commissioner. If said committee fails to file such list within thirty days of its appointment, the commissioner shall within thirty days appoint the members of the area board, subject to the provisions of section twenty-one. If said list is so filed, the commissioner shall appoint from said list twenty-one persons whom he approves as members of the area board, and may, if he disapproves any name or names on said list, appoint another person or persons not on said list to the area board, subject to the provisions of section twenty-one.

Section 23. The area board shall have the following duties and powers:

(*a*) to act as the representative of the citizens of the area;

(*b*) to advise regarding local needs and resources in the development of comprehensive mental health and retardation services;

(*c*) to advise in the recruitment and selection of the area director and associate area director to be appointed by the commissioner, provided that, where the area director will also be an executive head of a facility which is integrated with a university medical center or medical school or with a hospital, the university medical school, or hospital authorities shall advise in the recruitment and selection of such director; provided, that the commissioner may designate a person to act as area director in any case in which such office shall be vacant; and provided, further, that all such appointments shall be made subject to the provisions of chapter thirty-one;

(*d*) to review and approve the annual plan and to review and make recommendations concerning the annual budget for the comprehensive mental health and retardation services of the area;

(*e*) to review arrangements and contracts for programs and services which are a part of the program of the area but which are not conducted within commonwealth-operated facilities;

(*f*) to consult with the commissioner in personnel recruitment and appointment policies, in the establishment of program priorities for the area, in admission policies for all facilities and services, and in policies regarding relationships with other agencies and organizations;

(*g*) to communicate with the mental health advisory council, established under section sixteen, to discuss any matters concerning the area program;

(*h*) to receive and administer any gift or bequest of personal property or funds in trust or any grant or devise of lands made to its use in trust in the interest of the area program of mental health and retardation services, or for any special purpose as indicated in the gift or grant in trust, and may invest the proceeds thereof in notes, bonds or property secured by sufficient mortgages;

(*i*) to receive funds under contracts or other agreements from community sources, including municipalities as authorized by clause (40C) of section five of chapter forty for the rendering of services in collaboration with such municipal or other community or private agencies providing cooperative or complementary services;

(*j*) to hold regular meeting in each year and to convene special meetings on the call of the president, or ten members of the board, or the area director, or the regional mental health administrator. The area director shall be notified of, and may participate in, all meetings, but shall not vote;

(*k*) to elect from their members annually a president and such other officers as they deem appropriate. The area board shall adopt rules for their proper organization and for procedures at meetings. Such rules and any subsequent amendments thereto shall be submitted to the commissioner for approval.

Section 24. In accordance with standards established by the department, each area shall develop and maintain, subject to appropriation, comprehensive community mental health and retardation services including specialized services for both children and adults.

In mental health services, major consideration shall be given to the development of (*a*) inpatient services; (*b*) outpatient services; (*c*) emergency services on a twenty-four-hour basis; (*d*) partial hospitalization services for day care and night care; and (*e*) mental health consultation and educational services to community agencies and professional personnel practicing in the area.

Mental health services shall also where practicable include (*a*) diagnostic services; (*b*) rehabilitative services; (*c*) preventive, precare, and aftercare services within the area; and (*d*) research programs including evaluation of effectiveness and efficiency of the various programs operating within the area.

In mental retardation services, major consideration shall be given to (*a*) diagnostic, evaluation and reevaluation services; (*b*) various treatment services; (*c*) various training programs; (*d*) preschool clinical services; (*e*) long and short-term, day and night-care residential services for various purposes; and (*f*) mental health consultation and educational services to community agencies and professional personnel practicing in the area.

Mental retardation services shall also where practicable include (*a*) research programs including evaluation of effectiveness and efficiency of the various programs operating in the area; and (*b*) preventive services.

The services described in this section may, unless otherwise provided in this chapter or by departmental regulations, be developed for each area through commonwealth-operated facilities or, subject to appropriation, by contracts for services, the rates for such services to be established by the commissioner of administration, and made public. Programs and services may also be developed in cooperation with facilities or other resources located in other community mental health areas of the commonwealth or operated regionally, subject to appropriation. In arranging cooperative services between or among areas, or on a regional basis, provision should be made to ensure continuity of services to clients. Those eligible for participation in any one service must be eligible for and have access to other services made available by the area. Services shall be offered without discrimination to all people in the area except where specialized programs are developed such as for children or the aging, provided that within such specialized categories the services shall be equally available to all such persons in the area.

Section 25. The area board shall appoint an advisory committee on mental retardation services and such other advisory committees as it may from time to time deem necessary. The members of such committees shall serve for such terms as the area board may determine.

Section 26. The department may from time to time adopt such rules and regulations as it deems necessary to carry out the provisions of this chapter, and may amend or repeal the same.

SECTION 2. Chapter 123 of the General Laws is hereby amended by striking out section 10 and inserting in place thereof the following section: —

Section 10. The department shall designate those state hospitals, state schools, comprehensive centers, and other facilities to which persons may be committed or admitted as patients under the provisions of this chapter. The department shall inform the courts as to the facilities to which patients may be committed or admitted from each

court in the commonwealth. The department may adopt regulations to establish a system of selection of facilities for commitment and admission from the courts.

SECTION 3. Section thirteen A of said chapter one hundred and twenty-three is hereby repealed.

SECTION 4. Clause (*f*) of section twenty-nine of said chapter one hundred and twenty-three is hereby repealed.

SECTION 5. Said chapter 123 is hereby further amended by striking out section 42, as appearing in the Tercentenary Edition, and inserting in place thereof the following section: —

Section 42. Engineers, firemen, school teachers, and head farmers employed in state hospitals and, except as otherwise provided by the civil service rules, the classified labor service of the department shall be exempt from chapter thirty-one; provided, however, that whenever, as a condition of receiving federal grants for programs and activities to which the federal standards for a merit system of personnel administration relate, federal requirements make necessary the application of the civil service law and rules to any such position, or to the classified labor service or any portion thereof, said positions or service shall be subject to chapter thirty-one; provided, further, such federal requirements are uniform in all states.

SECTION 6. All officers and employees of the department of mental health who immediately prior to the effective date of this act hold positions classified under chapter thirty-one of the General Laws, or have tenure in their positions by reason of sections nine A, nine B and nine D of chapter thirty and section twenty-eight of chapter one hundred and twenty-three of the General Laws, shall continue to be employees of the department of mental health without impairment of civil service status, seniority, retirement and other employment rights, and without interruption of service within the meaning of said chapter thirty-one or sections nine A, nine B, or nine D of chapter thirty, and without reduction in his compensation and salary grade, notwithstanding any change in his title or duties made under this act. All officers and employees of said department who immediately prior to said effective date do not hold positions classified under chapter thirty-one of the General Laws, or do not have tenure in their positions by reason of sections nine A, nine B or nine D of chapter thirty and section twenty-eight of chapter one hundred and twenty-three of the General Laws, shall continue to be employees of said department under this act without impairment of seniority, retirement and other rights, and without interruption of service within the meaning of section nine A, nine B, or nine D of said chapter thirty, chapter thirty-one and section twenty-eight of chapter one hundred and twenty-three of the General Laws, and without reduction in compensation and salary grade.

Any person serving under appointment for a term in the said department immediately prior to the effective date of this act shall continue so to serve in a position of at least equivalent rank, salary and other benefits until the expiration of the term for which he has been appointed; and any benefits or rights to which such person would have been entitled upon the expiration of such term shall not be impaired by this act.

SECTION 6A. All unexpended balances of moneys heretofore appropriated for the division of mental hygiene shall be available for ex-

penditures by the department of mental health on the effective date of this act.

SECTION 7. The educational requirements set forth in chapter nineteen of the General Laws for taking a civil service examination for offices or positions in the department of mental health shall be imposed by the director of civil service, unless said requirements are inconsistent with the educational requirements to be applied as they may relate to federal standards, if any, under the provisions of section six A of chapter thirty-one of the General Laws; provided, further, such federal requirements are uniform in all states.

SECTION 8. In appointing the original members of the mental health advisory council established under section sixteen of chapter nineteen of the General Laws, as appearing in section one of this act, the governor shall appoint ten members for terms of one year, ten for terms of two years, and ten for terms of three years, as he may designate. Upon the completion of the term of any such original member, his successor shall be appointed for the term and in the manner set forth in section sixteen of said chapter nineteen.

SECTION 9. In appointing the original members of a community mental health and retardation area board, pursuant to the provisions of section twenty-one of chapter nineteen of the General Laws, as appearing in section one of this act, the commissioner of mental health shall appoint seven members for terms of one year, seven for terms of two years and seven for terms of three years, as he may designate. Upon the completion of the term of any such member, his successor shall be appointed for the term and in the manner set forth in said section twenty-one of said chapter nineteen.

SECTION 10. The department of mental health shall forthwith complete the division of the commonwealth into areas and regions as provided by section eighteen of chapter nineteen of the General Laws, as appearing in section one of this act. *Approved December 28, 1966.*

RESOLVE, EXTRA SESSION, 1966.

Chap. 112. RESOLVE REVIVING AND CONTINUING CERTAIN SPECIAL COMMISSIONS.

Resolved, That all special commissions required to file their reports on or before the last Wednesday in December in the year nineteen hundred and sixty-six, and which have not filed such reports, are hereby revived and continued until the last Wednesday in January, nineteen hundred and sixty-eight. *Approved December 28, 1966.*

NOTE.

The general court of 1966 during its extra session passed six Acts and one Resolve, which received executive approval.

The general court was prorogued on Wednesday, December 28, 1966, at ten minutes after six o'clock P.M., the session having occupied twenty-four days.

APPENDIX

The following table and index have been prepared by CHARLES J. INNES, ESQ., and FREDERICK B. WILLIS, ESQ., counsel, respectively, to the Senate and House of Representatives, in accordance with section fifty-one of chapter three of the General Laws.

TABLE OF CHANGES

SHOWING

TO WHAT EXTENT THE GENERAL LAWS OF THE COMMONWEALTH, AS APPEARING IN THE TERCENTENARY EDITION, HAVE BEEN AFFECTED BY LEGISLATION PASSED BY THE GENERAL COURT SINCE JANUARY FIRST, NINETEEN HUNDRED AND THIRTY-TWO, INCLUDING THE EXTRA SESSION OF NINETEEN HUNDRED AND SIXTY-SIX.*†

Chapter 1. — Jurisdiction of the Commonwealth and of the United States.

SECT. 3 revised, 1933, 278 § 1.

Chapter 2. — Arms, Great Seal and Other Emblems of the Commonwealth.

SECT. 6A added, 1960, 304 (relative to flying the flag of the commonwealth at half-staff on state-owned or state-controlled buildings and on state installations).

SECT. 7, sentence added at end, 1953, 245.

SECT. 8 added, 1941, 121 (designating the American elm as the state tree).

SECT. 9 added, 1941, 121 (designating the Chickadee as the state bird).

Chapter 3. — The General Court.

SECT. 1 revised, 1946, 130 § 1.

SECT. 5 amended, 1937, 364 § 1; 1939, 508 § 1; 1956, 31.

SECT. 6 revised, 1937, 364 § 2; amended, 1939, 424 § 1; repealed, 1943, 549 § 2. (See 1939, 424 § 3.)

SECT. 6A added, 1939, 424 § 2 (imposing restrictions on the granting of authority to use the designation of junior college); repealed, 1943, 549 § 2. (See 1939, 424 § 3.)

SECT. 7 revised, 1937, 364 § 3; first sentence amended, 1943, 549 § 2A; section revised, 1962, 750 § 1.

SECT. 9 revised, 1937, 236 § 1; 1941, 307 § 1; amended, 1941, 600 § 1; revised, 1945, 38 § 1. (See 1941, 307 § 2; 1941, 600 § 2.)

SECT. 9 stricken out and sections 9 and 9A (relative to payment of allowances for travel and other expenses to members of the general court) inserted, 1945, 248 § 1. (See 1945, 248 §§ 4, 5.)

SECT. 9, first two sentences amended, 1948, 655 § 1; revised, 1949, 784 § 1; two sentences inserted after second sentence, 1949, 801 § 1; third sentence amended, 1950, 247 § 1; first four sentences revised, 1951, 803 § 1; last sentence revised, 1953, 171; section revised, 1956, 742 § 1; first four sentences revised, 1960, 783 §1; act of 1960 submitted upon

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* For table showing changes in legislation made during the years 1921 to 1931, inclusive, see Table of Changes contained in pages 485–597 of the Acts and Resolves of 1932.

† References in this table are to the Tercentenary Edition of the General Laws, as most recently amended, unless otherwise specified.

referendum after passage and repealed by the people at state election on November 6, 1962. This action revived section as most recently amended by 1956, 742 § 1; section revised, 1963, 506 § 1; act of 1963 submitted upon referendum after passage and repealed by the people at state election on November 3, 1964. This action revives section as most recently amended by 1956, 742 § 1 (see G. L. c. 4, § 6); sentence inserted after third sentence, 1966, 441 § 1; same sentence amended, 1966, 688 § 1. (See 1948, 655 §§ 3, 4; 1949, 784 § 3, 801 § 2; 1950, 247 § 2; 1951, 803 § 2; 1956, 742 §§ 2, 3; 1960, 783 § 3; 1963, 506 §§ 4, 7; 1966, 441 § 3, 688 § 3.) For temporary act see 1965, 271 § 1; 1966, 441 § 2, 688 § 2. (See 1965, 271 § 4.)

SECT. 9A repealed, 1952, 635 § 1.

SECT. 9B added, 1953, 263 § 1 (relative to travel and expense allowances for members of the general court); revised, 1963, 506 § 2; act of 1963 submitted upon referendum after passage and repealed by the people at state election on November 3, 1964. This action revives section as added by 1953, 263 § 1 (see G. L. c. 4, § 6). See 1963, 506 §§ 5–7.) For temporary act see 1965, 271 § 2. (See 1965, 271 § 4.)

SECT. 10 amended, 1945, 38 § 2; revised, 1945, 248 § 2; 1948, 655 § 2; 1949, 784 § 2; amended, 1951, 803 § 1A; 1952, 635 § 3; revised, 1957, 733 § 1; amended 1960, 783 § 2; act of 1960 submitted upon referendum after passage and repealed by the people at state election on November 6, 1962. This action revived section as most recently amended by 1957, 733 § 1; revised, 1963, 506 § 3; act of 1963 submitted upon referendum after passage and repealed by the people at state election on November 3, 1964. This action revives section as most recently amended by 1957, 733 § 1 (see G. L. c. 4, § 6). (See 1945, 248 §§ 4, 5; 1948; 655 §§ 3, 4; 1949, 784 § 3; 1951, 803 § 2; 1957, 733 § 2; 1960, 783 § 3.) For temporary act see 1965, 271 § 3. (See 1965, 271 § 4.)

SECT. 11 repealed, 1937, 236 § 2.

SECT. 12 revised, 1937, 360 § 1; 1943, 260 § 1. (See 1937, 360 §§ 3–5; 1943, 260 § 3.)

SECT. 12A added, 1952, 3 (authorizing the use of facsimiles of the signatures of the clerks of the senate and house of representatives in certain cases).

SECT. 13 revised, 1937, 360 § 2; amended, 1941, 230; revised, 1943, 260 § 2. (See 1937, 260 §§ 3–5; 1943, 260 § 3.)

SECT. 14 revised, 1948, 139.

SECT. 15 revised, 1945, 421 § 1; paragraph added at end, 1949, 806 § 1. (See 1945, 421 § 5.)

SECT. 16 revised, 1949, 806 § 2.

SECT. 18 amended, 1941, 433 § 1; 1943, 104; revised, 1945, 421 § 2; amended, 1962, 686. (See 1941, 433 § 4; 1945, 421 § 5.)

SECT. 19 amended, 1935, 210; 1949, 806 § 3; 1955, 782; 1956, 81, 732; 1960, 809.

SECT. 20 revised, 1939, 508 § 2; amended, 1941, 433 § 2; 1945, 38 § 3; 421 § 4; revised, 1945, 488 § 1; 1952, 572 § 1; repealed, 1952, 635 § 2. (See 1941, 433 § 4; 1945, 421 § 5; 488 §§ 2, 3; 1952, 572 § 2.)

SECT. 20A added, 1937, 189 (relative to the purchase of uniforms for the sergeant-at-arms, doorkeepers, assistant doorkeepers, general court officers and pages of the general court).

SECT. 21 revised, 1945, 421 § 3. (See 1945, 421 § 5.)

SECT. 22 amended, 1939, 508 § 3.

SECT. 23 revised, 1941, 347.

SECT. 28A added, 1954, 454 (providing a penalty for refusal to appear and testify before the General Court or a committee or commission thereof in certain cases).

SECT. 32A added, 1950, 808 § 1 (relative to travel expenses of certain special commissions and committees); revised, 1961, 328. (See 1950, 808 § 2.)

SECT. 46 amended, 1939, 508 § 4.

SECT. 47 amended, 1939, 508 § 5.

SECT. 49 amended, 1939, 508 § 6.

SECT. 51 amended, 1939, 508 § 7.

SECT. 53 revised, 1939, 376 § 1; sentence inserted after first sentence, 1958, 672 § 2. (See 1939, 376 § 2.)

SECT. 55A added, 1958, 672 § 1 (providing for the appointment of recodification counsel). (See 1958, 672 § 3.)

SECTS. 56–61 added, 1954, 607 § 2 (establishing a legislative research council and legislative research bureau).

SECT. 56, first sentence amended, 1961, 118; revised, 1965, 443.

SECT. 58 amended, 1955, 137.

SECT. 60, two sentences added at end, 1955, 579.

SECT. 62 added, under caption, 1966, 518 (establishing the municipal problems commission).

Chapter 4. — Statutes.

SECT. 2A added, 1962, 68 (relative to the powers and duties of certain special commissions).

SECT. 4 revised, 1962, 182; 1966, 253.

SECT. 4A added, 1952, 223 (permitting certain towns to revoke their acceptance of certain special acts).

SECT. 5 revised, 1935, 69.

SECT. 7, clause Third revised, 1951, 215 § 1; clause Ninth revised, 1941, 509 § 1; 1945, 242 § 1; 637 § 1; clause Eighteenth amended, 1934, 283; 1935, 26; 1936, 180; 1937, 38; 1938, 245; 1941, 91 § 1; 1946, 190; 1948, 241; clause revised, 1958, 140; 1960, 812 § 1; 1962, 616 § 1; clause Twenty-sixth revised, 1958, 626 § 1; 1962, 427 § 1; clause Forty-second stricken out, 1953, 319 § 2; clause Forty-third added, 1954, 627 § 1; first paragraph amended, 1960, 299; revised, 1960, 544 § 1; second paragraph revised, 1965, 875 § 1; fifth paragraph amended, 1957, 164 § 1; sixth and seventh paragraphs revised, 1955, 403 § 1; paragraph inserted after seventh paragraph, 1965, 875 § 2; revised, 1966, 716; clause Forty-fourth added, 1955, 683; clause Forty-fifth added, 1957, 765 § 3; clause Forty-sixth added, 1964, 322. (See 1941, 509 § 9; 1945, 279; 1953, 319 §§ 39, 40; 1954, 128 § 2, 627 §§ 65, 67; 1955, 403 §§ 7–14; 1956, 281 § 3; 1957, 164 § 2, 765 § 21; 1960, 544 § 2.)

SECT. 10, first sentence amended, 1954, 180.

SECT. 12 added, 1960, 295 § 1 (relative to the date of establishment, cancellation or change of enrollment in cases affecting the membership of bi-partisan boards). (See 1960, 295 § 2.)

Chapter 5. — Printing and Distribution of Laws and Public Documents.

As to the distribution of the Tercentenary Edition of the General Laws, see 1941, Resolve 19.

SECT. 1, last paragraph revised, 1932, 254; two paragraphs added at end, 1937, 373; section revised, 1938, 419; amended, 1941, 428; first paragraph amended, 1945, 580 § 1; last five paragraphs stricken out and six paragraphs inserted, 1955, 614. (See 1945, 580 § 9.)

SECT. 2, paragraphs (4) and (6) revised, 1939, 508 § 8; 1945, 252; paragraph (7) revised, 1957, 681 § 1.

SECT. 3, paragraph in lines 10–11 revised, 1947; 320 § 1; paragraphs in lines 12–42 amended, 1938, 196; second of said paragraphs amended, 1947, 320 § 2; 1941, 351 § 1; 1958, 613 § 1A; paragraph in lines 52–62 amended, 1953, 319 § 3; paragraphs in lines 63–68 revised, 1947, 320 § 1.

SECT. 4, second paragraph amended, 1953, 319 § 4; 1957, 681 § 2.

SECT. 4A added, 1947, 569 (providing for the printing and distribution of a cumulative table of changes in the general statutes from time to time during the session of the general court).

SECT. 6 amended, 1939, 508 § 9; revised, 1943, 344 § 1; amended, 1945, 580 § 2. (See 1945, 580 § 9.)

SECT. 8 amended, 1945, 580 § 3. (See 1945, 580 § 9.)

SECT. 9 amended, 1933, 245 § 1; 1946, 209 § 1; 1951, 68, 474; 1953, 22; revised, 1960, 404; amended, 1960, 626 § 1; revised, 1963, 368.

SECT. 10 revised, 1939, 508 § 10; first paragraph amended, 1945, 38 § 4.

SECT. 11, paragraph in thirteenth line revised, 1941, 329; paragraph in lines 14–31 stricken out, and two paragraphs inserted, 1945, 538; section amended, 1947, 295; 1962, 170.

SECT. 12 amended, 1948, 1; 1952, 179.

SECT. 18 amended, 1935, 226 § 1; revised, 1943, 313; amended, 1946, 466; sentence added at end, 1950, 811.

Chapter 6. — The Governor, Lieutenant Governor and Council, Certain Officers under the Governor and Council, and State Library.

For temporary legislation establishing an emergency finance board and defining its powers and duties, see 1933, 49.

SECT. 1 amended, 1946, 591 § 1; 1963, 744 § 1. (See 1963, 744 § 8.)

SECT. 2 amended, 1946, 591 § 2; 1949, 722; 1955, 730 § 1; 1963, 744 § 2; 1965, 844 § 1. (See 1955, 730 § 43; 1963, 744 § 8.)

SECT. 3 amended, 1943, 314 § 1; 1949, 781 § 1; revised, 1963, 744 § 7. (See 1943, 314 § 2; 1949, 781 § 2; 1963, 744 § 8.)

SECT. 6 revised, 1954, 156.

SECT. 6A added, 1952, 457 (establishing the offices of administrative secretary and executive stenographer in the executive department).

SECT. 8 amended, 1941, 722 § 1; revised, 1943, 348 § 1.

SECT. 12A revised, 1954, 661 § 1. (See 1954, 661 § 2.)

SECT. 12B added, 1932, 14 (relative to the observance of the anniversary of the death of Brigadier General Casimir Pulaski).

SECT. 12C added, 1932, 153 (relative to the observance of the anniversary of the battle of Bunker Hill). (See 1941, 91.)

SECT. 12D added, 1932, 242 (relative to the observance of the anniversary of the Boston Massacre, etc.).

SECT. 12E added, 1934, 191 (relative to the observance of the anniversary of the death of Commodore John Barry).

SECT. 12F added, 1935, 23 (relative to the observance of the anniversary of the battle of New Orleans); amended, 1938, 49.

SECT. 12G added, 1935, 96 (providing for an annual proclamation by the governor relative to American Education Week); revised, 1964, 301.

SECT. 12H added, 1935, 148 (relative to the observance of the anniversary of the death of General Marquis de Lafayette).

SECT. 12I added, 1935, 184 (relative to the annual observance of Indian Day); revised, 1939, 56.

SECT. 12J added, 1938, 22 (relative to the annual observance of April nineteenth as Patriots' Day).

SECT. 12K added, 1938, 80 (relative to the annual observance of Evacuation Day, so called).

SECT. 12L added, 1941, 387 (relative to the annual observance of Veteran Firemen's Muster Day).

SECT. 12M added, 1947, 561 (relative to the annual observance of Good Government Day); revised, 1951, 650; amended, 1959, 368.

SECT. 12N added, 1949, 75 (relative to the annual observance of United Nations Day); sentence added at end, 1955, 265 § 1; paragraph added at end, 1962, 640; amended, 1964, 328.

SECT. 12O added, 1949, 263 (relative to the annual observance of Loyalty Day).

SECT. 12P added, 1952, 104 (relative to the annual observance of civil rights week).

SECT. 12Q added, 1953, 84 (relative to the annual observance of Memorial Day).

SECT. 12R added, 1953, 172 (relative to the annual observance of Polish Constitution Day).

SECT. 12S added, 1954, 124 (relative to the annual observance of March fifteenth as Peter Francisco Day).

SECT. 12T added, 1955, 265 § 2 (relative to the annual observance of Washington Day, Mothers' Day, Fathers' Day, Purple Heart Day, Disabled American Veterans' Hospital Day and Army and Navy Union Day); revised, 1963, 297.

SECT. 12U added, 1956, 618 (relative to the annual observance of Children's Day); revised, 1958, 81.

SECT. 12V added, 1958, 110 (relative to the annual observance of Columbus Day).

SECT. 12W added, 1959, 358 (relative to the annual observance of September as sight-saving month).

SECT. 12X added, 1960, 46 (relative to the observance of Teachers' Day).

SECT. 12Y added, 1964, 282 (relative to the observance of Maritime Day).

SECT. 14B added, 1964, 291 (providing for the annual observance of October twenty-fifth as State Constitution Day).

SECT. 15 amended, 1946, 201.

SECT. 15A added, 1953, 170 (relative to the annual observance of Constitution Day).

SECT. 15B added, 1956, 106 (relative to the annual observance of Senior Citizens Day); amended, 1957, 39; 1965, 558 § 1. (See 1965, 558 § 2.)

SECT. 15C added, 1957, 44 (providing for an annual proclamation by the governor designating February as American History Month).

SECT. 15D added, 1958, 125 (relative to the annual observance of Massachusetts Art Week).

SECT. 15E added, 1958, 265 (relative to the annual observance of Susan B. Anthony Day).

SECT. 15F added, 1958, 662 § 1 (relative to the annual observance of Employ the Handicapped Week).

SECT. 15G added, 1960, 536 (relative to the annual observance of Youth Honor Day).

SECT. 15H added, 1964, 281 (relative to the observance of Boy Scout Week).

SECT. 15I added, 1964, 319 (providing for the observance of Liberty Tree Day).

SECT. 15J added, 1965, 274 (relative to the annual observance of Italian American War Veterans of the United States, Inc., Day).

SECT. 16 amended, 1941, 490 § 1.

SECT. 17 amended, 1932, 305 § 1; 1933, 120 § 1, 336 § 1; 1934, 374 § 1; 1935, 475 § 1; revised, 1939, 393 § 1; amended, 1945, 393 § 1; revised, 1945, 619 § 1; amended, 1946, 368 § 2; revised, 1946, 612 § 1; amended, 1947, 466 § 1; 513 § 1; 1948, 260 § 2; revised, 1948, 310 § 1; 476 § 1, 637 § 1; amended, 1950, 479 § 1; 1951, 511 § 1; 1952, 605 § 16; 1953, 409 § 4; revised, 1953, 608 § 1; amended, 1953, 612 § 1; 1954, 581 § 1; 537 § 1; 1955, 584 § 1; revised, 1956, 602 § 1; amended, 1956, 645 § 1; revised, 1956, 708 § 1; amended, 1956, 715 § 1; revised, 1957, 623 § 1; amended, 1957, 691 § 1; 1958, 577 § 1; revised, 1958, 623 § 1; amended, 1963, 668 § 1; 1962, 757 § 1; 1959, 418 § 1; 1958, 662 § 2; 1962, 487 § 1; 1963, 773 § 1; revised, 1964, 430 § 1; amended, 1964, 564 § 1, 622 § 1, 636 § 1A; 1965, 83 § 1; 1966, 353 § 1, 444 § 4; revised, 1966, 535 § 1; amended, 1966, 624 § 1. (See 1933, 336 § 3; 1948, 260 §§ 5, 6; 310 §§ 30, 31; 476 §§ 3, 4; 637 §§ 4–9, 13; 663 § 4; 1950, 479 §§ 6, 7; 1952, 605 §§ 15, 19–21; 1955, 584 §§ 9, 10; 1956, 602 §§ 17–20; 1959, 418 §§ 5–8; 1966, 353 § 3.)

SECT. 18 and heading stricken out and new section inserted, under heading "ARMORY COMMISSION", 1937, 300 § 1; sentence added at end, 1941, 19. (See 1937, 300 § 2.)

SECT. 20, third paragraph revised, 1965, 23.

SECT. 22 amended, 1936, 341 § 1; heading and section amended, 1943, 455 § 1; 1945, 393 § 2; section amended, 1946, 591 § 3; 1950, 705; first sentence amended, 1956, 196 § 1; 1958, 236 § 1; revised, 1963, 801 § 1; amended, 1966, 641; paragraph added at end, 1946, 584 § 18; 1951, 753 § 2; same paragraph amended, 1963, 801 § 2. (See 1936, 341 § 2; 1946, 584 § 22; 1958, 236 § 2.)

SECT. 24 amended, 1941, 596 § 1; 1943, 455 § 2; 1945, 393 § 3.

SECT. 25 revised, 1945, 730 § 2.

SECT. 28 amended, 1938, 18; 1947, 315; 1953, 456; last sentence revised, 1960, 521 § 1.

SECT. 28A amended, 1934, 208 § 1; 1945, 393 § 4.

SECT. 28E added, 1934, 208 § 2 (relative to the dissemination of information concerning the public bequest fund).

SECT. 31 revised, 1943, 479; amended, 1948, 569; 1963, 801 § 3.

SECT. 32, paragraph added at end, 1937, 227; revised, 1938, 473 § 1; 1943, 43; amended, 1947, 30 § 1; sentence added at end, 1957, 193 § 2; amended, 1964, 259.

SECT. 39A added, 1966, 259 (requiring copies of certain reports of public authorities to be deposited in the state library).

SECT. 42 added, under caption "MILK REGULATION BOARD", 1932, 305 § 2; revised, 1946, 496; first two sentences revised, 1953, 604 § 7.

SECTS. 43–45 added, 1933, 120 § 2 (relative to the alcoholic beverages control commission).

SECT. 43 amended, 1933, 375 § 1; next to last sentence revised, 1950, 785; 1963, 801 § 4.

SECT. 44, first paragraph revised, 1933, 376 § 1.

SECT. 45 revised, 1941, 596 § 2.

SECTS. 46 and 47 added, 1933, 336 § 2 (relative to the Greylock reservation commission). (See 1933, 336 § 3.)

SECT. 46 repealed and heading preceding said section stricken out, 1966, 444 § 5.

SECT. 47 repealed, 1966, 444 § 5.

SECT. 48 added, under caption "STATE RACING COMMISSION", 1934, 374 § 2; third paragraph amended, 1955, 730 § 2; 1963, 801 § 5; last paragraph revised, 1941, 596 § 3. (See 1955, 730 § 43.)

SECTS. 49–52 added, under caption "STATE PLANNING BOARD", 1935, 475 § 2.

SECT. 49 amended, 1936, 307; 1939, 451 § 1; revised, 1941, 466 § 5; sentence inserted after fourth sentence, 1951, 596. (See 1941, 466 §§ 1–4, 7A, 8.)

SECT. 50A added, 1941, 466 § 7 (relative to the powers and duties of the state planning board formerly exercised by the metropolitan planning division). (See 1941, 466 §§ 1–4, 7A, 8.)

SECTS. 49–52 repealed, 1953, 409 § 2.

SECTS. 53–55 added, 1945, 619 § 2 (establishing a Port of Boston Authority). (See 1945, 619 §§ 4–11.)

SECT. 53, caption and section revised, 1953, 608 § 2 (establishing the Port of Boston Commission). (See 1953, 608 §§ 13–16.)

SECT. 53A added, 1953, 608 § 2 (establishing an advisory council to the Port of Boston Commission).

SECT. 54 amended, 1953, 608 § 3.

SECT. 55 amended, 1953, 608 § 4.

SECT. 56 added, 1946, 368 § 3 (establishing the Massachusetts Fair Employment Practice Commission); first sentence of third paragraph revised, 1951, 588; caption revised and section amended, 1950, 479 § 2; last paragraph amended, 1948, 411; section revised, 1963, 719 § 1. (See 1950, 479 §§ 6, 7; 1963, 719 § 2.)

SECTS. 57–59 added, 1946, 583 § 1 (relative to the Massachusetts Aeronautics Commission). (See G. L. 90 §§ 36–38, repealed by 1946, 583 § 2. See also 1946, 583 § 4.)

SECT. 57, first paragraph amended, 1963, 801 § 6.

SECTS. 59A–59C added, 1948, 637 § 2 (establishing the State Airport Management Board). (See 1948, 637 §§ 4–9, 13, 663 § 4.)

SECT. 59B, sentence added at end, 1948, 663 § 1. (See 1948, 663 §§ 4, 5.)

SECT. 60 added, 1946, 612 § 2 (establishing the Outdoor Advertising Authority); last paragraph revised, 1952, 468; section and caption preceding it stricken out, 1955, 584 § 2. (See 1946, 612 §§ 5, 6; 1955, 584, §§ 9, 10.)

SECTS. 61 and 62 added, 1947, 466 § 2 (establishing the Massachusetts Public Building Commission); caption preceding section 61 stricken out, 1953, 612 § 2; both sections stricken out, 1953, 612 § 3. (See 1947, 46 §§ 4–6; 1953, 612 §§ 10–13.)

SECT. 63 added, 1947, 513 § 2 (establishing a commission on alcoholism); repealed and heading preceding section stricken out, 1954, 581 § 2. (See 1954, 581 §§ 4, 5.)

SECT. 64 added, 1948, 260 § 3 (establishing the State Housing Board); first two sentences revised, 1960, 776 § 11; fifth sentence revised, 1963, 801 § 7; sixth sentence stricken out and two sentences inserted, 1949, 577; sixth sentence, as so appearing, revised, 1963, 801 § 8; second paragraph amended, 1954, 396; caption preceding section stricken out, 1964, 636 § 1B; section repealed, 1964, 636 § 1B. (See 1948, 260 §§ 5, 6; 1964, 636 § 10.)

SECTS. 65–69 added, 1948, 310 § 2 (establishing the Youth Service Board). (See 1948, 310 §§ 30, 31; 542.)

SECT. 65 revised, 1952, 605 § 1; first paragraph revised, 1955, 766 § 1. (See 1952, 605 §§ 19–21.)

SECT. 66 revised, 1952, 605 § 2; second sentence revised, 1955, 730 § 2A; 1963, 801 § 9. (See 1952, 605 §§ 15, 19–21; 1955, 730 § 43.)

SECT. 67, paragraph (2) stricken out, 1952, 605 § 17; section revised, 1955, 766 § 2. (See 1952, 605 §§ 15, 19–21.)

SECT. 68 repealed, 1952, 605 § 18. (See 1952, 605 §§ 15, 19–21.)

SECT. 69 revised, 1955, 766 § 3; second paragraph amended, 1966, 615. (See 1955, 766 § 6.)

SECT. 69A added, 1955, 766 § 4 (relative to the division of the commonwealth into juvenile districts).

SECT. 69B added, 1956, 470 (relative to the expenditure of funds by the division of youth service for delinquency prevention, and the acceptance of federal funds therefor).

SECTS. 70 and 71 added, 1948, 476 § 2 (establishing the Board of Trustees of the Soldiers' Home in Holyoke). (See 1948, 476 §§ 3, 4.)

SECT. 72 added, 1951, 511 § 2 (establishing the weather amendment board); fourth sentence revised, 1958, 425 § 2.

SECT. 73 added, 1954, 537 § 2 (establishing a council for the aging); revised, 1955, 591; caption preceding section revised, 1964, 430 § 1A; section amended, 1964, 430 § 2. (See 1954, 537 § 3.)

SECTS. 74–84 added, 1956, 602 § 2 (establishing the Massachusetts rehabilitation commission). (See 1956, 602 §§ 17–20.)

SECT. 75, third sentence revised, 1963, 801 § 10.

SECT. 77, definition of "Vocational rehabilitation services" amended, 1959, 328 § 1.

SECT. 78 amended, 1959, 328 § 2.

SECT. 79, paragraphs (*e*) and (*f*) stricken out and paragraphs (*e*), (*f*) and (*g*) inserted, 1965, 854.

SECTS. 85–93 added, 1956, 645 § 2 (establishing the Massachusetts commission on atomic energy).

SECT. 86 repealed, 1964, 636 § 2. (See 1964, 636 § 11.)

SECT. 87 repealed, 1964, 636 § 2. (See 1964, 636 § 11.)

SECT. 89 repealed, 1964, 636 § 2. (See 1964, 636 § 11.)

SECT. 90 repealed, 1964, 636 § 2. (See 1964, 636 § 11.)

SECTS. 94–96 added, under caption, 1956, 715 § 2 (establishing a program for the control of alcoholism and establishing an office of commissioner on alcoholism). (See 1956, 715 §§ 27, 28.)

SECT. 94 repealed and caption preceding said section stricken out, 1959, 418 § 2.

SECT. 95 amended, 1958, 502; repealed, 1959, 418 § 2.
SECT. 96, paragraph added at end, 1958, 476; section repealed, 1959, 418 § 2.
SECTS. 97 and 98 added, under caption, 1956, 708 § 2 (establishing a finance advisory board).
SECT. 99 added, under caption, 1957, 623 § 2 (creating the boxers fund board for the benefit of boxers and former boxers in need of financial assistance). (See 1957, 623 § 4.)
SECT. 100 added, under caption, 1957, 691 § 2 (establishing a medical, dental and nursing scholarship board); said caption stricken out and section repealed, 1965, 572 § 1.
SECT. 101 added, 1958, 577 § 2 (creating an obscene literature control commission). (See 1958, 577 § 3.)
SECTS. 102–104 added, under caption, 1958, 623 § 2 (establishing a retirement law commission). (See 1958, 623 § 3.)
SECTS. 105–107 added, under caption, 1958, 662 § 3 (establishing a commission on employment of the handicapped).
SECT. 108 added, under caption, 1962, 487 § 2 (establishing a mobile homes commission).
SECTS. 109–114 added, under caption, 1963, 668 § 2 (establishing the metropolitan area planning council). (See 1963, 668 § 3.)
SECT. 109, first paragraph amended, 1965, 145.
SECT. 111 revised, 1965, 178 § 1; 1966, 588. (See 1965, 178 § 2.)
SECT. 113, second paragraph amended, 1965, 737 § 1.
SECT. 114 revised, 1965, 389 § 1. (See 1965, 389 § 2.)
SECT. 115 added, under caption, 1963, 773 § 2 (establishing a consumers' council).
SECTS. 116–119 added, under caption, 1964, 564 § 2 (establishing a municipal police training council). (See 1964, 564 § 4.)
SECT. 116 amended, 1965, 128.
SECTS. 120–123 added, under caption, 1964, 622 § 2 (establishing the commonwealth service corps).
SECT. 124 added, under caption, 1965, 83 § 2 (establishing the World War II Memorial Commission).
SECTS. 125–128 added, under caption, 1966, 353 § 2 (establishing the health and welfare commission).
SECTS. 129–150 added, under caption, 1966, 535 § 2 (establishing the Massachusetts commission for the blind). (See 1966, 535 §§ 15–18.)
SECTS. 151–153 added, under caption, 1966, 624 § 2 (establishing the advisory council on home and family).

Chapter 7. — Executive Office for Administration and Finance (former title, Commission on Administration and Finance).

Title changed, 1962, 757 § 2.

SECT. 1 amended, 1962, 757 § 3.
SECT. 2 revised, 1948, 610 § 1. (See 1948, 610 §§ 6, 7.)
SECT. 3 amended, 1946, 591 § 4; revised, 1948, 610 § 2; 1951, 717 § 1; fourth sentence revised, 1955, 730 § 3; fifth and sixth sentences stricken out and sentence inserted, 1954, 332. (See 1948, 610 §§ 6, 7; 1955, 730 § 43.)
SECT. 3A added, 1958, 661 (establishing the office of federal-state coordinator).

SECT. 4 revised, 1948, 610 § 4; 1951, 717 § 2; third sentence revised, 1955, 730 § 4. (See 1948, 610 §§ 6, 7; 1955, 730 § 43.)

SECTS. 5A and 5B added, 1953, 612 § 4 (establishing a division of building construction). (See 1953, 612 §§ 10–13.)

SECT. 6 revised, 1948, 610 § 3; 1950, 824; amended, 1951, 558. (See 1948, 610 §§ 6, 7.)

SECTS. 2, 3, 3A, 4, 5, 5A, 5B and 6 stricken out and sections 2, 3, 4, 4A, 4B, 4C, 4D, 5 and 6 inserted, 1962, 757 § 4.

SECT. 4, second sentence revised, 1963, 801 § 11.

SECT. 4A, first sentence revised, 1963, 801 § 12.

SECT. 6A added, 1941, 433 § 3 (providing for the appointment of the postmaster and assistant postmaster of the central mailing room by the Commission on Administration and Finance); revised, 1950, 547 § 1. (See 1941, 433 § 4; 1950, 547 § 2.)

SECT. 6B added, 1951, 440 § 1 (establishing first aid facilities in the state house); amended, 1962, 757 § 9. (See 1951, 440 §§ 2, 3.)

SECTS. 6C and 6D added, 1953, 636 § 1 (relative to hospital expenses for public welfare and other public assistance patients). (See 1953, 636 §§ 6–9.)

SECT. 6C repealed, 1962, 757 § 5.

SECT. 6D amended, 1962, 757 § 10; third paragraph amended, 1956, 198.

SECT. 7 amended, 1945, 457; revised, 1948, 610 § 5; first paragraph stricken out, 1962, 757 § 6; paragraph added at end, 1949, 448; same paragraph amended, 1950, 512; 1951, 455; revised, 1953, 526; stricken out, 1954, 680 § 1; paragraph added at end, 1960, 808. (See 1948, 610 §§ 6, 7.)

SECT. 7A added, 1950, 698 (authorizing the commissioner of administration to enter into agreements with certain towns for fire protection of certain state institutions); amended, 1962, 757 § 11.

SECT. 8 amended, 1962, 757 § 12.

SECT. 9 amended, 1962, 757 § 13.

SECT. 10 amended, 1962, 757 § 14.

SECT. 11 amended, 1962, 757 § 15.

SECT. 12 repealed, 1962, 757 § 5.

SECT. 13 revised, 1950, 272.

SECT. 14 revised, 1950, 273.

SECT 14A added, 1963, 844 (requiring the filing of a statement with the comptroller of the names and addresses of certain persons having a financial interest in contracts to provide consultant services to the commonwealth).

SECT. 15 amended, 1948, 254.

SECT. 16 revised, 1950, 274; first sentence amended, 1953, 40.

SECT. 19 amended, 1962, 757 § 16.

SECT. 21 amended, 1962, 757 § 17.

SECT. 22 amended, 1962, 757 §§ 18, 19; clause (17) revised, 1933, 353 § 1; 1958, 638; clause (18) added, 1955, 727; amended, 1959, 96; 1962, 757 § 20.

SECT. 23A added, 1933, 353 § 2 (providing a preference in the purchase of supplies and materials by contractors for certain state work in favor of domestic supplies and materials).

SECT. 25A added, 1943, 344 § 2 (authorizing the state purchasing agent to regulate purchases of supplies and transfers thereof from one state agency to another); revised, 1953, 201; amended, 1962, 757 § 21.

SECT. 26 amended, 1939, 451 § 2.

SECT. 28 revised, 1954, 680 § 2; second paragraph amended, 1962, 757 § 22; 1963, 352; third paragraph amended, 1955, 643 § 7; 1962, 757 § 22; fourth paragraph amended, 1962, 757 § 22. (See 1955, 643 § 12.)

SECT. 28A added, 1954, 680 § 3 (relative to the development of training programs for certain state employees by the division of personnel and standardization); paragraph added at end, 1964, 581 § 1.

SECT. 29 amended, 1945, 580 § 4. (See 1945, 580 § 9.)

SECT. 30 amended, 1952, 144; 1962, 757 § 23.

SECTS. 30A–30J added, 1953, 612 § 5 (relative to public building construction). (See 1953, 612 §§ 10–13.)

SECT. 30A, second sentence striken out and three sentences inserted, 1956, 399; second paragraph amended, 1962, 757 § 24.

SECT. 30B amended, 1962, 757 § 25; revised, 1966, 676.

SECT. 30D, third paragraph amended, 1962, 757 § 26.

SECT. 30E amended, 1962, 757 § 27.

SECT. 30F amended, 1962, 757 § 28.

SECT. 30H, sentence inserted after first sentence, 1955, 548; section amended, 1962, 757 § 29; revised, 1963, 473 § 1.

SECT. 30I amended, 1962, 757 § 30.

SECT. 30J amended, 1962, 757 § 31.

SECT. 30K added, 1953, 636 § 2 (relative to the annual determination by the director of hospital costs of the all-inclusive per diem cost for care of patients in each hospital, sanatorium and infirmary licensed by the department); second paragraph amended, 1961, 586; 1963, 439 § 1. (See 1953, 636 §§ 7 and 9; 1963, 439 § 2.)

SECT. 30L added, 1956, 696 § 1 (establishing minimum weekly rates for persons in nursing and convalescent homes who are recipients of public aid); first paragraph amended, 1958, 480; section revised, 1958, 600; 1961, 545 § 1. (See 1956, 696 § 2; 1961, 545 § 2.)

SECT. 30L stricken out and new sections 30L and 30M inserted, 1963, 809 § 1 (establishing a board to determine the rates to be paid to convalescent and nursing homes or rest homes and transferring certain powers and duties of the director of hospital costs and finances to said board). (See 1963, 809 §§ 2, 3.)

SECT. 31 revised, 1950, 275; 1962, 757 § 7; second sentence stricken out, 1965, 855 § 1.

SECT. 31A added, 1953, 504 (providing for recognition of state employees' suggestions which increase the efficiency of state government); revised, 1954, 546; first paragraph amended, 1962, 757 § 8.

SECT. 32 repealed, 1962, 757 § 5.

SECT. 33 revised, 1939, 499 § 1; 1945, 292 § 1; amended, 1962, 757 § 32; 1965, 855 § 2.

SECT. 34 revised, 1950, 276.

SECT. 35 amended, 1962, 757 § 33; fourth, fifth and sixth sentences stricken out, 1965, 855 § 3.

SECT. 36 added, 1964, 610 (requiring the disclosure of the names and addresses of certain persons having a direct or indirect beneficial interest in agreements to lease or sell real property to the commonwealth, its political subdivisions or public authorities).

SECT. 37 added, 1964, 641 (establishing a board of economic advisors).

Chapter 8. — State Superintendent of Buildings, and State House.

SECTS. 1–12 affected, 1935, 327; 1941, 627 § 3.

SECT. 1 revised, 1938, 249 § 1; 1962, 757 § 34. (See 1938, 249 § 6.)

SECT. 2 repealed, 1962, 757 § 35.

SECT. 4 amended, 1935, 251; revised, 1937, 84 § 1; 1938, 249 § 2. (See 1937, 84 § 2; 1938, 249 § 6.)

SECTS. 4A and 4B added, 1955, 581 (authorizing payment of certain expenses of capitol police officers injured in the performance of duty and indemnifying them for certain other expenses and damages).

SECT. 5 revised, 1935, 460 § 1; amended, 1938, 387 § 1; 1946, 591 § 5. (See 1935, 460 § 2; 1938, 387 § 2.)

SECT. 6 revised, 1953, 612 § 6; 1962, 590 § 1. (See 1953, 612 §§ 10–13.)

SECT. 9 amended, 1938, 249 § 3. (See 1938, 249 § 6.)

SECT. 10 amended, 1938, 249 § 4; 1943, 440 § 1; 1962, 590 § 2, 757 §36. (See 1938, 249 § 6.)

SECT. 10A revised, 1933, 170; 1941, 267; amended, 1943, 440 § 2; revised, 1945, 706; first paragraph amended, 1962, 757 § 37; paragraph inserted before last sentence, 1952, 391; amended, 1955, 317 § 1; sentence added at end, 1946, 585; last sentence stricken out and paragraph inserted, 1953, 638; three paragraphs added at end, 1960, 620 § 1; fourth paragraph revised 1962, 290. (See 1955, 317 § 2; 1960, 620 § 2.)

SECT. 12 revised, 1938, 249 § 5; sentence inserted after second sentence, 1947, 66; sentence added at end of first paragraph, 1963, 798 § 2; paragraph added at end, 1962, 728. (See 1938, 249 § 6.)

SECT. 16A added, 1948, 190 § 1 (providing for the preservation of room numbered twenty-seven in the state house as a memorial and shrine to the Grand Army of the Republic).

SECT. 17 amended, 1932, 188 § 1; 1933, 199 § 1; 1947, 350 § 1; revised, 1948, 190 § 2; amended, 1951, 807; revised, 1952, 300, 390; 1953, 664; 1960, 400, 458; amended, 1960, 626 § 2; revised, 1960, 725; 1961, 262; 1962, 416, 490; 1964, 436.

SECT. 17A added, 1956, 107 § 1 (relative to the care, custody and preservation of certain flags carried in time of war).

SECT. 18 amended, 1932, 188 § 2; 1933, 199 § 2; 1947, 350 § 2.

SECT. 19 revised, 1956, 435.

Chapter 9. — Department of the State Secretary.

SECT. 1 amended, 1946, 591 § 6; revised, 1949, 789 § 1; third sentence revised, 1955, 730 § 5; 1963, 744 § 3; 1965, 844 § 2. (See 1949, 789 § 5; 1955, 730 § 43; 1963, 744 § 8.)

SECT. 2 revised, 1935, 416; 1939, 283; 1941, 587; 1958, 586; 1962, 18.

SECT. 6 amended, 1934, 25 § 1.

SECT. 7 amended, 1934, 25 § 2; 1939, 342 § 1.

SECT. 9 amended, 1934, 127.

SECT. 15 amended, 1934, 19.

SECT. 15A added, 1964, 231 § 1 (authorizing the state secretary to validate the acts of certain persons as notaries public).

SECT. 17 amended, 1934, 37; revised, 1936, 31 § 1.

SECT. 20 added, 1935, 402 (regulating the publication and sale of the Massachusetts Reports and of the advance sheets of the opinions and

decisions of the Supreme Judicial Court); revised, 1943, 426; first sentence amended, 1962, 757 § 38.

SECTS. 21–25 added, under caption, 1937, 404 § 1 (establishing a commission on interstate co-operation as successor to the commission on interstate compacts affecting labor and industries and defining its powers and duties, and providing for a commission required to be established under an interstate compact on the minimum wage). (See 1937, 404 §§ 2, 3.)

SECT. 21 amended, 1941, 394 § 1; 1953, 409 § 5.

SECT. 23 amended, 1941, 394 § 2.

SECT. 25 repealed, 1943, 255 § 2. (See 1943, 255 § 3.)

SECTS. 26 and 27 added, 1963, 697 § 1 (establishing the Massachusetts historical commission).

SECT. 27 revised, 1965, 707.

Chapter 10. — Department of the State Treasurer.

For temporary legislation establishing an emergency finance board, and defining its powers and duties, see 1933, 49.

SECT. 1 amended, 1946, 591 § 7; revised, 1949, 789 § 2; second sentence revised, 1955, 730 § 6; 1963, 744 § 4; 1965, 844 § 3. (See 1949, 789 § 5; 1955, 730 § 43; 1963, 744 § 8.)

SECT. 5, first sentence revised, 1941, 596 § 4; 1945, 489; sentence inserted after third sentence, 1963, 776.

SECT. 7 revised, 1948, 533.

SECT. 8 amended, 1932, 180 § 1; revised, 1943, 427 § 1.

SECT. 8A, last sentence stricken out, 1950, 314.

SECT. 11 revised, 1939, 499 § 2; amended, 1945, 292 § 2; revised, 1959, 612 § 1. (See 1959, 612 § 10.)

SECT. 16 amended, 1954, 419 § 5A.

SECT. 17 amended, 1941, 194 § 1.

SECT. 17A added, 1943, 362 § 2 (providing for the receipt and disposal, by the state treasurer, of certain gifts made to the commonwealth for military purposes).

SECT. 18 revised, 1945, 658 § 2. (See 1945, 658 § 11.)

SECT. 19 revised, 1945, 658 § 3. (See 1945, 658 § 11.)

Chapter 11. — Department of the State Auditor.

SECT. 1 amended, 1946, 591 § 8; revised, 1949, 789 § 3; second sentence revised, 1955, 730 § 7; 1963, 744 § 5; 1964, 669. (See 1949, 789 § 5; 1955, 730 § 43; 1963, 744 § 8.)

SECT. 2, first sentence revised, 1941, 596 § 5.

SECT. 5 revised, 1946, 591 § 9.

SECT. 12 revised, 1962, 733.

Chapter 12. — Department of the Attorney General, and the District Attorneys.

SECT. 1 amended, 1946, 591 § 10; revised, 1949, 789 § 4; second sentence revised, 1955, 730 § 8; 1963, 744 § 6; 1965, 844 § 4. (See 1949, 789 § 5; 1955, 730 § 43; 1963, 744 § 8.)

SECT. 2 amended, 1934, 133 § 1; revised, 1941, 647 § 2; 1959, 297 § 1; 1961, 476. (See 1934, 133 § 2.)

SECT. 2A added, 1959, 297 § 2 (providing for the first assistant attorney general to serve during certain vacancies in the office of the attorney general).

SECT. 3, last sentence amended, 1932, 180 § 2; section amended, 1943, 83 § 1.

SECT. 3B amended, 1933, 318 § 1; 1934, 291 § 1; first paragraph amended, 1953, 544; 1957, 633 § 1; 1965, 890; paragraph inserted after first paragraph, 1943, 409 § 3. (See 1933, 318 § 9; 1934, 291 § 6.)

SECT. 3C added, 1947, 337 (authorizing the attorney general to settle certain claims against state officers and employees without suit being brought); first paragraph revised, 1966, 472; second paragraph revised, 1949, 567.

SECT. 3D added, 1954, 326 (relative to indemnification or protection of certain state officers and employees in connection with actions for personal injuries); revised, 1956, 449; amended, 1957, 580; revised, 1957, 633 § 2.

SECT. 6A added, 1947, 238 (authorizing the attorney general to call conferences of district attorneys, sheriffs and police officials of cities and towns); paragraph added at end, 1954, 654.

SECTS. 8A–8I added, 1954, 529 § 1 (establishing a division of public charities).

SECT. 8A amended, 1962, 401 § 1.

SECT. 8E amended, 1955, 203; 1959, 59 § 1.

SECT. 8F amended, 1962, 425; revised, 1964, 449 § 1. (See 1964, 449 § 2.)

SECT. 8J added, 1962, 401 § 2 (providing that public charities organized in the commonwealth file copies of charters, articles of incorporation and instruments of trust, with the office of the attorney general).

SECT. 10 revised, 1960, 788.

SECT. 11 amended, 1939, 499 § 3; 1945, 292 § 3.

SECT. 11A added, 1962, 652 (establishing a division of civil rights and liberties).

SECT. 13 revised, 1948, 423 § 1. (See 1948, 423 § 7.)

SECT. 14, paragraph in lines 5 and 6 revised, 1935, 209; paragraph in lines 7 and 8 revised, 1935, 433 § 1; section revised, 1935, 458 § 1; next to last paragraph revised, 1941, 470 § 1; paragraph added at end, 1948, 239 § 1; section revised, 1948, 423 § 2; second paragraph amended, 1954, 488 § 1; revised, 1955. 582 § 1; 1957, 185 § 1; third paragraph revised, 1955, 678 § 1; 1965, 603 § 1; fourth paragraph revised, 1960, 779 § 1; fifth paragraph revised, 1951, 432 § 1; 1960, 741 § 1; sixth paragraph revised, 1964, 473 § 1; seventh paragraph revised, 1956, 271 § 1; eighth paragraph revised, 1962, 694 § 1; ninth paragraph revised, 1955, 678 § 1; 1960, 742 § 1; tenth paragraph revised, 1963, 553 § 1; section revised, 1966, 662 § 1. (See 1948, 423 § 7.)

SECT. 15 revised, 1935, 458 § 2; paragraph in line 8 revised, 1937, 279 § 1; section revised, 1947, 675 § 1; sixth paragraph stricken out and two paragraphs inserted, 1948, 423 § 3; section revised, 1951, 804 § 1; amended, 1954, 441; revised, 1956, 684 § 1; second paragraph amended, 1960, 712; fourth paragraph revised, 1960, 779 § 2; fifth paragraph revised, 1960, 741 § 2; eighth paragraph revised, 1962, 694 § 2; ninth paragraph revised, 1960, 742 § 2; section revised, 1963, 743 § 1. (See 1947, 675 § 4; 1948, 423 § 7; 1951, 804 § 4; 1956, 684 § 2; 1963, 743 § 4.)

SECT. 16, paragraph in lines 9–11 revised, 1935, 433 § 2; section revised, 1935, 458 § 3; paragraph in lines 23 and 24 revised, 1937, 279 § 2;

next to last paragraph revised, 1941, 470 § 2; section revised, 1947, 675 § 2; paragraph added at end, 1948, 239 § 2; section revised, 1948, 423 § 4; fifth paragraph revised, 1951, 432 § 2; ninth paragraph revised, 1949, 680; section revised, 1951, 804 § 2; amended, 1954, 488 § 2; second paragraph revised, 1955, 582 § 2; 1956, 271 § 2; ninth paragraph revised, 1955, 678 § 2; section revised, 1956, 686 § 1; second paragraph revised, 1957, 185 § 2; fourth paragraph revised, 1960, 799 § 3; fifth paragraph revised, 1960, 741 § 3; eighth paragraph revised, 1959, 500; 1962, 694 § 3; ninth paragraph revised, 1960, 742 § 3; tenth paragraph revised, 1963, 553 § 2; section revised, 1963, 743 § 2; third paragraph revised, 1965, 603 § 2; sixth paragraph revised, 1964, 473 § 2; section revised, 1966, 662 § 2. (See 1947, 675 § 4; 1948, 423 § 7; 1951, 804 § 4; 1956, 686 § 3; 1963 743 § 4.)

SECT. 18 amended, 1948, 423 § 5. (See 1948, 423 § 7.)

SECT. 20 revised, 1957, 694 § 1.

SECT. 20A revised, 1947, 675 § 3; last sentence revised, 1951, 804 § 3; section revised, 1956, 686 § 2; 1957, 694 § 2; last sentence revised, 1963, 743 § 3. (See 1947, 675 § 4; 1951, 804 § 4; 1956, 686 § 3; 1963, 743 § 4.)

SECT. 22 revised, 1948, 423 § 6. (See 1948, 423 § 7.)

SECT. 24 amended, 1948, 111.

SECT. 25 amended, 1937, 64 § 1.

Chapter 13. — Department of Civil Service and Registration.

SECT. 1 revised, 1939, 238 § 1. (See 1939, 238 §§ 52–55.)

SECT. 2 revised, 1939, 238 § 2; first paragraph amended, 1945, 681 § 1; second paragraph amended, 1946, 591 § 11; 1948, 580; 1950, 821 § 2; 1951, 716; 1955, 730 § 9; 1957, 699; 1963, 801 § 13; paragraph inserted after second paragraph, 1941, 403. (See 1939, 238 §§ 52–55; 1945, 681 § 2; 1955, 730 § 43.)

SECT. 2A added, 1939, 238 § 3 (relative to the appointment and compensation of civil service commissioners); fourth sentence revised, 1941, 457; same sentence amended, 1945, 725 § 6; section revised, 1946, 591 § 12; fourth sentence revised, 1948, 575; 1950, 821 § 1; 1951,-589; 1952, 473; 1955, 730 § 10; 1960, 735; 1963, 801 § 14. (See 1939, 238 §§ 52–55; 1955, 730 § 43.)

SECT. 3 amended, 1932, 180 § 3; revised, 1939, 238 § 4. (See 1939, 238 §§ 52–55.)

SECT. 4 revised, 1939, 238 § 5.

SECT. 5 revised, 1939, 238 § 6.

SECT. 6 revised, 1939, 238 § 7.

SECT. 8 amended, 1934, 329; 1946, 591 § 13; 1948, 601 § 1; 1949, 787; 1952, 627 § 1; 1955, 730 § 11; 1963, 801 § 15. (See 1948, 601 § 2; 1952, 627 § 2; 1955, 730 § 43.)

SECT. 9A added, 1945, 376 (authorizing the director of registration to make certain rules and regulations governing the conduct of examinations by the several boards of registration and examination).

SECT. 10 amended, 1932, 8; 1939, 36; 1960, 188.

SECT. 11 amended, 1937, 379; last sentence revised, 1953, 529; 1955, 730 § 12; 1963, 801 § 16. (See 1955, 730 § 43.)

SECT. 12 repealed, 1937, 425 § 13. (See 1937, 425 § 15.)

SECTS. 12A–12C added, under the heading "BOARD OF REGISTRATION IN CHIROPODY (PODIATRY)", 1937, 425 § 1. (See 1937, 425 §§ 14, 15.)

SECT. 12A, third sentence stricken out, 1952, 73.

SECT. 12B revised, 1950, 315.

SECT. 12C revised, 1955, 730 § 13; 1963, 801 § 17. (See 1955, 730 § 43.)

SECTS. 13–15 and the heading before section 13 stricken out and new sections 13–15D added under heading "BOARD OF REGISTRATION IN NURSING", 1941, 620 § 2. (See 1941, 620 §§ 1, 4–12.)

SECT. 13 amended, 1953, 350 § 1; revised, 1960, 693 § 1; fourth sentence revised, 1961, 512. (See 1960, 693 §§ 14–19.)

SECT. 14, first sentence revised, 1964, 22; last sentence stricken out and two sentences inserted, 1960, 693 § 2.

SECT. 14A amended, 1953, 350 § 2.

SECT. 15 revised, 1955, 730 § 14; amended, 1960, 693 § 3; revised, 1963, 801 § 18. (See 1955, 730 § 43.)

SECT. 15A amended, 1952, 585 § 19; revised, 1953, 350 § 3; repealed, 1960, 693 § 4.

SECT. 15B repealed, 1960, 693 § 5.

SECT. 15C revised, 1955, 730 § 15; repealed, 1960, 693 § 6. (See 1955, 730 § 43.)

SECT. 15D amended, 1960, 693 § 7.

SECT. 17 revised, 1934, 339 § 1.

SECT. 18 revised, 1955, 730 § 16; amended, 1958, 494 § 1; revised, 1963, 801 § 19. (See 1955, 730 § 43; 1958, 494 § 2.)

SECT. 20 revised, 1946, 550 § 1; 1947, 417.

SECT. 21, first sentence revised, 1955, 730 § 17; 1963, 801 § 20. (See 1955, 730 § 43.)

SECT. 23 revised, 1952, 625 § 1; 1953, 280 § 1. (See 1952, 625 § 3; 1953, 280 § 3.)

SECT. 24 revised, 1952, 625 § 2; 1953, 280 § 2; 1963, 801 § 21. (See 1952, 625 § 3; 1953, 280 § 3.)

SECT. 25 revised, 1941, 596 § 6; 1951, 577.

SECT. 26 amended, 1950, 192; revised, 1958, 533 § 1.

SECT. 27 revised, 1958, 533 § 2.

SECT. 28 amended, 1948, 647; revised, 1963, 801 § 22.

SECT. 29 and its caption stricken out and new section inserted, under the caption "BOARD OF REGISTRATION IN EMBALMING AND FUNERAL DIRECTING", 1936, 407 § 1; revised, 1954, 653 § 1; second paragraph amended, 1959, 276. (See 1936, 407 §§ 5–8; 1954, 653 §§ 4, 7.)

SECT. 30 revised, 1954, 653 § 1. (See 1954, 653 §§ 6, 7.)

SECT. 31 revised, 1936, 407 § 2; 1946, 591 § 14; 1954, 653 § 1; first sentence revised, 1963, 801 § 23. (See 1936, 407 §§ 5–8; 1954, 653 §§ 6, 7.)

SECT. 32 revised, 1935, 420 § 1; amended, 1939, 238 § 8; 1952, 585 § 20; first sentence revised, 1954, 238; fifth sentence revised, 1955, 730 § 18; 1963, 801 § 24; sentence inserted before said sentence, 1958, 628 § 1. (See 1935, 420 § 2; 1955, 730 § 43; 1958, 628 § 2.)

SECT. 32A added, under caption, 1961, 531 § 1 (establishing a board of electricians' appeals); third sentence revised, 1964, 369.

SECT. 33 and its caption stricken out and new section inserted, under the caption "BOARD OF PUBLIC ACCOUNTANCY", 1963, 663 § 1. (See 1963, 663 §§ 3, 4, 5.)

SECT. 34 revised, 1963, 663 § 1.

SECT. 35, first sentence revised, 1953, 510 § 1; section revised, 1963, 663 § 1.

SECT. 36, first sentence revised, 1945, 517 § 1; first paragraph, sentence added at end, 1963, 191; second paragraph revised, 1941, 596 § 7; third paragraph revised, 1951, 691 § 2. (See 1945, 517 § 2; 1951, 691 § 1.)

SECT. 37 revised, 1964, 366; 1966, 102.

SECT. 38, first sentence revised, 1955, 730 § 19; 1963, 801 § 25. (See 1955, 730 § 43.)

SECT. 39 amended, 1941, 385 § 1; 1947, 509 § 1; revised, 1962, 200. (See 1941, 385 § 2; 1947, 509 § 2.)

SECT. 40 amended, 1933, 149 § 1; two sentences added at end, 1934, 299 § 1; section revised, 1957, 676 § 1. (See 1934, 299 § 2.)

SECT. 41 amended, 1938, 337 § 1; 1946, 591 § 15; revised, 1953, 556; sentence added at end, 1957, 676 § 2; section revised, 1963, 801 § 26. (See 1938, 337 § 2.)

SECTS. 42–44 added, under caption "BOARD OF REGISTRATION OF HAIRDRESSERS", 1935, 428 § 1. (See 1935, 428 §§ 5, 7.)

SECT. 42, two sentences inserted after first sentence, 1949, 580 § 1; section revised, 1960, 265.

SECT. 43 amended, 1937, 385 § 1; second sentence revised, 1949, 580 § 2; sentence added at end, 1955, 154; affected, 1956, 551.

SECT. 44 amended, 1946, 591 § 16; revised, 1951, 561; 1955, 730 § 20; 1960, 777; 1963, 801 § 27. (See 1955, 730 § 43.)

SECTS. 44A–44D added, under caption "BOARD OF REGISTRATION OF ARCHITECTS", 1941, 696 § 1. (See 1941, 696 §§ 3, 4.)

SECT. 44D, first sentence revised, 1955, 730 § 21; 1963, 801 § 28. (See 1955, 730 § 43.)

SECTS. 45–47 added, under caption "BOARD OF REGISTRATION OF PROFESSIONAL ENGINEERS AND OF LAND SURVEYORS", 1941, 643 § 1. (See 1941, 643 §§ 3–5.)

SECT. 45, first two sentences stricken out and four sentences inserted, 1955, 646; same four sentences revised, 1958, 584 § 1. (See 1958, 584 §§ 11–13.)

SECT. 47 amended, 1941, 722 § 1A.

SECTS. 48–50 added, under caption "BOARD OF REGISTRATION OF DISPENSING OPTICIANS", 1955, 688 § 1. (See 1955, 688 §§ 3, 4.)

SECT. 50 revised, 1963, 801 § 29.

SECTS. 51–53 added, 1957, 673 § 1 (establishing a board of registration of sanitarians). (See 1957, 673 §§ 4, 5.)

SECT. 53, first sentence revised, 1963, 801 § 30.

SECTS. 54–57 added, 1957, 726 § 1 (establishing a board of registration of real estate brokers and salesmen). (See 1957, 726 §§ 4–7.)

SECT. 54 revised, 1959, 351 § 1.

SECT. 55 revised, 1961, 363 § 1.

SECTS. 58–60 added, under caption, 1958, 625 § 1 (establishing a board of registration of electrologists). (See 1958, 625 §§ 4, 5.)

SECT. 60 amended, 1960, 288; 1963, 801 § 31.

SECTS. 61–63 added, under caption, 1963, 604 § 1 (establishing a board of radio and television technicians). (See 1963, 604 § 3.)

SECTS. 64–66 added, under caption, 1966, 409 § 1 (establishing a board of registration of chiropractors). (See 1966, 409 § 3.)

Chapter 14. — Department of Corporations and Taxation.

Chapter stricken out and new chapter 14 inserted, 1953, 654 § 1. (See 1953, 654 §§ 103-109.)

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

The following references are to chapter 14, as so inserted:

SECT. 1, sentence added at end, 1954, 429.
SECT. 2, third paragraph amended, 1963, 801 § 32.
SECT. 3, second paragraph amended, 1964, 460 § 1.
SECT. 4, subdivision 1 of second paragraph amended, 1954, 681 § 3. (See 1954, 681 §§ 20, 22.)
SECT. 5 added, 1956, 380 § 1 (authorizing the state tax commission to provide for certain tax returns and tax calculations without fractional parts of a dollar). (See 1956, 380 § 2.)

Chapter 15. — Department of Education.

SECT. 1 revised, 1947, 652 § 1.
SECTS. 1A–1C added, 1947, 652 § 2 (establishing a board of education which shall have supervision and control of the department of education). (See 1947, 652 §§ 14, 15.)
SECT. 1B revised, 1952, 585 § 1; second sentence revised, 1955, 730 § 22; 1960, 585; 1963, 801 § 33. (See 1952, 585 §§ 25, 26; 1955, 730 § 43.)
SECT. 1C revised, 1952, 585 § 1. (See 1952, 585 §§ 25, 26.)
SECT. 1D added, 1964, 712 § 1 (providing for the appointment of an assistant commissioner of education).
SECTS. 1–1D stricken out and sections 1–1H inserted, 1965, 572 § 2. (See 1965, 572 §§ 37–39, 41, 43–46, 53.)
SECT. 1E amended, 1966, 251 § 1.
SECT. 1F, third paragraph amended, 1966, 549.
SECT. 1H, first paragraph revised, 1966, 251 § 2; seventh paragraph revised, 1966, 428.
SECTS. 1I, IJ and IK added, 1965, 641 § 2 (requiring the board of education to furnish assistance for the elimination of racial imbalance in the public schools).
SECT. 1I, second paragraph amended, 1966, 14 § 41.
SECT. 2 amended, 1946, 591 § 18; repealed, 1947, 652 § 13.
SECT. 2A added, 1946, 531 (providing for a deputy commissioner of education, and establishing his powers and duties); repealed, 1947, 652 § 13.
SECT. 3 amended, 1941, 138; repealed, 1947, 652 § 13.
SECT. 3A added, 1943, 549 § 1 (establishing a board of collegiate authority in the department of education); revised, 1947, 652 § 3; repealed, 1965, 572 § 8. (See 1965, 572 §§ 39, 53.)
SECT. 3B added, 1962, 429 § 1 (establishing in the department of education an advisory board of higher education policy); repealed, 1965, 572 § 8. (See 1965, 572 §§ 39, 53.) (See 1962, 429 § 2).
SECT. 4 revised, 1939, 409 § 2; last sentence revised, 1947, 344 § 2; section revised, 1947, 652 § 4; 1952, 585 § 2; third sentence revised, 1954, 514 § 1; 1955, 514; 1957, 534; amended, 1960, 403 § 18; 1963, 642 § 1;

sentence inserted after fourth sentence, 1964, 712 § 2; last sentence amended, 1953, 407 § 4; revised, 1963, 642 § 2; section repealed, 1965, 572 § 8. (See 1939, 409 §§ 1, 5; 1952, 585 §§ 25, 26; 1953, 407 §§ 7, 8.)

SECT. 4A added, 1961, 436 (providing for the appointment of a supervisor of conservation education in the department of education).

SECT. 5 revised, 1941, 596 § 9; 1947, 652 § 5; 1952, 585 § 3; repealed, 1965, 572 § 8. (See 1952, 585 §§ 25, 26.)

SECT. 6 revised, 1947, 652 § 6; sentence added at end, 1963; 406; section repealed, 1965, 572 § 8.

SECT. 6A amended, 1938, 446 § 13; revised, 1941, 531; 1946, 552 § 1; 1947, 652 § 7; 1952, 630 § 1; 1956, 602 § 3; repealed, 1965, 572 § 8. (See 1938, 446 § 14; 1956, 602 §§ 17–20.)

SECT. 6B added, 1941, 676 § 1 (relative to the supervisor of guidance and placement); revised, 1947, 652 § 8. (See 1941, 646; 1947, 652 § 13.)

SECT. 6C added, 1962, 585 § 1 (providing for an advisory commission on academically talented pupils). (See 1962, 585 § 2.)

SECT. 8, caption preceding section revised, 1952, 585 § 4; section amended, 1952, 585 § 5; repealed, 1960, 429 § 1. (See 1952, 585 §§ 25, 26.)

SECT. 9 amended, 1952, 585 § 6; revised, 1960, 429 § 2. (See 1952, 585 §§ 25, 26.)

SECT. 10 revised, 1960, 429 § 3.

SECT. 11 revised, 1952, 585 § 7; 1960, 429 § 4. (See 1952, 585 §§ 25, 26.)

SECT. 12 revised, 1935, 367; 1939, 409 § 3; repealed, 1965, 572 § 8. (See 1939, 409 §§ 1, 5.)

SECT. 13 repealed and caption preceding said section stricken out, 1966, 535 § 3.

SECT. 13A added, 1951, 676 § 1 (establishing certain bureaus in the division of the blind); repealed, 1966, 535 § 3.

SECT. 15 revised, 1951, 676 § 2; repealed, 1966, 535 § 3.

SECT. 15A added, 1954, 514 § 2 (establishing a division of special education for mentally retarded children); first sentence stricken out and two sentences inserted, 1964, 712 § 3; sentence added at end, 1956, 593.

SECT. 15B added, 1964, 535 (providing for the establishment in the division of special education of a library center for visually-handicapped children).

SECT. 16 revised, 1945, 658 § 4. (See 1945, 658 § 11.)

SECT. 17 revised, 1945, 658 § 5. (See 1945, 658 § 11.)

SECT. 18 revised, 1945, 658 § 6. (See 1945, 658 § 11.)

SECT. 18A added, 1963, 466 § 1 (authorizing the purchase of annuities for employees of the department).

SECT. 19 amended, 1942, 1 § 2; revised, 1946, 257 § 7; 1947, 344 § 3; amended, 1953, 407 § 5; 1953, 488 § 2; revised, 1957, 347 § 3; 1960, 543 § 1; amended, 1964, 561 § 2. (See 1942, 1 § 9; 1953, 488 § 4.)

SECT. 19A added, 1965, 132 (relative to the appointment of teachers in the universities and colleges of the commonwealth who are blind).

SECT. 20, caption preceding section changed, 1947, 344 § 4; section amended, 1947, 344 § 5; 1962, 787 § 1.

SECT. 20A added, 1963, 642 § 3 (establishing a board of trustees of the state colleges); revised, 1964, 561 § 3; 1965, 572 § 3. (See 1965, 572 §§ 40, 43–46, 53.)

SECT. 20B added, 1965, 572 § 4 (establishing an advisory commission to the board of trustees of state colleges).

SECT. 21, caption preceding section changed, 1946, 257 § 9; section revised, 1946, 257 § 8; amended, 1953, 488 § 3; caption preceding section changed and section revised, 1957, 347 § 4. (See 1953, 488 § 4.)

SECT. 21A added, under caption, 1960, 543 § 2 (creating the southeastern Massachusetts technological institute); first sentence amended, 1965, 572 § 5; second sentence amended, 1964, 207 § 1. (See 1964, 207 § 2.)

SECT. 22, caption preceding section changed, 1942, 1 § 3; stricken out, 1964, 561 § 4; section amended, 1942, 1 § 4; revised, 1954, 594 § 1; repealed, 1964, 561 § 4. (See 1942, 1 § 9; 1954, 594 § 2.)

SECT. 23 repealed, 1964, 562 § 4.

SECT. 24 and caption preceding said section revised, 1953, 407 § 6. (See 1953, 407 §§ 7, 8.)

SECTS. 25 and 26 added, 1957, 690 § 1 (providing for enlargement of the commonwealth scholarship program). (See 1957, 690 § 2.)

SECT. 25 amended, 1960, 403 § 19; second sentence revised, 1964, 561 § 5; section repealed, 1965, 572 § 8.

SECT. 26 repealed, 1965, 572 § 8.

SECT. 27 added, 1958, 605 § 1 (establishing a Massachusetts board of regional community colleges and providing for the establishment of such colleges); first sentence amended, 1960, 403 § 20; revised, 1964, 561 § 6; paragraph added at end, 1962, 559; sentence added at end, 1963, 414.

SECT. 28 added, 1963, 293 (authorizing the board of regional community colleges to establish activity fees in said colleges).

SECTS. 27 and 28 stricken out and sections 27–39 inserted, under caption, 1964, 737 § 1. (See 1964, 737 § 2.)

SECT. 27 amended, 1965, 572 § 6.

SECT. 28 revised, 1965, 572 § 7.

SECTS. 40–45 added, under caption, 1966, 589 § 1 (establishing a council on the arts and humanities).

Chapter 16. — Department of Public Works.

Chapter stricken out and new chapter 16 (with same title) inserted, 1963, 821 § 1. (See 1963, 821 §§ 2–8.)

For prior changes see Table of Changes contained in Acts and Resolves of 1963.

The following references are to chapter 16, as so inserted:

SECT. 3A added, 1964, 563 § 1 (establishing in the department a bureau of transportation planning and development).

SECTS. 4A and 4B added, 1965, 897 (authorizing the commissioner of public works to establish within the department a highway engineer intern program and a co-operative engineering students program).

SECT. 5, fourth paragraph amended, 1964, 645.

SECTS. 15, 16 and 17 repealed and caption preceding section 15 stricken out, 1964, 636 § 3. (See 1964, 636 § 12.)

Chapter 17. — Department of Public Health.

SECT. 2 amended, 1946, 591 § 21; 1947, 658 § 1; 1950, 794; third sentence revised, 1955, 730 § 24; 1959, 570 § 1; 1963, 801 § 37. (See 1955, 730 § 43.)

SECT. 2A added, 1965, 473 (granting certain powers to the commissioner of public health upon the declaration of an emergency).

SECT. 3 revised, 1939, 233 § 1; amended, 1946, 591 § 22; fourth sentence revised, 1963, 801 § 38. (See 1939, 233 §§ 2, 3.)

SECT. 4 revised, 1941, 596 § 11; 725 § 1; sentence added at end, 1957, 482 § 1; section revised, 1958, 612 § 1; first paragraph amended, 1963, 558 § 1; second paragraph revised, 1959, 611 § 3; amended, 1963, 527; revised, 1964, 477 § 1. (See 1941, 725 §§ 4–6; 1958, 612 § 2; 1964, 477 § 3.)

SECT. 5 revised, 1948, 323.

SECT. 5A added, 1947, 658 § 2 (increasing the salary of the director of sanitary engineering and chief sanitary engineer in the department of public health); repealed, 1954, 564 § 1. (See 1954, 564 §§ 2, 3.)

SECT. 6 revised, 1941, 725 § 2; sentence added at end, 1957, 482 § 2; paragraph added at end, 1963, 558 § 2. (See 1941, 725 §§ 4–6.)

SECT. 6A added, 1966, 591 (authorizing superintendents of hospitals in the department of public health to establish programs for training of residents in medical specialties, and to grant fellowships to said residents).

SECT. 6B added, 1966, 713 § 1 (providing for the appointment of a hearings officer to hear certain matters affecting convalescent or nursing homes).

SECT. 7 revised, 1941, 725 § 3. (See 1941, 725 §§ 4–6.)

SECT. 8 amended, 1962, 598 § 1; repealed, 1963, 558 § 3. (See 1962, 598 § 2.)

SECT. 9 repealed, 1963, 558 § 3.

SECT. 9A added, 1962, 521 § 1 (establishing a pesticide board in the department of public health); first sentence revised, 1963, 102.

SECT. 11 added, under caption, 1956, 728 (establishing a commission on hypertension).

SECT. 12 added, under caption, 1963, 763 § 1 (establishing the drug addiction rehabilitation board); first paragraph amended, 1966, 67.

Chapter 18. — Department of Public Welfare.

SECT. 2 amended, 1946, 591 § 23; 1950, 770; revised, 1952, 602 § 1; 1954, 646 § 2; sentence inserted after first sentence 1962, 235 § 1; third sentence revised, 1955, 730 § 25; 1963, 801 § 39. (See 1952, 602 §§ 15–18; 1955, 730 § 43; 1962, 235 § 2.)

SECT. 3 revised, 1952, 602 § 2; 1954, 646 § 3. (See 1952, 602 §§ 15–18.)

SECT. 4 revised, 1952, 602 § 3. (See 1952, 602 §§ 15–18.)

SECT. 5 revised, 1948, 310 § 23; 1952, 602 § 4. (See 1948, 310 § 31; 1952, 602 §§ 15–18.)

SECT. 7 amended, 1935, 311 § 1; revised, 1941, 596 § 12; 1952, 602 § 5; 1957, 344; amended, 1960, 781 § 1; 1963, 432 § 1. (See 1952, 602 §§ 15–18.)

SECT. 8 revised, 1941, 351 § 2; 1952, 602 § 6; repealed, 1958, 613 § 2. (See 1952, 602 §§ 15–18.)

SECT. 9 revised, 1941, 596 § 13; 1952, 602 § 7. (See 1952, 602 §§ 15–18.)

SECT. 10 repealed, 1956, 436 § 2. (See 1956, 436 § 4.)

SECTS. 10A–10C added, 1952, 602 § 8 (relative to the powers and duties of the director of the administrative division of the department). (See 1952, 602 §§ 15–18.)

SECT. 11 repealed, 1945, 336 § 1.

SECT. 15 amended, 1945, 336 § 2.

SECTS. 11–16 repealed and heading preceding section 11 stricken out, 1948, 310 § 24. (See 1948, 310 § 31.)

SECTS. 17 and 18 added, under caption, 1933, 364 § 1 (establishing within the department a state board of housing).

SECT. 17 amended, 1935, 449 § 1; 1938, 485 § 1; repealed, 1948, 260 § 1. (See 1938, 485 § 2; 1948, 260 §§ 5, 6.)

SECT. 18 amended, 1935, 449 § 1A; first sentence revised, 1941, 596 § 14; repealed, 1948, 260 § 1. (See 1948, 260 §§ 5, 6.)

Chapter 19. — Department of Mental Health (former title, Department of Mental Diseases).

Title changed, 1941, 194 § 2.

SECT. 1 revised, 1938, 486 § 2; 1939, 511 § 1; third sentence revised, 1964, 712 § 4; sentence inserted after fifth sentence, 1964, 712 § 5. (See 1938, 486 §§ 1, 21, 22; 1939, 511 § 3; 1964, 712 § 7.)

SECT. 2 revised, 1938, 486 § 3; 1939, 511 § 2; 1946, 591 § 24; 1951, 722; first sentence revised, 1960, 489, 1963, 801 § 40; second, third and fourth sentences revised, 1964, 712 § 6. (See 1938, 486 §§ 21, 22; 1939, 511 § 3; 1964, 712 § 7.)

SECT. 3 repealed, 1938, 486 § 4.

SECT. 4 revised, 1938, 486 § 5; four sentences added at end, 1962, 698. (See 1938, 486 §§ 21, 22.)

SECT. 4A amended, 1938, 486 § 6. (See 1938, 486 §§ 21, 22.)

SECT. 4B added, 1962, 365 (relative to the establishment of certain educational qualifications for applicants for certain positions in the department of mental health); paragraph inserted, 1965, 238.

SECT. 5 amended, 1935, 314 § 2, 421 § 3; 1950, 684 § 2; 1954, 469 § 3; 1956, 63 § 1; 1959, 215 § 2; paragraph added at end, 1964, 724. (See 1935, 421 §§ 5, 6; 1950, 684 §§ 11, 12; 1954, 469 § 6; 1956, 63 § 3; 1959, 215 §§ 11, 12.)

SECT. 6A added, 1966, 160 (establishing an interagency council on mental retardation).

SECT. 7 added, 1950, 764 (establishing a board of appeal in the department of public health); repealed, 1953, 477.

SECTS. 8, 9 and 10 added, 1965, 526 § 1 (establishing an advisory council to consult with the department of mental health relative to the construction of community mental health centers and an advisory council to consult with said department relative to the construction of facilities for the mentally retarded).

Chapter revised, 1966, 735 § 1. (See 1966, 735 §§ 6A–10.)

Chapter 20. — Department of Agriculture.

Sects. 1–6 stricken out and new sections 1–6 inserted, 1954, 674 § 1. (See 1954, 674 §§ 3–5.)

For prior changes see Table of Changes contained in Acts and Resolves of 1953.

The following references are to sections 1 to 6, as so inserted:

SECT. 2, second sentence revised, 1955, 730 § 26; 1963, 801 § 41. (See 1955, 730 § 43.)

SECT. 5 revised, 1963, 801 § 42.

SECT. 6, first sentence revised, 1965, 678 § 1.

SECTS. 7–9 added, under caption "DIVISION OF MILK CONTROL", 1941, 691 § 1. (See 1941, 691 §§ 3–6.)

SECT. 7 revised, 1945, 497 § 1; second sentence amended, 1951, 690; section revised, 1953, 604 § 1; amended, 1954, 674 § 2; third paragraph amended, 1954, 484; revised, 1963, 801 § 43. (See 1945, 497 § 2; 1953, 604 §§ 6, 8.)

SECT. 8 revised, 1953, 604 § 1.

SECT. 9 revised, 1953, 604 § 1.

(For prior temporary legislation see 1934, 376; 1936, 300; 1938, 334; 1939, 413; 1941, 418 § 1, 631 § 1.)

Chapter 21. — Department of Natural Resources (former title, Department of Conservation).

Chapter stricken out and new chapter 21 inserted, 1948, 651 § 1. (See 1948, 651 §§ 2-7.)

Chapter stricken out and new chapter (with new title) inserted, 1953, 631 § 1. (See 1953, 631 §§ 2-12.)

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

The following references are to chapter 21, as so inserted:

SECT. 1, second paragraph amended, 1963, 664 § 1; fourth paragraph amended, 1956, 620 § 1; 1963, 664 § 2.

SECT. 2, first sentence revised, 1956, 620 § 2.

SECT. 3A, second sentence revised, 1963, 801 § 44.

SECT. 4B amended, 1956, 657 § 1.

SECT. 5A added, 1962, 715 § 1 (establishing a marine fisheries advisory commission).

SECT. 6 revised, 1964, 524 § 1. (See 1964, 524 § 31.)

SECT. 6A, first paragraph amended, 1965, 665 § 1. (See 1965, 665 § 3.)

SECT. 6B revised, 1964, 524 § 2.

SECT. 6C revised, 1964, 524 § 3.

SECT. 6D revised, 1964, 524 § 4.

SECT. 6E added, 1964, 524 § 29 (providing that the commissioner of natural resources make rules and regulations governing the tours of duty and hours of work of the assistants to the director of law enforcement and natural resource officers). (See 1964, 524 §§ 30, 31.)

SECTS. 8–15 added, under caption, 1956, 620 § 3 (establishing in the department of natural resources a water resources division). (See 1956, 620 § 4.)

SECT. 9, paragraph inserted after first paragraph, 1964, 643 § 1.

SECT. 10, second sentence revised, 1963, 801 § 45.

SECT. 16 added, 1962, 513 (requiring persons engaged in the business of digging or drilling wells to be registered, and to file certain reports).

SECT. 17 added, 1962, 715 § 2 (establishing a public access board); revised, 1964, 438; first sentence amended, 1966, 155.

SECT. 17A added, 1966, 621 § 2 (authorizing the department to provide public access to certain waters). (See 1966, 621 § 3.)

SECTS. 18–25 added, under caption, 1963, 664 § 3 (establishing a division of conservation services). (See 1963, 664 §§ 5–7.)

SECT. 19, second, third, fourth, fifth and sixth sentences revised, 1966, 237.

SECTS. 26–50 added, under caption, 1966, 685 § 1 (establishing a division of water pollution control). (See 1966, 685 §§ 2, 3, 4.)

Chapter 22. — Department of Public Safety.

SECT. 2 amended, 1946, 591 § 32; 1948, 517 § 1; 1949, 690; 1951, 570; second sentence revised, 1955, 730 § 27; 1963, 801 § 46. (See 1948, 517 § 2; 1955, 730 § 43.)

SECT. 3, paragraph added at end, 1954, 650; amended, 1956, 584.

SECT. 3A added, 1955, 771 § 1 (establishing a criminal information bureau within the division of state police in the department of public safety).

SECT. 4 revised, 1946, 591 § 33; 1948, 634 § 1. (See 1948, 634 § 3.)

SECT. 4A added, 1948, 634 § 2 (providing for the appointment of a chief of inspections in the department of public safety); amended, 1951, 721. (See 1948, 634 § 3.)

SECT. 5 revised, 1953, 644; 1956, 713.

SECT. 6, third and fourth sentences revised, 1958, 486 § 2; paragraph added at end, 1963, 479 § 1.

SECT. 6A added, 1961, 260 (further regulating the appointment of persons as officers or inspectors of the department of public safety).

SECT. 7A amended, 1948, 318.

SECT. 7B added, 1945, 631 (relative to payment of compensation for injuries or death of officers or inspectors of the department of public safety performing police services).

SECT. 7C added, 1952, 595 (providing that no deductions shall be made from the salaries of state police officers for their subsistence).

SECT. 9A, first paragraph, fourth sentence revised, 1965, 785 § 1; sentence added at end, 1939, 503 § 4; same sentence revised, 1943, 175; 1954, 313 § 1; 1955, 88; paragraph added at end, 1947, 407; amended, 1957, 343; paragraph added at end, 1949, 502. (See 1939, 503 § 5.)

SECT. 9B amended, 1939, 508 § 11.

SECT. 9C added, 1933, 239 (relative to the uniform of members of the state police).

SECT. 9D added, 1945, 694 (relative to time off for certain members of the division of state police); amended, 1949, 487; revised, 1954, 489 § 1. (See 1954, 489 § 2.)

SECT. 9E added, 1951, 335 (relative to training schools for local police officers); revised, 1963, 456.

SECT. 9F added, 1953, 474 § 1 (establishing a board of teletype-writer regulations in the department of public safety). (See 1953, 474 § 2.)

SECTS. 9G and 9H added, 1955, 552 § 1 (authorizing the department of public safety to provide police service for the Massachusetts Turnpike Authority). (See 1955, 552 § 2.)

SECT. 9I added, 1956, 548 (relative to time off for members of the detective branch of the division of state police).

SECTS. 9J and 9K added, 1959, 274 § 1 (providing for the policing of the General Edward Lawrence Logan International Airport by the state police). (See 1959, 274 § 2.)

SECTS. 9L, 9M and 9N added, 1964, 400 § 1 (transferring the power to appoint railroad, street railway, railway express and steamboat police

officers from the department of public utilities to the department of public safety).

SECTS. 9O, 9P, 9Q and 9R added, 1965, 785 § 2 (establishing the procedure for promotions within the uniformed branch of the division of state police). (See 1965, 785 §§ 3, 4.)

SECT. 10, third sentence revised, 1955, 730 § 28; 1963, 801 § 47. (See 1955, 730 § 43.)

SECT. 11 revised, 1945, 643 § 1; fourth paragraph revised, 1955, 730 § 29; 1963, 801 § 48. (See 1945, 643 § 3; 1955, 730 § 43.)

SECT. 11A added, 1959, 439 § 1 (establishing the board of elevator appeals); fourth paragraph revised, 1963, 801 § 49. (See 1959, 439 § 3.)

SECT. 12 revised, 1957, 639; third sentence revised, 1963, 801 §50.

SECT. 13 added, 1943, 544 § 1 (establishing within the department of public safety, a board of standards and appeals); revised, 1945, 645 § 1; first two sentences revised, 1945, 722 § 3; 1946, 522; fourth paragraph revised, 1955, 730 § 30; 1963, 801 § 51. (See 1943, 544 § 7; 1945, 645 §§ 5, 6; 722 § 4; 1955, 730 § 43.)

SECT. 14 added, 1945, 710 § 1 (establishing within the department of public safety a board of fire prevention regulations); first paragraph revised, 1960, 674; fourth paragraph revised, 1955, 730 § 31; 1963, 801 § 52. (See 1945, 710 § 18; 1955, 730 § 43.)

Chapter 23. — Department of Labor and Industries.

SECT. 2 revised, 1943, 321; 1946, 591 § 34; amended, 1950, 707; 1951, 560; second sentence revised, 1955, 730 § 32; 1963, 801 § 53. (See 1955, 730 § 43.)

SECT. 3 amended, 1934, 331 § 1; second and third sentences revised, 1935, 479 § 1; third sentence revised, 1941, 490 § 4; 1954, 578 § 1; amended 1962, 498 § 1. (See 1935, 479 § 7.)

SECT. 4 amended, 1934, 331 § 2; 1935, 479 § 2; first two sentences amended, 1939, 261 § 1; section amended, 1941, 490 § 5; first two sentences revised, 1941, 596 § 16; same two sentences revised, 1941, 707 § 1. (See 1939, 261 § 25.)

SECT. 5 amended, 1935, 479 § 3. (See 1935, 479 § 7.)

SECT. 8 amended, 1939, 261 § 2. (See 1939, 261 § 25.)

SECT. 9 revised, 1935, 60 § 1.

SECT. 9A revised, 1932, 99; repealed, 1933, 73.

SECT. 9B repealed, 1933, 73.

SECT. 9C revised, 1932, 187; repealed, 1933, 73.

SECT. 9D repealed, 1939, 261 § 3.

SECT. 9E amended, 1941, 490 § 6.

SECT. 9G amended, 1939, 459 § 2. (See 1939, 459 § 3.)

SECT. 9H revised, 1933, 362; 1939, 261 § 4.

SECTS. 9I–9N added, 1935, 479 § 4 (establishing the Unemployment Compensation Commission, and defining its powers and duties); same sections revised and the powers and duties of the commission conferred and imposed upon the director of the division of unemployment compensation, 1939, 20 § 1; name of said division changed to division of employment security, 1941, 685 § 4. (See 1935, 479 §§ 6, 7; 1939, 20 §§ 6–9.)

SECT. 9I paragraph (*a*) revised, 1941, 685 § 4, 709 § 4; paragraph (*b*) revised, 1941, 596 § 17; 1946, 591 § 35; section revised, 1950, 792; para-

graph (*b*) revised, 1955, 730 § 33; 1960, 730; 1963, 801 § 54. (See 1941, 685 § 6, 709 §§ 1–3; 1955, 730 § 43.)

SECT. 9K, first sentence revised, 1941, 709 § 5; fourth sentence (as appearing in 1939, 20 § 1) revised, 1947, 610 § 1. (See 1941, 709 §§ 1–3.)

SECT. 9L amended, 1941, 709 § 6; revised, 1956, 602 § 4. (See 1956, 602 §§ 17–20.)

SECT. 9N, paragraph (*b*) revised, 1941, 611 § 1; section revised, 1941, 685 § 5; paragraph (*a*) amended, 1947, 610 § 2; 1963, 801 § 55; paragraph (*b*) amended, 1946, 591 § 36; 1949, 720; eighth sentence revised, 1951, 763 § 21A; 1962, 739; 1963, 801 § 56. (See 1941, 611 §§ 2, 3, 685 § 6; 1951, 763 § 22.)

SECTS. 9O–9R added, under caption, 1938, 345 § 1 (incorporating the provisions of 1937, 436 relative to the labor relations commission as an addition to the general laws). (See 1938, 345 §§ 3, 4.)

SECT. 9P, first sentence revised, 1950, 709; 1955, 730 § 34; 1963, 801 § 57; second sentence amended, 1950, 691 § 2. (See 1955, 730 § 43.)

SECT. 9R amended, 1965, 763 § 3.

SECTS. 10A–10C added, under caption, 1957, 778 § 1 (establishing a health, welfare and retirement trust funds board); said sections repealed, 1958, 655 § 1. (See 1957, 778 § 3; 1958, 655 § 5.)

SECTS. 10D–10F added, under caption preceding section 10A, 1958, 655 § 3. (See 1958, 655 § 5.)

SECT. 11A added, under caption, 1934, 331 § 3 (division of occupational hygiene).

SECTS. 11B–11D added, under caption, 1937, 427 (establishing the Massachusetts development and industrial commission for the promotion and development of the industrial, agricultural and recreational resources of the commonwealth).

SECT. 11C revised, 1941, 596 § 17A.

SECT. 11D, paragraph added at end, 1950, 652.

SECTS. 11B–11D repealed, 1953, 409 § 3.

SECTS. 11E–11L added, under the caption "DIVISION OF APPRENTICE TRAINING", 1941, 707 § 2. (For prior temporary legislation see 1938, 448; 1939, 471.)

SECT. 11E, sixth sentence revised, 1955, 730 § 35; 1963, 801 § 58. (See 1955, 730 § 43.)

SECT. 11K, first paragraph amended, 1954, 681 § 4. (See 1954, 681 §§ 20, 22.)

SECTS. 11M–11O added, 1954, 578 § 2 (establishing a council on the employment of the aging).

SECT. 11M, first sentence amended, 1955, 136; 1962, 498 § 2.

SECT. 11N revised, 1962, 498 § 3.

SECT. 11O amended, 1962, 498 § 4.

SECTS. 14–23 added, under caption, 1953, 314 § 1 (establishing a division of industrial accidents within the department of labor and industries). (See 1953, 314 §§ 7–13.)

SECT. 15, first sentence revised, 1955, 730 § 36; section revised, 1956, 683; first sentence revised, 1957, 719; section revised, 1961, 611 § 1; first paragraph revised, 1963, 801 § 59. (See 1955, 730 § 43; 1961, 611 § 9.)

SECT. 16, sentence added at end, 1955, 703; section revised, 1961, 611 § 2.

SECT. 19 revised, 1961, 611 § 3.

SECT. 20 revised, 1961, 611 § 3.

SECT. 21 amended, 1961, 611 § 4.

SECT. 22 amended, 1961, 611 § 5. (See 1961, 611 § 10.)
SECT. 23 amended, 1961, 611 § 6.
SECT. 24 added, 1956, 602 § 5 (establishing an industrial accident rehabilitation board); second paragraph amended, 1963, 801 § 60. (See 1956, 602 §§ 6, 17–20.)

Chapter 23A. — Department of Commerce and Development (former title, Department of Commerce).

New chapter inserted, 1953, 409 § 1. (See 1953, 409 §§ 9-13.)

SECT. 2, second sentence revised, 1955, 730 § 37; 1963, 801 § 61. (See 1955, 730 § 43.)
SECT. 4 amended, 1957, 462 § 1.
SECT. 6, clause (*e*) amended, 1964, 327 § 1; clause (*i*) added, 1954, 643 § 3.
SECT. 7A added, 1957, 462 § 2 (relative to the women's division in the department of commerce).

Chapter stricken out and new chapter 23A (with new title) inserted, 1964, 636 § 1. (See 1964, 636 §§ 14-23.)

The following references are to chapter 23A, as so inserted:

SECT. 2, clause (*a*½) added, 1965, 790 § 1.
SECT. 5A added, 1965, 790 § 2 (establishing a bureau of relocation).
SECT. 6 amended, 1965, 16, 790 § 3.

Chapter 24. — Department of Industrial Accidents.

Chapter repealed, 1953, 314 § 14.

Chapter 25. — Department of Public Utilities.

SECT. 2 amended, 1946, 591 § 38; 1950, 807; sentence inserted after third sentence, 1953, 296 § 1; fifth sentence revised, 1955, 730 § 38; 1956, 727; section revised, 1958, 557 § 1; amended, 1959, 606 § 1; fifth sentence revised, 1963, 801 § 62. (See 1953, 296 § 2; 1955, 730 § 43; 1959, 606 § 3.)
SECT. 3 revised, 1949, 257.
SECT. 4 revised, 1938, 221; amended, 1959, 606 § 2; paragraph added at end, 1951, 101; same paragraph stricken out, 1955, 285 § 1. (See 1955, 285 § 2.)
SECT. 4A added, 1950, 526 (relative to the place of holding certain hearings on rates or reductions in service); revised, 1953, 327; 1966, 372; sentence added, 1966, 545.
SECT. 5 revised, 1953, 575 § 1; third paragraph revised, 1956, 190. (See 1953, 575 § 2.)
SECT. 5A revised, 1952, 453.
SECT. 8A added, 1939, 442 § 2 (authorizing the appointment of employees for the administration and enforcement of the sale of securities law).
SECT. 9A added, 1933, 76 § 2 (providing for certain employees serving directly under the commission of the department to perform its duties relative to smoke abatement in Boston and vicinity); repealed, 1934, 352 § 2.

SECT. 10 amended, 1933, 76 § 3; 1934, 352 § 3; 1939, 442 § 3.

SECT. 10A added, 1933, 76 § 4 (providing for the apportionment of expenses incurred by the department in the performance of its duties relative to smoke abatement in Boston and vicinity); repealed, 1934, 352 § 4.

SECT. 10B added, 1963, 630 (establishing fees for filing certain documents with the department); revised, 1964, 499.

SECTS. 11 and 12 repealed, 1935, 411 § 1. (See 1935, 411 § 2.)

SECT. 12A revised, 1938, 445 § 1; repealed, 1939, 442 § 1.

SECT. 12B revised, 1932, 290 § 2; repealed, 1939, 442 § 1.

SECTS. 12C–12F repealed, 1933, 76 § 1; new sections 12C–12E added, under caption "DIVISION OF SMOKE INSPECTION", 1934, 352 § 1; repealed, 1954, 672 § 1. (See 1954, 672 §§ 2, 5, 6.)

SECT. 12C revised, 1941, 596 § 18; repealed, 1954, 672 § 1. (See 1954, 672 §§ 2, 5, 6.)

SECT. 12F added, 1935, 405 § 1 (establishing in the department a commercial motor vehicle division, under the charge of a director thereof); phrase added at end, 1935, 477 § 2; section amended, 1939, 335 § 1; revised, 1941, 596 § 19; new sentence added at end, 1941, 653 § 1; same sentence stricken out, 1951, 664 § 8. (See 1939, 335 § 2.)

SECT. 12G added, 1936, 117 (authorizing the director of the commercial motor vehicle division in the department of public utilities to summon witnesses, administer oaths and take testimony).

SECT. 12H added, 1960, 737 § 1 (providing for the promulgation of uniform rules and regulations to govern gas fitting in buildings throughout the commonwealth); first sentence revised, 1963, 223; second sentence amended, 1962, 497; last sentence of first paragraph revised, 1962, 623 § 1; same sentence stricken out and two sentences inserted, 1963, 557 § 1; first paragraph revised, 1964, 312 § 1; paragraph inserted after first paragraph, 1965, 181. (See 1960, 737 § 6.)

SECTS. 12I–12L added, 1962, 623 § 2 (relative to the powers and duties of the board established to regulate gas fittings in buildings throughout the commonwealth). (See 1962, 623 §§ 3, 4.)

SECT. 12I, definition of "Undiluted liquefied petroleum gas installer" added, 1963, 557 § 2; definition of "Limited undiluted liquefied petroleum gas installer" added, 1965, 635 § 1. (See 1965, 635 § 5.)

SECT. 12J revised, 1963, 557 § 3; 1965, 635 § 2.

SECT. 12K, sentence added at end, 1963, 557 § 4; 1965, 635 § 3.

SECT. 12L, first sentence amended, 1963, 557 § 5; section revised, 1965, 635 § 4.

Chapter 26. — Department of Banking and Insurance.

For temporary legislation providing for the liquidation of certain trust companies, see 1939, 515; 1941, 143; 1943, 122.

SECT. 2 amended, 1943, 315; 1946, 591 § 39; 1949, 786; second sentence revised, 1955, 730 § 39; 1963, 801 § 63. (See 1955, 730 § 43.)

SECT. 3 revised, 1941, 596 § 20; sentence inserted after first sentence, 1963, 441; first two sentences stricken out and three sentences inserted, 1964, 269.

SECT. 4 revised, 1941, 596 § 21.

SECT. 5A added, 1956, 689 § 3 (establishing the small loans regulatory board); third sentence revised, 1963, 801 § 64. (See 1956, 689 §§ 8A, 9.)

SECT. 6 amended, 1943, 317; 1946, 591 § 40; 1951, 776; second sentence revised, 1955, 730 § 40; 1963, 801 § 65. (See 1955, 730 § 43.)

SECT. 7 amended, 1964, 174.
SECT. 8 repealed, 1962, 434.
SECT. 8A revised, 1934, 2; amended, 1935, 419; second sentence revised, 1947, 94.
SECT. 9 amended, 1947, 260 § 1.
SECT. 10, sentence added at end, 1943, 346; section amended, 1947, 260 § 2.

Chapter 27. — Department of Correction.

Sections 1-6 stricken out and new sections 1-6 inserted, 1955, 770 § 1. (See 1955, 770 §§ 114-123.)

For prior changes see Table of Changes contained in Acts and Resolves of 1954.

The following references are to sections 1 to 6, as so inserted:

SECT. 1, third sentence revised, 1963, 801 § 66.
SECT. 2, first sentence revised, 1963, 801 § 67; third sentence amended, 1956, 16 § 1; second paragraph revised, 1957, 482 § 3.
SECT. 2A added, 1965, 286 (establishing certain educational qualifications for applicants for certain positions in the department).
SECT. 3 revised, 1956, 731 § 1; amended, 1957, 704; revised, 1960, 474. (See 1956, 731 §§ 29–33.)
SECT. 4 revised, 1960, 765 § 1; second paragraph revised, 1963, 801 § 68. (See 1960, 765 §§ 8, 9.)
SECT. 5 revised, 1960, 765 § 2; last paragraph amended, 1965, 769 § 1.
SECT. 6 stricken out, 1960, 765 § 2A.

Chapter 28. — Metropolitan District Commission.

For legislation abolishing the metropolitan district water supply commission and transferring its functions to the metropolitan district commission, see 1947, 583.
SECT. 2 amended, 1946, 591 § 42; revised, 1949, 795; 1963, 801 § 69.
SECT. 3 revised, 1936, 244 § 1; 1941, 596 § 23; 1961, 562 § 1. (See 1936, 244 § 4.)
SECT. 4 amended, 1936, 244 § 2; revised, 1961, 562 § 2. (See 1936, 244 § 4.)
SECT. 4A added, 1960, 574 (providing for the furnishing of work clothes to certain employees of the sewerage division of the metropolitan district commission).
SECTS. 5 and 6 repealed, 1941, 466 § 6.

Chapter 29. — State Finance.

For temporary legislation as to emergency state financing, see 1933, 49, 104, 307, 341, 365, 367, 368; 1934, 41, 66, 313, 335; 1935, 221, 300, 380, 392, 456; 1936, 309; 1937, 338; 1938, 20, 57, 481, 501 § 3; 1939, 288, 417, 418, 496; 1941, 129; 1943, 413; 1945, 324; 1947, 206.
For legislation relative to the collection of certain taxes and other charges due the commonwealth, see 1943, 568; 1945, 325, 712; 1946, 615.
SECT. 1, paragraph added at end, 1939, 502 § 1; same paragraph revised, 1941, 509 § 2; same paragraph stricken out, 1945, 242 § 2; section amended, 1962, 757 § 39. (See 1941, 509 § 9.)

SECT. 2 revised, 1950, 40.

SECT. 2A added, 1966, 14 § 28 (establishing a Local Aid Fund).

SECT. 3 revised, 1939, 502 § 2; amended, 1945, 242 § 3; 1962, 757 § 40.

SECT. 3A added, 1963, 161 (requiring certain officers of the commonwealth to furnish estimates of the cost of certain proposed legislation).

SECT. 4 amended, 1939, 502 § 3; 1945, 242 § 4; 1962, 757 § 41.

SECT. 5 revised, 1939, 502 § 4; 1941, 656 § 2; 1945, 242 § 5, 637 § 2; subdivision (1) amended, 1962, 757 § 42. (See 1941, 656 § 17; 1945, 279.)

SECT. 5A amended, 1939, 502 § 5; 1945, 242 § 6; last sentence amended, 1962, 757 § 43; section repealed, 1963, 473 § 2.

SECT. 6 amended, 1937, 426 § 1; revised, 1939, 502 § 6; amended, 1941, 490 § 7, 656 § 3; revised, 1945, 242 § 7; first sentence amended, 1962, 757 § 44; fifth sentence revised, 1945, 548 § 2. (See 1937, 426 § 2; 1941, 656 § 17; 1945, 548 § 3.)

SECT. 7 revised, 1963, 473 § 3.

SECT. 8 revised, 1947, 312; stricken out, 1953, 612 § 7.

SECT. 8A added, 1939, 427 (relative to competitive bidding on state contracts); revised, 1941, 547 § 1; first sentence amended, 1962, 757 § 45; 1951, 401.

SECT. 8B added, 1962, 754 (further regulating bidding procedures and the awarding of certain contracts by the department of public works); seventh paragraph amended, 1966, 113; section revised, 1966, 481.

SECT. 9A revised, 1939, 502 § 7; amended, 1941, 656 § 4; 1945, 242 § 8. (See 1941, 656 § 17.)

SECT. 9B added, 1941, 564 § 1 (providing for the allotment of certain appropriations by the governor); amended, 1962, 757 § 46. (See 1941, 564 § 2.)

SECT. 10 amended, 1936, 256; revised, 1939, 502 § 8; 1941, 656 § 5; amended, 1945, 242 § 9; repealed, 1945, 637 § 3. (See 1941, 656 § 17; 1945, 279.)

SECT. 11 amended, 1939, 502 § 9; 1941, 656 § 6; repealed, 1945, 242 § 10. (See 1941, 656 § 17.)

SECT. 12 amended, 1939, 502 § 10; revised, 1945, 242 § 11; 637 § 4; 1950, 41. (See 1945, 279.)

SECT. 13 revised, 1950, 42; 1961, 492; amended, 1962, 757 § 47.

SECT. 14 revised, 1939, 502 § 11; 1945, 242 § 12; 1950, 43.

SECT. 18, last sentence revised, 1945, 248 § 3; amended, 1953, 263 § 2. (See 1945, 248 §§ 4, 5; 1953, 263 § 3.)

SECT. 20 revised, 1950, 44.

SECT. 20A added, 1937, 407 (relative to public inspection of certain orders and claims, in advance of approval or rejection thereof, in connection with state contracts).

SECT. 25 amended, 1941, 656 § 7. (See 1941, 656 § 17.)

SECT. 26 revised, 1939, 502 § 12; amended, 1941, 656 § 8; 1945, 242 § 13; revised, 1947, 636 § 1. (See 1941, 656 § 17.)

SECT. 27 amended, 1937, 359; revised, 1939, 502 § 13; amended, 1941, 656 § 9; revised, 1947, 636 § 2; 1950, 45; last sentence amended, 1962, 757 § 48. (See 1941, 656 § 17.)

SECT. 29 amended, 1939, 502 § 14; 1943, 345; revised, 1947, 636 § 3; 1950, 46; amended, 1962, 757 § 49.

SECT. 29A added, 1963, 676 (providing that the commissioner of administration shall make rules and regulations governing the employment of consultants and determine the rate of their compensation).

SECT. 31, last sentence amended, 1932, 127 § 2; section amended, 1941, 508; last sentence amended, 1945, 545; section revised, 1945, 635 § 1; 1946, 580 § 1; 1949, 386; first sentence stricken out and two sentences inserted, 1959, 473 § 1; last sentence revised, 1960, 618 § 1; sentence added at end, 1963, 466 § 2. (See 1946, 580 § 3; 1947, 527; 1948, 501; 1959, 473 §§ 4, 5; 1960, 618 § 2.)

SECT. 31A added, 1946, 520 (providing for payment of accumulated vacation allowances of state employees upon death or separation from service); amended, 1954, 680 § 4; paragraph (*a*) amended, 1962, 757 § 50; paragraph (*c*) added, 1953, 521; amended, 1954, 680 § 4.

SECT. 31B added, 1946, 580 § 2 (providing that teachers in certain state institutions may be paid weekly).

SECT. 31C added, 1954, 352 § 1 (relative to the vacation time of persons holding non-teaching positions in any school or college of the commonwealth). (See 1954, 352 § 2.)

SECT. 31D added, 1959, 389 (relative to the payment of salaries, wages or other money owing by the commonwealth upon the death of officers or employees).

SECT. 32 revised, 1951, 759 § 1; amended, 1957, 531 § 2. (See 1951, 759 § 3.)

SECT. 32A added, 1951, 759 § 2 (relative to payment of unclaimed wages or salaries due from the commonwealth). (See 1951, 759 § 3.)

SECT. 34 amended, 1936, 333; 1948, 396; revised, 1953, 223; 1954, 135; sentence inserted after first sentence, 1955, 167; affected, 1946, 608 § 3.

SECT. 34A added, 1960, 230 (relative to deposits of public moneys and funds in co-operative banks); revised, 1961, 135; 1966, 139.

SECT. 38, subdivision (*h*) added, 1934, 356; subdivisions (*i*), (*j*) and (*k*) added, 1966, 414; first paragraph amended, 1945, 658 § 7. (See 1945, 658 § 11.)

SECT. 47 stricken out and sections 47, 47A inserted, 1945, 637 § 5. (See 1945, 279.)

SECT. 48A added, 1937, 252 (authorizing the use of facsimile signatures of the governor on certain bonds and notes of the commonwealth); amended, 1946, 128.

SECT. 49, paragraph added, 1965, 633.

SECT. 50 revised, 1939, 502 § 15; 1941, 656 § 10; 1945, 242 § 14; amended, 1962, 757 § 51. (See 1941, 656 § 17.)

SECT. 52 revised, 1954, 389 § 1. (See 1954, 389 § 2.)

SECT. 56 revised, 1953, 272. (See 1956, 625 § 6.)

SECT. 62 repealed, 1943, 83 § 2.

SECT. 63 added, 1937, 157 (providing for taxpayers' petitions for enforcement of certain provisions of law relative to state finance).

Chapter 30. — General Provisions Relative to State Departments, Commissions, Officers and Employees.

Provisions relative to expenses incurred for certain meals by state employees, 1933, 174 § 8; 1934, 162 § 6; 1935, 249 § 7; 1936, 304 § 7; 1937, 234 § 6; 1938, 356 § 5; 1939, 309 § 4; 1941, 419 § 4; 1943, 68 § 4; 370 § 4.

Provisions relative to the purchase of passenger automobiles, 1939, 309 § 4; 1941, 419 § 4; 1943, 68 § 4; 370 § 4.

Provisions relative to expenses incurred by state employees in the operation of motor vehicles, 1939, 309 § 5; 1941, 419 § 5; 1943, 68 § 5; 370 § 5; 1945, 404 § 5; 682 § 4; 1946, 309 § 5; 617 § 5; 1947, 219 § 5; 685 § 5.

For legislation relative to commencement of terms of certain state officers, see 1939, 304.

SECT. 1 amended, 1962, 757 § 52.

SECT. 6 revised, 1965, 655.

SECT. 6A amended, 1965, 314.

SECT. 7 revised, 1937, 414 § 1; amended, 1941, 512; 1947, 376; 1962, 757 § 53.

SECT. 9A added, 1946, 269 (regulating the separation from the service of the commonwealth of certain war veterans holding unclassified offices or positions); revised, 1947, 242.

SECT. 9B added, 1946, 524 (protecting certain officers and employees of the commonwealth against arbitrary removal); revised, 1950, 717; 1955, 643 § 5; 1960, 611. (See 1955, 643 § 12.)

SECT. 9C added, 1956, 537 § 1 (providing indemnity to certain employees of the department of mental health or public health for clothing or other property damaged or destroyed by patients in certain institutions). (See 1956, 537 § 2.)

SECT. 9D added, 1958, 538 § 1 (providing tenure for certain teachers in the employ of the commonwealth after three years' service).

SECT. 11 revised, 1961, 18 § 1.

SECT. 13 revised, 1951, 409; 1964, 231 § 2.

SECT. 23A added, 1952, 142 (relative to the appointment of trustees of state institutions to certain offices or positions therein).

SECT. 24 revised, 1937, 430; 1945, 508; 1946, 408; amended, 1954, 680 § 5; revised, 1955, 643 § 8; amended, 1962, 757 § 54. (See 1955, 643 § 12.)

SECT. 24A added, 1945, 565 (relative to compensation for state employees who are required to work on state-wide legal holidays); amended, 1946, 411; revised, 1948, 498; amended, 1963, 639; 1953, 400; revised, 1964, 423.

SECT. 24B added, 1957, 753 § 1 (relative to the method of filling certain vacancies in the state service); amended, 1962, 757 § 55.

SECT. 25A added, 1956, 612 (providing for the return of the body of a deceased state officer or member of a department who dies while away from home on state business).

SECT. 26 repealed, 1948, 255.

SECT. 27 amended, 1962, 757 § 56.

SECT. 28 revised, 1941, 656 § 11. (See 1941, 656 § 17.)

SECT. 30A amended, 1945, 580 § 5; 1962, 757 § 57.

SECT. 32 revised, 1939, 499 § 4; 1945, 292 § 4; first sentence revised, 1950, 488.

SECT. 32A added, 1939, 499 § 4A (relative to the force and effect of rules and regulations included in annual reports); repealed, 1945, 292 § 5.

SECT. 33 revised, 1939, 499 § 5; 1945, 292 § 6; amended, 1948, 67; 1962, 757 § 58.

SECT. 33A amended, 1939, 499 § 6; 1945, 292 § 7.

SECT. 35 amended, 1945, 580 § 6. (See 1945, 580 § 9.)

SECT. 36 revised, 1948, 584 § 1.

SECT. 37 revised, 1951, 556 § 1. (See 1951, 556 § 2.)

SECT. 37A added, 1951, 576 (providing for public hearings prior to issuance of rules and regulations containing penalties); repealed, 1954, 681 § 2. (See 1954, 681 §§ 20, 22.)

SECT. 38 amended, 1962, 757 § 59; paragraph added at end, 1954, 680 § 6; amended, 1962, 757 § 59.

SECT. 39 revised, 1934, 351; amended, 1935, 217 § 1; revised, 1935, 472 § 1; amended, 1955, 702 § 1; stricken out, 1957, 682 § 2. (See 1955, 702 § 3; 1957, 682 § 3.)

SECTS. 39A–39E added, 1951, 694 (requiring security for certain motor truck carriers performing work under contract with the commonwealth or any political subdivision thereof).

SECT. 39F added, 1954, 609 (providing a method of payment to certain subcontractors on contracts for the construction, reconstruction, altering, remodeling and repair of certain public works by the commonwealth or any political subdivision thereof); revised, 1955, 701; 1956, 677 § 1; paragraph inserted after first paragraph, 1965, 856; two paragraphs added at end, 1960, 771 § 1. (See 1956, 677 § 2.)

SECT. 39G added, 1955, 597 (to expedite the payments of sums due to contractors after completion of certain public works contracts); fourth sentence amended, 1955, 702 § 1A; first two paragraphs revised, 1956, 499; third paragraph amended, 1957, 360.

SECT. 39H added, 1958, 681 (providing that the commonwealth shall agree to indemnify contractors for certain damages sustained by them in connection with the construction of public ways).

SECT. 39I added, 1960, 771 § 1A (regulating the performance of contracts for the construction, alteration, maintenance, repair and demolition of any public building or public works).

SECT. 39J added, 1961, 538 § 1 (permitting review of decisions involving questions arising under contracts for public construction). (See 1961, 538 § 2.)

SECT. 39K added, 1961, 627 § 1 (providing a method of prompt payment to contractors on contracts for the construction, reconstruction, altering, remodeling, repair or demolition of buildings by the commonwealth or any political subdivision thereof). (See 1961, 627 § 2.)

SECT. 39L added, 1963, 446 (relating to the performance of public construction work by foreign corporations and others residing outside of the commonwealth).

SECT. 39M added, 1963, 842 § 1 (requiring that all contracts for construction and for materials be awarded to the lowest responsible and eligible bidder, and to assure full competition in the taking of bids for such contracts). (See 1963, 842 § 2.)

SECT. 42 revised, 1936, 359; amended, 1941, 450 § 1; 1948, 21; revised, 1951, 397; first sentence amended, 1957, 477; section revised, 1962, 427 § 2; amended, 1962, 757 § 60; revised, 1964, 131, 726; sentence inserted after fifth sentence, 1966, 219.

SECT. 44B added, 1941, 678 § 1 (relative to pipe lines for conveying petroleum and its products and by-products).

SECT. 45, first sentence amended, 1947, 678 § 1; section revised, 1948, 311 § 1; 1954, 680 § 9; paragraph (1) amended, 1957, 648 § 1; 1964, 357 § 3; 1965, 749 § 1; paragraph (2) amended, 1962, 757 § 61; paragraph (3) amended, 1956, 729 § 1; paragraph (4) revised, 1956, 729 § 2; amended, 1963, 775 § 2; 1966, 210 § 2; paragraph (5) revised, 1956, 729 § 3; clause

(c) of said paragraph amended, 1962, 757 § 62; paragraph (6) amended, 1955, 643 § 2; 1962, 757 § 63; paragraph 7 (A) added, 1959, 474; amended, 1962, 757 § 64; paragraph (9) added, 1956, 729 § 4; amended, 1957, 648 § 2. (See 1948, 311 §§ 4, 5; 1955, 643 § 12; 1956, 729 §§ 15–21; 1957, 753 § 2, 648 § 3; 1963, 775 § 10; 1964, 357 § 11; 1965, 749 § 2.)

SECT. 46 revised, 1947, 613 § 1; 1948, 311 § 2; salary schedules revised, 1949, 785 § 1; 1951, 715 §§ 1, 2; 1954, 407 § 1; paragraph (1) amended, 1954, 680 § 10; revised, 1956, 729 § 5; salary schedule revised, 1959, 620 § 1; 1960, 782 § 2; 1963, 775 § 1; 1966, 210 § 1, 635 § 1; paragraph (1A) inserted, 1950, 726; paragraph (1B) inserted, 1951, 621; paragraph (2) revised, 1952, 421 § 1; 1954, 407 § 2; 1956, 729 § 6; 1959, 473 § 2; amended, 1962, 757 § 65; paragraph (3) revised, 1956, 729 § 7; 1959, 473 § 3; paragraph (4) revised, 1955, 643 § 1; amended, 1956, 729 § 8; 1962, 757 § 66; paragraph (5) revised, 1954, 680 § 11; 1956, 729 § 9; amended, 1962, 757 § 67; paragraph (5A) added, 1956, 729 § 9; paragraph (6) amended, 1949, 406 § 1; revised, 1954, 680 § 12; amended, 1956, 729 § 10; paragraph (7) amended, 1955, 643 § 3; revised, 1956, 729 § 11; paragraph (8) revised, 1949, 406 § 2; amended, 1956, 729 § 12; 1954, 680 § 13; paragraph (11) inserted, 1956, 729 § 13. (See 1947, 613 §§ 2, 3; 1948, 311 §§ 4, 5; 1949, 406 §§ 3–6; 1951, 715 §§ 3–5; 1952, 421 § 2; 1954, 407 §§ 3, 4; 1955, 643 § 12; 1956, 729 §§ 15–21; 1957, 753 § 2; 1959, 473 §§ 4, 5, 620 §§ 2–5; 1963, 775 § 10; 1966, 635 §§ 1A, 2.)

SECT. 46A added, 1954, 680 § 14 (relative to the allocation or reallocation of certain offices or positions in the state classified system); repealed, 1956, 729 § 14. (See 1956, 729 §§ 15–21.)

SECT. 46B added, 1963, 775 § 3 (establishing a salary schedule for the professional positions in the pay plan of the commonwealth); repealed, 1966, 210 § 3. (See 1963, 775, §§ 4, 10; 1966, 210 §§ 4, 5.)

SECT. 47, last sentence revised, 1941, 656 § 12; same sentence stricken out, 1945, 637 § 6; section revised, 1948, 311 § 3; 1955, 643 § 4. (See 1941, 656, § 17; 1945, 279; 1948, 311 §§ 4, 5; 1949, 406 § 3; 1955, 643 § 12.)

SECT. 48 amended, 1954, 680 § 15.

SECT. 49 amended, 1954, 680 § 16; last sentence stricken out and three sentences inserted, 1962, 690; section amended, 1962, 757 § 68; last sentence stricken out and four sentences inserted, 1963, 240 § 1. (See 1962, 757 § 75.)

SECTS. 53–57 added, under caption, 1945, 485 (providing for the prompt disposition of certain grievances of state employees relating to their employment); sections 53–57 revised, 1958, 615 § 1. (See 1958, 615 § 2.)

SECT. 53, first sentence amended, 1962, 757 § 69; 1960, 457; revised, 1965, 853.

SECT. 55, first sentence revised, 1963, 801 § 70.

SECT. 57 amended, 1962, 757 § 70.

SECT. 58 added, 1955, 602 (regulating the payment of compensation to state employees injured in the service of the commonwealth).

SECT. 59 added, 1962, 798 § 1 (authorizing appointing authorities to suspend persons from the service of the commonwealth during any period such persons are under indictment for misconduct in office); first paragraph revised, 1963, 829 § 1; amended, 1964, 528; third paragraph stricken out and two paragraphs inserted, 1963, 829 § 2. (See 1962, 798 § 2; 1963, 829 § 3.)

Chapter 30A. — State Administrative Procedure.

New chapter inserted, 1954, 681 § 1. (See 1954, 681 §§ 20-22.)

SECT. 1, paragraph (1) amended, 1966, 14 § 42, 497; paragraph (2) revised, 1959, 511; 1965, 725.

SECT. 6 revised, 1962, 545.

SECT. 11A added, 1958, 626 § 2 (providing that meetings of state boards and commissions be open to the public); second paragraph revised, 1960, 437 § 1; last paragraph revised, 1962, 331; section revised, 1964, 730 § 1; third paragraph amended, 1966, 77. (See 1964, 730 § 2.)

SECT. 13, third paragraph amended, 1960, 245; 1962, 179.

SECT. 14, clause (1) amended, 1957, 193 § 1.

Chapter 31. — Civil Service.

For temporary legislation protecting the civil service rights of certain persons in the military or naval service of the United States, see 1941, 708; 1943, 172, 338, 548; 1945, 610; 1946, 61, 62, 238, 271 §§ 1–4; 1947, 4, 11, 14, 71, 203, 367; 1948, 447; 1949, 169; 1954, 627, 688; 1955, 205, 507, 708 §§ 1, 2.

For temporary legislation relative to transfers of civil service employees during the present emergency, see 1943, 492.

For temporary legislation making certain veterans eligible to take civil service examinations notwithstanding any age requirements, see 1945, 440 § 1; 1950, 179.

For legislation protecting the civil service rights of certain employees who are veterans attending school or "on-the-job" training under the G. I. Bill of Rights, see 1948, 228.

For legislation relative to promotional examinations for principal interviewer in the division of employment security, see 1948, 263.

For legislation subjecting certain employees of the division of employment security to the civil service laws, see 1949, 773; 1950, 461, 704.

For legislation reclassifying members of fire departments by changing the title of fireman to fire fighter, see 1952, 45.

SECT. 1, definitions contained in fourth to eighth lines revised, 1939, 238 § 9; revised, 1945, 703 § 1; definitions of "appointing authority" or "appointing officer" revised, 1953, 153; definition of "Noncompetitive examination" stricken out, 1966, 127 § 1. (See 1939, 238 §§ 52–55.)

SECT. 2 revised, 1939, 238 § 10; 1945, 725 § 1; paragraph (*b*) amended, 1962, 270; 1964, 720 § 3. For temporary act, see 1965, 271 § 1. (See 1965, 271 § 2.)

SECT. 2A added, 1939, 238 § 11 (relative to the duties of the director of civil service); clause (*b*) revised, 1939, 506 § 1; clause (*e*) revised, 1941, 402 § 2; clause (*c*) amended, 1941, 721; section revised, 1945, 725 § 2; paragraph (*b*) revised, 1951, 302; two sentences added at end, 1953, 286 § 1; sentence added at end, 1954, 295 § 1; paragraph (*d*) amended, 1954, 680 § 17; paragraph (*e*) revised, 1965, 53; paragraph (*i*) amended, 1961, 287; paragraph (*k*) amended, 1965, 9. (See 1939, 238 §§ 52–55; 1953, 286 § 2.)

SECT. 3, clause (*g*) added, 1937, 223 (giving preference to blind persons in the employment of typists in certain cases by state departments, boards and commissions); section amended, 1939, 238 § 12; revised, 1939, 498 § 1; clause (*a*) revised, 1941, 190; section revised, 1945, 702; clause (*a*) revised, 1955, 643 § 10. (See 1939, 238 §§ 51–55; 1955, 643 § 12.)

SECT. 4, fourth paragraph amended, 1938, 72; paragraph in line 19 stricken out and new paragraph inserted, 1941, 49; sixth paragraph revised, 1932, 282 § 1; section amended, 1939, 238 § 13; paragraph added at end, 1939, 256 § 1; paragraphs added at end by 1941, 625 § 1, 1941, 627 § 1 and 1941, 686 § 2, respectively; paragraphs added at end by 1943, 246 § 1 and 1943, 402 § 1, respectively; section revised, 1945, 701 § 4; third paragraph revised, 1966 § 19 § 2; paragraph in line 12 revised, 1959, 320 § 1; paragraph in line 15 revised, 1957, 142; paragraph in line 19 revised, 1959, 320 § 2; 1964, 24 § 1; paragraph in line 22 revised, 1949, 397; 1956, 294; 1958, 583 § 1; paragraph added at end, 1949, 765 § 1; same paragraph stricken out, 1958, 583 § 2; paragraph added at end, 1949, 779 § 1; same paragraph stricken out, 1966, 19 § 1; paragraph added, 1956, 438 § 1; revised, 1964, 24 § 2; paragraph added at end, 1956, 652 § 1. (See 1932, 282 § 4; 1943, 246 § 2; 402 § 2; 1949, 765 § 2; 779 § 2; 1956, 438 § 2; 652 § 2.)

SECT. 4A added, 1965, 157 (placing certain regional school districts and regional vocational school districts under the civil service law).

SECT. 5 amended, 1935, 405 § 2; 1936, 244 § 3; 1939, 238 § 14; revised, 1941, 402 § 3; amended, 1945, 355; 701 § 4A; 1948, 387 § 2; 1950, 397; 1951, 26; 1954, 298; 1963, 162 § 1; 1964, 199, 526; revised, 1965, 31; amended, 1965, 365 § 2, 471 § 1. (See 1948, 387 § 1; 1963, 162 § 2; 1965, 471 § 2.)

SECT. 5A added, 1937, 414 § 2 (relative to the employment by certain municipal officers of persons to serve in a confidential capacity).

SECT. 6, first sentence revised, 1949, 430; 1966, 18; sentence added at end, 1932, 260; same sentence amended, 1939, 238 § 15.

SECT. 6A added, 1935, 228 (dispensing with educational requirements as a condition of taking certain civil service examinations); revised, 1965, 580 § 1, 775 § 1.

SECT. 7 revised, 1939, 397.

SECT. 8 amended, 1939, 238 § 16; revised, 1939, 396; 1945, 703 § 3; second paragraph revised, 1959, 318; paragraph inserted after third paragraph, 1964, 521; paragraph added at end, 1962, 547.

SECT. 10 revised, 1939, 238 § 17; 1939, 498 § 2; last sentence stricken out and five sentences inserted, 1945, 703 § 4.

SECT. 11 amended, 1959, 27.

SECT. 12 amended, 1939, 238 § 18; revised, 1945, 704 § 1; first paragraph amended, 1954, 627 § 2; amended, 1946, 271 § 5; paragraph added at end, 1948, 121 § 1; same paragraph amended, 1951, 27; section revised, 1955, 571; two sentences inserted after first sentence, 1965, 445; paragraph added at end, 1964, 241; amended, 1966, 70. (See 1948, 121 § 2; 1954, 627 §§ 65, 67.)

SECT. 12A added, 1945, 704 § 2 (providing procedure for reviewing markings on civil service examination papers); revised, 1948, 297; 1965, 261; first paragraph revised, 1966, 115 § 1; fourth paragraph revised, 1966, 115 § 2.

SECT. 12B added, 1957, 401 (providing that applicants for the position of wire inspector must hold a master or journeyman electrician's license before being certified for such position).

SECT. 13 amended, 1938, 174 § 2; revised, 1945, 703 § 5; sentence added at end, 1952, 214.

SECT. 13A amended, 1939, 238 § 19; revised, 1945, 725 § 3.

SECT. 14 amended, 1939, 238 § 20; repealed, 1945, 725 § 5.

SECT. 15 revised, 1939, 238 § 21; 1939, 506 § 2; 1941, 491; second paragraph revised, 1945, 704 § 3; last paragraph stricken out and three paragraphs inserted, 1945, 704 § 4; section revised, 1946, 103; first paragraph revised, 1951, 41 § 1; 1960, 598; sixth sentence revised, 1963, 119; two sentences added at end, 1962, 743 § 2; second paragraph revised, 1957, 46; fourth paragraph revised, 1951, 41 § 2; fifth paragraph revised, 1954, 376; paragraph inserted after fifth paragraph, 1962, 236; same paragraph revised, 1963, 396; paragraph inserted after sixth paragraph, 1963, 152 § 1; paragraph A amended, 1948, 489; revised, 1952, 317 § 1; 1954, 267; paragraph B revised, 1952, 317 § 2; paragraph C amended, 1955, 643 § 9; two paragraphs inserted after paragraph C, 1964, 455; paragraph added at end, 1947, 13; section revised, 1964, 720 § 1; ninth paragraph revised, 1966, 127 § 2; tenth paragraph revised, 1966, 290; paragraph A amended, 1966, 192; paragraph B amended, 1965, 237; revised, 1966, 349; paragraph D added, 1965, 580 § 2; amended, 1965, 775 § 2. (See 1955, 643 § 12; 1962, 743 §§ 4, 5, 7.)

SECT. 15A added, 1933, 267 (restricting the appointment of persons for temporary employment under the civil service laws); amended, 1934, 105; repealed, 1943, 523.

SECT. 15B added, 1943, 520 (authorizing certain promotions from the labor service to the official service of a department, board or commission under the civil service laws); amended, 1946, 52; revised, 1952, 313; 1953, 459; amended, 1958, 51; revised, 1962, 274.

SECTS. 15C and 15D added, 1945, 704 § 5 (requiring lists of civil service officers and employees to be filed annually with the director of civil service and establishing the method of determining seniority).

SECT. 15C amended, 1946, 53; paragraph inserted after first paragraph, 1950, 385; section revised, 1953, 195; second paragraph revised, 1965, 341.

SECT. 15D, paragraph 1 amended, 1952, 447 § 1; 1955, 40; paragraph 2 revised, 1947, 426; 1962, 510; definition of "Absence" revised, 1949, 167. (See 1952, 447 § 2.)

SECT. 15E added, 1946, 540 (providing that injuries received by persons employed in a provisional capacity shall not disqualify them for permanent employment under the civil service laws.

SECT. 15F added, 1951, 157 (relative to provisional promotions under civil service laws and probationary periods served therein); revised, 1958, 529.

SECT. 16A added, 1939, 506 § 3 (relative to transfers under the civil service laws); revised, 1945, 703 § 6; 1958, 55; first paragraph amended, 1962, 743 § 3; section revised, 1964, 720 § 2; second paragraph amended, 1966, 20. (See 1962, 743 §§ 6, 7.)

SECT. 17 amended, 1934, 94; revised, 1939, 76; amended, 1939, 238 § 22; 1963, 25.

SECT. 18 amended, 1939, 238 § 23; revised, 1945, 703 § 9; amended, 1947, 22.

SECT. 18A added, 1941, 627 § 4 (positions in the labor service of the department of public works to be classified by districts); sentence added at end, 1945, 389.

SECT. 19A added, 1932, 146 (relative to appointments to the regular fire forces in certain cities having reserve fire forces); amended, 1939, 238 § 24; revised, 1941, 38; amended, 1943, 530; revised, 1949, 55.

SECT. 19B added, 1949, 288 (relative to appointments of intermittent

firemen to the regular force in cities and towns); three sentences inserted after second sentence, 1966, 75 § 1. (See 1966, 75 § 2.)

SECT. 20 amended, 1939, 238 § 25; revised, 1939, 419 § 3; 1945, 704 § 6; 1947, 354 § 1; first paragraph amended, 1959, 115; paragraph added at end, 1951, 279; revised, 1963, 150; paragraph added at end, 1964, 40. (See 1947, 354 § 2.)

SECT. 20A amended, 1939, 238 § 26; revised, 1941, 39; 1952, 167 § 1; 1953, 255 § 1; amended, 1954, 136 § 1. (See 1952, 167 § 3; 1953, 255 § 2.)

SECT. 20B added, 1937, 416 § 3 (providing for appointments to the regular police force of the metropolitan district commission from the list of members of the reserve police force); amended, 1939, 238 § 27; repealed, 1939, 441 § 2. (See 1937, 416 § 5; repealed, 1939, 441 § 3.)

SECT. 20C added, 1941, 621 (relative to appointments to the regular police force in certain cities and towns); revised, 1952, 167 § 2; amended, 1954, 136 § 2. (See 1952, 167 § 3.)

SECT. 20D added, 1945, 703 § 2 (relative to the serving of probationary periods in offices and positions subject to civil service); first sentence revised, 1961, 255.

SECT. 21 amended, 1932, 89; revised, 1933, 137; amended, 1939, 238 § 28; 1943, 194, 469; 1946, 216; 1950, 289 § 1; revised, 1951, 663; 1954, 627 § 3; amended, 1956, 249; next to last paragraph revised, 1956, 248, (See 1950, 289 § 2; 1954, 627 §§ 65, 67.)

SECT. 21A added, 1954, 688 § 1 (further defining the word "veteran" as used in certain laws); amended, 1956, 702.

SECT. 22 amended, 1939, 238 § 29; first sentence revised, 1954, 627 § 4; paragraph added at end, 1946, 345. (See 1954, 627 §§ 65, 67.)

SECT. 22A added, 1946, 221 (making certain veterans eligible for examinations and appointment to police and fire departments notwithstanding certain age requirements); revised, 1947, 287.

SECT. 23 amended, 1939, 238 § 30; sentence added at end, 1949, 642 § 1; section revised, 1954, 627 § 5. (See 1954, 627 §§ 65, 67.)

SECT. 23A added, 1954, 627 § 6 (defining "Disabled Veteran"); revised, 1956, 430 § 1; first paragraph amended, 1958, 69 § 1. (See 1954, 627 §§ 65, 67; 1956, 430 § 2; 1958, 69 § 2.)

SECT. 23B added, 1954, 627 § 6 (providing for preference in civil service appointments for widows and widowed mothers of certain veterans); revised, 1956, 430 § 1. (See 1954, 627 §§ 65, 67; 1956, 430 § 2; 1958, 69 § 2.)

SECT. 24 amended, 1939, 238 § 31; sentence added at end, 1949, 642 § 2; same sentence revised, 1956, 247.

SECT. 25 amended, 1939, 238 § 32; 1946, 145; revised, 1948, 407.

SECT. 29 amended, 1939, 238 § 33; revised, 1945, 725 § 4; amended, 1948, 138.

SECT. 30 amended, 1939, 238 § 34; repealed, 1945, 725 § 5.

SECT. 31 amended, 1939, 238 § 35; revised, 1939, 422 § 1; first paragraph amended, 1959, 319; 1965, 32.

SECT. 31A added, 1939, 422 § 2 (relative to the making of reports by department heads pertaining to civil service employees).

SECT. 31B added, 1941, 165 § 1 (relative to the preparation and keeping of rosters of positions in the classified civil service and incumbents thereof in connection with the payment of salaries or compensation). (See 1941, 165 § 2.)

SECT. 32 amended, 1939, 238 § 36; revised, 1939, 420 § 1.

SECT. 32A added, 1939, 420 § 2 (providing that records and files relating to civil service employees be public records); repealed, 1945, 703 § 10.

SECT. 33, amended, 1939, 238 § 37; revised, 1939, 420 § 3.

SECT. 34 amended, 1939, 238 § 38; revised, 1939, 420 § 4.

SECT. 35 repealed, 1941, 559.

SECT. 36 amended, 1939, 238 § 39; revised, 1945, 701 § 1.

SECT. 37 amended, 1939, 238 § 40.

SECT. 38 amended, 1939, 238 § 41; revised, 1939, 422 § 3.

SECT. 39 amended, 1939, 238 § 42.

SECT. 40 amended, 1939, 238 § 43; repealed, 1945, 703 § 10.

SECT. 42 amended, 1939, 238 § 44; revised, 1960, 722; sentence added at end, 1964, 364.

SECT. 42A repealed, 1945, 667 § 4.

SECT. 42B repealed, 1945, 667 § 4.

SECT. 43 revised, 1945, 667 § 1; paragraph (*f*) revised, 1946, 379; section revised, 1947, 373 § 1; paragraph (*a*) amended, 1949, 170 § 1; second sentence revised, 1949, 429 § 1; paragraph (*a*) revised, 1957, 432; 1959, 569 § 1; amended, 1965, 361; paragraphs (*b*) and (*c*) revised, 1948, 240; paragraph (*b*), second sentence revised, 1962, 205; paragraph (*d*) amended, 1955, 407 § 1; paragraph (*e*), first sentence revised, 1949, 429 § 2; paragraph (*e*) revised, 1956, 629 § 1; 1959, 569 § 2; amended, 1963, 26; second, third and fourth sentences revised, 1964, 275; eighth sentence striken out, 1965, 33 § 1; paragraph (*f*) amended, 1963, 801 § 72; paragraph (*g*) added, 1956, 629 § 2; revised, 1959, 569 § 3; seventh sentence stricken out, 1965, 33 § 2; paragraph (*g*) revised, 1965, 281; paragraph (*h*) added 1957, 569; revised, 1959, 569 § 4; 1962, 776; paragraph (*i*) added, 1965, 33 § 3. (See 1955, 407 § 3; 1956, 629 § 3.)

SECT. 45 amended, 1934, 249 § 2; revised, 1945, 667 § 2; amended, 1955, 407 § 2. (See 1955, 407 § 3.)

SECT. 45A added, 1934, 190 (providing a method of avoiding multiplicity of petitions for judicial review to determine seniority rights in the classified labor service); amended, 1941, 166.

SECT. 45B added, 1941, 135 (requiring clerks of district courts to furnish certain information to the director of civil service); amended, 1945, 667 § 3.

SECT. 46 amended, 1932, 282 § 2; revised, 1934, 249 § 1; amended, 1941, 257; repealed, 1945, 667 § 4.

SECT. 46A revised, 1959, 569 § 5.

SECT. 46B amended, 1939, 238 § 45; repealed, 1945, 667 § 4.

SECTS. 46C and 46D added, 1933, 320 (providing for the reinstatement of certain municipal officers and employees).

SECT. 46C amended, 1934, 84; 1936, 66; revised, 1938, 297 § 1; amended, 1939, 238 § 46; revised, 1945, 704 § 8; amended, 1947, 373 § 2; first sentence revised, 1964, 482.

SECT. 46D repealed, 1945, 704 § 7.

SECT. 46E added, 1934, 207 (providing that a leave of absence of less than six months shall not be deemed a separation from the classified civil service in certain cases); first paragraph revised, 1945, 703 § 7; amended, 1951, 37; paragraph added at end, 1936, 297; same paragraph amended, 1939, 238 § 47; 1941, 136; paragraph added, 1965, 703 § 1. (See 1965, 703 § 2.)

SECT. 46F added, 1935, 337 (providing for the reinstatement of members of the police force of the metropolitan district commission in certain cases); amended, 1939, 238 § 48; repealed, 1945, 704 § 7.

SECT. 46G added, 1935, 408 (relative to seniority rights in respect to the suspension and re-employment of persons in the classified civil service in certain cases); revised, 1938, 297 § 2; 1945, 704 § 9; amended, 1949, 170 § 2.

SECT. 46H added, 1936, 287 § 1 (providing for the reinstatement in the classified civil service of retired municipal officers and employees in certain cases of invalid retirement); amended, 1939, 238 § 49.

SECT. 46I added, 1945, 703 § 8 (providing for the establishment of re-employment lists of persons separated from the official or labor service otherwise than by resignation or discharge); amended, 1946, 60; revised, 1947, 12; first two sentences revised, 1960, 231 § 1; paragraph added at end, 1951, 420. (See 1960, 231 § 2.)

SECT. 46J added, 1946, 288 (relative to the right of civil service employees to petition the general court and to appear before committees thereof).

SECT. 46K added, 1952, 138 (authorizing civil service employees to petition their municipal government and to appear before committees thereof).

SECT. 46L added, 1961, 150 § 1 (making permanent certain positions in the labor service in cities). (See 1961, 150 § 2.)

SECT. 46M added, 1961, 378 § 1 (relative to the removal of certain persons refusing appointment as permanent full time junior building custodians in any school system in the commonwealth).

SECT. 47 revised, 1945, 701 § 2; caption preceding section changed, 1957, 29.

SECT. 47A added, 1941, 195 (providing that certain employees in the classified public service shall not be subject to a probationary period); revised, 1945, 701 § 3; second paragraph amended, 1946, 59; first two paragraphs revised, 1948, 278; paragraph added at end, 1950, 376 § 1. (See 1950, 376 § 2.)

SECT. 47B added, 1941, 290 (relative to the classification and establishment of seniority of certain civil service employees); revised, 1945, 701 § 5; paragraph inserted after first paragraph, 1956, 49; fourth paragraph amended, 1960, 73.

SECTS. 47C and 47D added, 1941, 402 § 1 (establishing a merit system, substantially similar to the civil service system, for certain officers and employees of local boards of public welfare). (See 1941, 402 §§ 4–9.)

SECT. 47C, paragraph (1) revised, 1941, 588 § 1; 1950, 793 § 1; 1951, 741 § 3; amended, 1963, 432 § 2; revised, 1965, 387 § 1; paragraph (3) revised, 1965, 580 § 3, 775 § 3. (See 1941, 588 § 3; 1950, 793 § 2.)

SECT. 47D, first sentence revised, 1965, 387 § 2.

SECT. 47E added, 1951, 537 (providing annual step-rate increases for municipal public welfare employees); second paragraph stricken out, 1961, 529; section revised, 1962, 579 § 1; second paragraph revised, 1964, 702. (See 1962, 579 §§ 2, 3.)

SECT. 48 revised, 1945, 701 § 6; first paragraph amended, 1953, 306; 1954, 90; paragraph added at end, 1947, 239.

SECT. 49 repealed, 1945, 701 § 7.

SECT. 49A added, 1939, 183 (authorizing cities and towns to place certain offices under the civil service laws by vote of the voters thereof); revised, 1941, 414; 1945, 701 § 8.

Chapter 32. — Retirement Systems and Pensions.

For temporary legislation providing for the return of certain moneys paid into the state retirement fund by certain former members of the general court, see 1954, 615.

For temporary legislation relative to make-up payments in the annuity savings fund by surviving beneficiaries of certain former constitutional officers or members of the general court, see 1956, 335.

For temporary legislation protecting the retirement rights of certain persons in the military or naval service of the United States, see 1941, 708; 1943, 172, 419, 548; 1945, 455, 610, 699; 1947, 4, 11, 14, 203, 367; 1954, 627, 688; 1955, 708 §§ 1, 2.

For legislation relative to the temporary re-employment of former officers and employees of the commonwealth or of any political sub-division thereof during the continuance of the existing state of war between the United States and any foreign country, see 1942, 16; 1943, 502; 1946, 55, 306.

For temporary legislation authorizing the employment of certain nurses who have been retired, see 1955, 553.

For legislation relative to the retirement of assistant attorneys general, see 1948, 659.

For legislation relative to the retirement of county commissioners, see 1948, 662.

For legislation relative to increasing the amounts of pensions and retirement allowances payable to certain former public employees, see 1950, 820; 1951, 781; 1952, 624; 1953, 471, 472; 1955, 670; 1956, 415, 605; 1958, 392; 1959, 493; 1960, 647; 1961, 111; 1963, 478.

For legislation to restore the pension rights to members of the general court and the constitutional officers, see 1955, 554; 1956, 386.

Sects. 1-38A, as amended, stricken out and twenty-eight new sections, 1-28, inserted, 1945, 658 § 1. (See 1945, 658 §§ 9-11.)

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

The following references are to sections 1 to 28, as so inserted:

SECT. 1, definition of "Beneficiary" revised, 1949, 618 § 1; definition of "District" amended, 1953, 583 § 1; 1956, 306 § 1; definition of "Employee" revised, 1947, 660 § 1; 1950, 537; sentence added at end, 1950, 600 § 1; definition of "Employee" revised, 1951, 543 § 1; amended, 1952, 185; 1956, 306 § 2; definition of "Governmental Unit" revised, 1947, 667 § 1; definition of "Maximum age" revised, 1958, 321 § 1; definition of "Political subdivision" revised, 1948, 507 § 1; definition of "Regular compensation" revised, 1948, 606; next to last sentence revised, 1952, 515 § 2; sentence added at end, 1952, 423 § 1; revised, 1957, 516 § 2; sentence added at end, 1963, 466 § 5; definition of "Teacher" amended, 1951, 543 § 2; revised, 1952, 434 § 1; 1957, 516 § 1; definition of "Veteran" amended, 1950, 710; sentence added at end, 1951, 526 § 1; revised, 1954, 627 § 7; amended, 1954, 688 § 2. (See 1950, 600 § 3; 1951, 543 § 3; 1952, 423 § 2; 1954, 627 §§ 65, 67; 1957, 516 § 4.)

SECT. 2, amended, 1956, 306 § 3; fourth sentence amended, 1964, 532 § 1; paragraph added, 1964, 532 § 2.

SECT. 3, subdivision (2), paragraph (*a*), clause (*iv*) revised, 1951, 644 § 1; 1956, 609 § 1; amended, 1958, 321 § 2; revised, 1959, 381; clause

(*v*) revised, 1951, 644 § 1; clause (*vi*) revised, 1947, 660 § 2; 1951, 644 § 1; clause (*x*) added, 1950, 600 § 2; clause (*xi*) added, 1952, 515 § 1; first sentence revised, 1966, 622; paragraph (*b*) revised, 1947, 660 § 2; paragraph (*d*) revised, 1947, 660 § 2; amended, 1947, 667 § 2; 1958, 578 § 1; (see 1958, 578 § 2); paragraph (*e*) revised, 1963, 749 § 1; paragraph (*f*) revised, 1951, 644 § 2; 1956, 609 § 2; (see 1957, 664); definition of *Group B* in paragraph (*g*), amended, 1946, 503 § 1; revised, 1947, 423; amended, 1947, 667 § 3; 1949, 746 § 1; revised, 1950, 728; amended, 1952, 157; revised, 1954, 445 § 1; amended, 1957, 255; revised, 1957, 630 § 1; paragraph (*g*) revised, 1958, 321 § 3; definition of *Group 2* revised, 1958, 550; amended, 1958, 589 § 1; revised, 1960, 602; definition of *Group 3* revised, 1964, 514 § 1; subdivision (3), first sentence stricken out and two sentences inserted, 1947, 388 § 1; first sentence revised, 1949, 578 § 1 (see 1949, 578 § 1); subdivision revised, 1952, 428 § 1; 1954, 684 § 1; 1955, 695 § 1; first sentence revised, 1960, 535; subdivision (3A) added, 1946, 538 § 1; subdivision (4) revised, 1946, 403 § 2, 492; first sentence amended, 1947, 416; subdivision revised, 1951, 505 § 1; amended, 1954, 684 § 2; 1955, 695 § 3; subdivision (5) amended, 1946, 481; revised, 1946, 603 § 1; paragraph (*a*) added, 1947, 660 § 4; subdivision revised, 1947, 667 § 4; first sentence revised, 1952, 524 § 1; amended, 1954, 684 § 3; subdivision revised, 1955, 695 §2; first sentence amended, 1961, 409; revised, 1962, 548; subdivision (6), paragraph (*c*) amended, 1961, 474; paragraph (*d*) revised, 1946, 403 § 3; amended, 1952, 524 § 2; 1954, 684 § 4; revised, 1955, 695 § 4; amended, 1956, 418 § 1; paragraph (*e*) amended, 1947, 388 § 2; 1958, 359 § 1; (see 1958, 359 § 2; paragraph (*f*) amended, 1948, 393; revised, 1955, 560; affected, 1956, 414; subdivision (8), paragraph (*b*) amended, 1952, 524 § 3; 1954, 684 § 5; revised, 1955, 695 § 5; amended, 1956, 418 § 2; paragraph (*c*) amended, 1960, 571; 1947, 388 § 3. (See 1950, 600 § 3; 1950, 715; 1951, 644 § 3, 790, 505 § 2; 1952, 423 § 2, 428 § 2, 428 § 2; 1954, 445 § 2; 1954, 684 § 8; 1955, 695 § 7.)

SECT. 4, subdivision (1), paragraph (*a*) amended, 1947, 660 § 3; paragraph (*h*) revised, 1954, 627 § 8; third subparagraph of paragraph (*h*) revised, 1959, 576 § 1A; 1960, 619 § 2; amended, 1961, 597 § 4; revised, 1962, 544 § 2, first sentence revised, 1964, 580 § 2; amended, 1965, 726 § 2; revised, 1966, 671 § 2; second sentence revised, 1963, 239 § 1; paragraph (*i*) added, 1946, 493 § 1; paragraph (*j*) added, 1946, 538 § 2; paragraph (*k*) added, 1959, 548 § 1; paragraph (*l*) added, 1961, 433; paragraph (*m*) added, 1962, 584; subdivision (2), paragraph (*b*) revised, 1946, 403 § 4; amended, 1964, 125; revised, 1964, 738; 1965, 73; 1966, 509 § 1; paragraph (*c*) revised, 1946, 403 § 5; amended, 1952, 524 § 4; 1954, 684 § 6; revised, 1955, 695 § 6; 1961, 494. (See 1946, 493 § 2; 1954. 627 §§ 65, 67; 1954, 684 § 8; 1955, 695 § 7; 1959, 548 §§ 2, 3, 576 § 2; 1962, 544 § 4 1963, 239 § 2; 1964, 580 § 4; 1966, 509 § 2, 671 § 4.)

SECT. 5, subdivision (1), first sentence of paragraph (*a*) amended, 1947, 388 § 4; 1958, 321 § 4; paragraph (*c*) revised, 1958, 321 § 5; paragraph (*d*), first two sentences stricken out, 1947, 660 § 5; same paragraph amended, 1948, 15 § 1; revised, 1953, 486; 1959, 574 § 1; paragraph (*f*) added, 1954, 348; paragraph (*g*) added, 1961, 410 § 1; revised, 1966, 256 § 1; subdivision (2), paragraph (*a*), first paragraph amended, 1947, 388 § 5; 1949, 656; revised, 1950, 809 § 1; 1951, 783 § 1; clause (*i*) revised, 1949, 679; clause (*ii*) revised, 1946, 403 § 6; amended, 1947, 388 § 6; clause (*iv*) added, 1946, 538 § 3; paragraph (*b*) amended, 1950, 809 § 1A; paragraph (*f*) amended, 1950, 809 § 2; paragraph (*g*) added, 1954, 492;

stricken out, 1955, 590 § 2; subdivision (2) revised, 1957, 661 § 1; paragraph (*a*) amended, 1958, 321 § 6; 1960, 215; table in paragraph (*a*) revised, 1958, 321 § 7; paragraph (*d*) amended, 1958, 321 § 8; paragraph (*d*) amended, 1958, 321 § 9; subdivision (2) revised, 1961, 190 § 1; paragraph (*a*) revised, 1966, 274 § 1; paragraph (*c*) amended, 1966, 274 § 2; subdivision (3), paragraph (*a*) amended, 1966, 274 § 3; paragraph (*b*) amended, 1966, 274 § 4. (See 1950, 809 § 3; 1951, 783 §§ 2, 3; 1957, 661 § 4; 1959, 574 § 2; 1961, 190 § 3, 410 § 2, 444 §§ 1, 2; 1966, 256 § 2, 274 § 5.)

SECT. 6, subdivision (1) amended, 1947, 667 § 5; 1949, 618 § 2, 657; 1958, 321 § 10; 1964, 514 § 2; subdivision (2) amended, 1958, 321 § 11; 1964, 514 § 3; paragraph (*c*) added, at end, 1964, 514 § 4; subdivision (3), first sentence of paragraph (*a*) amended, 1946, 603 § 2; 1947, 388 § 7; second sentence of same paragraph amended, 1949, 618 § 3; stricken out and two sentences inserted, 1961, 473; paragraph (*c*) revised, 1952, 181; paragraph (*d*) added, 1956, 289.

SECT. 7, subdivision (1), first sentence amended, 1958, 321 § 12; three sentences added at end, 1949, 618 § 4; subdivision (2), paragraph (*a*) amended, 1958, 321 § 13; clause (*ii*) amended, 1948, 446 § 1; clause (*iii*) amended, 1950, 713; 1951, 545 § 1; paragraph (*b*) amended, 1958, 321 § 14; 1962, 81; subdivision (3), paragraph (*a*) amended, 1958, 321 § 15; paragraph (*b*) amended, 1958, 321 § 16; subdivision (5) added, 1949, 618 § 5. (See 1948, 446 § 5.)

SECT. 8, subdivision (1), paragraph (*b*) amended, 1947, 667 § 6.

SECT. 9, subdivision (2), first paragraph amended, 1948, 446 § 2; paragraph (*d*) revised, 1951, 545 § 2. (See 1948, 446 § 5.)

SECT. 10, see 1949, 491 § 1; subdivisions (1) and (2) revised, 1950, 813 § 1; 1951, 784 § 1; subdivision (1) revised, 1957, 661 § 2; amended, 1958, 321 § 17; revised, 1961, 190 § 2; subdivision (2), paragraph (*a*) revised, 1957, 661 § 3; amended, 1962, 516 § 1; paragraph (*b*) amended, 1951, 809; 1958, 321 § 18. (See 1949, 491 § 2; 1951, 784 § 3; 1957, 661 § 4; 1962, 516 §§ 2, 3.)

SECT. 11, subdivision (2), paragraph (*a*) amended, 1950, 670 § 1; 1965, 857 § 1; paragraph (*c*), first sentence revised, 1947, 667 § 7; sentence added at end, 1949, 618 § 6; amended, 1965, 857 § 2; revised, 1966, 556; subdivision (3) added, 1957, 531 § 1. (See 1950, 670 § 3.)

SECT. 12, subdivision (1) amended, 1963, 378; subdivision (2), option (*c*), two sentences inserted after first sentence, 1946, 403 § 7; option (*c*), paragraph added at end, 1948, 284; option (*c*) stricken out and options (*c*) and (*d*) inserted, 1949, 618 § 7; option (*c*), last paragraph revised, 1958, 291; paragraph added at end, 1960, 713 § 1; option (*d*) amended and sentence added at end, 1949, 808; sentence added at end, 1950, 670 § 2; 1952, 610 § 1; option (*d*) revised, 1955, 494; paragraph added at end, 1958, 614 § 1; amended, 1959, 515 § 1; revised, 1959, 617 § 1; 1960, 805 § 1; amended, 1961, 547 § 1; revised, 1963, 515; amended, 1965, 857 § 3. (See 1952, 610 § 2; 1959, 515 § 3, 617 § 4; 1960, 713 § 3, 805 § 5; 1961, 547 § 2.)

SECT. 12A added, 1956, 505 (providing for the payment of allowances to certain beneficiaries pending determination of claims for accidental death benefits); revised, 1963, 497.

SECT. 12B added, 1958, 614 § 2 (providing survivor benefits to certain eligible widows and children under the contributory retirement law); revised, 1959, 515 § 2; first paragraph amended, 1959, 617 § 2; 1960, 805 § 2; paragraph inserted after second paragraph, 1960, 702; fourth paragraph revised, 1961, 597 § 5; last paragraph stricken out, 1960, 583;

paragraph added at end, 1960, 492. (See 1959, 515 § 3, 617 § 4; 1960, 805 § 5.)

SECT. 12C added, 1959, 617 § 3 (providing survivor benefits to certain widows and children of certain employees who were not members of a contributory retirement system); revised, 1960, 805 § 3. (See 1959, 617 § 4; 1960, 805 § 5.)

SECT. 13, subdivision (1), paragraph (*a*) revised, 1951, 379 § 1; subdivision (2), paragraphs (*a*) and (*b*) revised, 1957, 536. (See 1951, 379 § 2.)

SECT. 14, subdivision (1), paragraph (*a*), last sentence revised, 1958, 404 § 1; paragraph inserted after paragraph (*a*), 1951, 99; same paragraph revised, 1952, 484 § 1; last sentence revised, 1958, 404 § 2; subdivision (2), paragraph (*a*) revised, 1951, 542; 1958, 360; paragraph (*b*) revised, 1951, 542; 1958, 360; paragraph (*c*) revised, 1951, 542. (See 1952, 152, 484 § 2.)

SECT. 16, subdivision (1), paragraph (*b*) amended, 1958, 321 § 19; subdivision (2) revised, 1949, 746 § 2; 1951, 784 § 2; amended, 1958, 321 § 20; 1962, 114 § 1; subdivision (3), paragraph (*a*) amended, 1958, 321 § 21; 1962, 114 § 2; subdivision (4), first paragraph amended, 1962, 391; sentence added at end, 1949, 618 § 8; paragraph added at end, 1956, 422 § 1; subdivision (5) amended, 1958, 321 § 22. (See 1951, 784 § 3.)

SECT. 18, subdivision (1) revised, 1947, 467; 667 § 8.

SECT. 19 revised, 1952, 599; last sentence revised, 1955, 628 § 2; section revised, 1956, 691.

SECT. 19A added, 1953, 509 § 1 (authorizing withholding of retirement allowances for payment of subscriber premiums for certain policies or contracts with non-profit hospital and medical service corporations).

SECT. 20, subdivision (2), first sentence of paragraph (*c*) revised, 1948, 508 § 1 (see 1949, 491 § 2); subdivision (3), paragraph (*d*) revised, 1946, 267; subdivision (4), paragraph (*c*) amended, 1950, 163; 1966, 266 § 1; paragraph (*f*) added, 1960, 240; amended, 1966, 266 § 2; subdivision (5), paragraph (*b*) amended, 1956, 422 § 2; paragraph (*e*) revised, 1956, 609 § 3; paragraph (*i*) amended, 1954, 642 § 1; 1958, 408; paragraph (*j*) added at end 1948, 488 § 1. (See 1948, 488 § 2; 508 § 2; 1954, 642 § 2.)

SECT. 21, subdivision (2) amended, 1946, 432 § 3.

SECT. 22, subdivision (1), paragraph (*b*) amended, 1947, 617; paragraph (*c*), sentence added at end, 1952, 434 § 2; same sentence stricken out, 1957, 516 § 3; paragraph (*g*), first sentence revised, 1947, 388 § 8; fourth sentence amended, 1952, 433; last sentence stricken out and two sentences inserted, 1954, 656 § 1; subdivision (4), paragraph (*a*), sentence added at end, 1949, 560 § 1; paragraph (*b*), first sentence revised, 1961, 597 § 1; paragraph (*c*) amended, 1949, 560 § 2; revised, 1951, 407; 1952, 392; first sentence revised, 1961, 597 § 2; paragraph (*d*) revised, 1961, 597 § 3; 1963, 514; subdivision (7), paragraph (*c*), clause (*ii*) revised, 1951, 530 § 1. (See 1949, 560 § 3; 1954, 656 § 2; 1956, 409; 1957, 516 § 4.)

SECT. 23, subdivision (1), paragraph (*b*), second sentence revised, 1957, 533; stricken out, 1961, 441 § 1; paragraph (*d*) added, 1961, 441 § 2; subdivision (2), paragraph (*b*), clause (*i*) revised, 1956, 417; 1958, 407; clause (*iii*) revised, 1954, 126 § 1; clause (*iv*) inserted, 1950, 162 § 1; paragraph (*c*) amended, 1960, 744 § 1; paragraph (*f*) added, 1960, 744 § 2.

SECT. 25, subdivision (1), paragraph (*a*) revised, 1950, 783 § 1; subdivision (3), sentence inserted after third sentence, 1958, 669 § 3; last sentence revised, 1962, 682 § 1; subdivision (5) revised, 1956, 525. (See 1950, 783 § 2; 1962, 682 § 2.)

SECT. 26, subdivision (1), definition of "Officer" revised, 1958, 589 § 2; subdivision (2), paragraph (*a*) amended, 1958, 321 § 23; paragraph (*b*), clause (*ii*) amended, 1948, 446 § 3; clause (*iii*) added, 1947, 412; revised, 1961, 451; paragraph (*c*) added, 1948, 446 § 4; subdivision (3), paragraph (*a*) amended, 1958, 321 § 24; paragraph (*b*) amended, 1958, 321 § 25; paragraph (*c*) amended, 1949, 492; 1951, 670 § 1; 1963, 463 § 1; subdivision (4) amended, 1958, 321 § 26. (See 1948, 446 § 5; 1963, 463 § 2.)

SECT. 28, subdivision (2), paragraph (*a*) revised, 1946, 166 § 1; paragraph (*f*) added, 1946, 166 § 2; paragraph (*g*) added, 1946, 403 § 8; paragraph (*h*) added, 1946, 603 § 3; subdivision (3), paragraph (*a*) revised, 1946, 166 § 3; last sentence amended, 1946, 403 § 9; subdivision (4), paragraph (*a*) amended, 1964, 532 § 3; 1953, 583 § 2; 1956, 306 § 4; subdivision (5) added, 1948, 507 § 2; amended, 1957, 150 § 2, 415. (See 1953, 583 § 3.)

SECT. 28A added, 1945, 720 § 1 (relative to the retirement of certain officers in the division of state police); paragraph added at end, 1946, 373 § 1. (See 1945, 720 § 2; 1946, 373 § 2.)

SECT. 28B added, 1946, 605 (relative to the retirement of state detectives and inspectors in the division of state police); revised, 1951, 670 § 2.

SECT. 28C added, 1947, 660 § 6 (relative to the retirement of certain members of the general court and constitutional officers); repealed, 1948, 589 § 1. (See 1947, 660 § 7; 1948, 589 §§ 3, 4.)

SECT. 28C added, 1947, 667 § 9 (providing benefits to certain employees of governmental units who are prohibited from joining the contributory retirement systems thereof, in case of accidental disability or accidental death); designation changed from 28C to 28F, 1948, 589 § 4.

SECTS. 28D and 28E added, 1948, 589 § 2 (relative to retirement of certain members of the general court and constitutional officers). (See 1948, 589 § 3; 1949, 546, 807 §§ 3, 4.)

SECT. 28D revised, 1949, 807 § 1; last sentence revised, 1952, 581; section repealed, 1952, 634 § 1. (See 1949, 807 §§ 3, 4.)

SECT. 28E revised, 1949, 809 § 1; repealed, 1952, 634 § 2.

SECT. 28F. (See 1948, 589 § 4.)

SECT. 28G added, 1949, 809 § 2 (relative to the use of the words "fails of re-election"); repealed, 1950, 813 § 2.

SECT. 28H added, 1949, 807 § 2 (relative to the retirement of certain employees of governmental units who are former members of the general court); repealed, 1952, 634 § 3. (See 1949, 807 §§ 3, 4.)

SECT. 28I added, 1950, 700 § 1 (extending benefits of state retirement systems to certain employees of an interstate commission). (See 1950, 700 § 2.)

SECT. 28J added, 1952, 574 § 1 (relative to retirement of certain former members of the general court); repealed, 1952, 634 § 4. (See 1952, 574 § 2.)

SECT. 39, sentence added at end, 1948, 207.

SECT. 42, second sentence revised, 1957, 59.

SECT. 43 amended, 1945, 707; 1949, 748 § 1; 1960, 728 § 1. (See 1949, 748 § 2; 1960, 728 § 18.)

SECT. 44 revised, 1934, 135; paragraph added at end, 1934, 285 § 1; section amended, 1936, 223; first paragraph amended, 1960, 728 § 2; last paragraph amended, 1937, 102 § 1. (See 1937, 202; 1960, 728 § 18).

SECT. 45 revised, 1945, 483 § 1.

SECT. 45A added, 1945, 708 § 1 (relative to retirement allowances of school janitors in certain cities and towns). (See 1945, 708 § 2.)

SECT. 45B added, 1949, 407 § 1 (relative to the retirement of certain school janitors and custodians). (See 1949, 407 § 2.)

SECT. 45C added, 1960, 239 § 1 (increasing the non-contributory pensions of certain school janitors).

SECT. 46 revised, 1941, 344 § 1; 1955, 770 § 2; 1960, 728 § 3. (See 1955, 770 §§ 117, 118, 123; 1960, 728 § 18.)

SECT. 47 amended, 1941, 344 § 2.

SECT. 48 revised, 1938, 379; amended, 1955, 770 § 3. (See 1955, 770 §§ 117, 123.)

SECTS. 49–51 and caption preceding section 49 stricken out, 1954, 627 § 9. (See 1954, 627 §§ 65, 67.)

SECT. 52 amended, 1932, 114 § 1; 1954, 627 § 10. (See 1954, 627 §§ 65, 67.)

SECT. 53 amended, 1932, 114 § 2; 1954, 627 § 11. (See 1954, 627 §§ 65, 67.)

SECT. 56 revised, 1943, 514 § 1; first paragraph amended, 1947, 453 § 1; revised, 1948, 665 § 1; 1949, 602; 1950, 668 § 1; amended, 1965, 498 § 1; paragraph added at end, 1945, 677. (See 1943, 514 § 4; 1948, 665 §§ 4, 5; 1965, 498 § 5, 680 § 2.)

SECT. 57 revised, 1943, 514 § 2; amended, 1947, 453 § 2; revised, 1948, 665 § 2; amended, 1950, 668 § 2; 1954, 627 § 12; 1965, 498 § 2. (See 1943, 514 § 4; 1948, 665 §§ 4, 5; 1954, 627 §§ 65, 67; 1964, 733; 1965, 498 § 5, 680 § 2.)

SECT. 57A added, 1945, 658 § 8 (making certain provisions of the contributory pension laws applicable to the retirement of veterans under veterans' non-contributory pension laws).

SECT. 57B added, 1963, 149 (relative to the creditable service of certain police officers and fire fighters for purposes of retirement).

SECT. 58 revised, 1943, 514 § 3; 1948, 665 § 3; amended, 1950, 668 § 3; 1965, 498 § 3. (See 1943, 514 § 4; 1948, 665 §§ 4, 5; 1965, 498 § 5, 680 § 2.)

SECT. 58A added, 1945, 671 (further regulating the creditable service of certain veterans in the public service upon their retirement therefrom); revised, 1954, 627 § 13; amended, 1959, 576 § 1B; revised, 1960, 619 § 3; 1962, 544 § 3; paragraph added at end, 1962, 604; section revised, 1964, 580 § 3; first paragraph amended, 1965, 498 § 4, 726 § 3; section revised, 1966, 671 § 3. (See 1954, 627 § § 65, 67; 1959, 576 § 2; 1960, 619 § 4; 1962, 544 § 4; 1964, 580 § 4; 1965, 498 § 5, 680 § 2, 726 § 4; 1966, 671 § 4.)

SECT. 58B added, 1956, 541 (providing that certain veterans eligible for retirement may exercise an option for the benefit of the surviving spouse); first sentence revised, 1957, 113 § 1; paragraph added at end, 1957, 413; amended, 1958, 669 § 1; paragraph added at end, 1957, 708 § 1; amended, 1958, 669 § 2. (See 1957, 113 § 2, 708 § 2; 1958, 669 § 4.)

SECT. 59 revised, 1960, 728 § 4; 1963, 511 § 1; amended, 1965, 680 § 1. (See 1960, 728 § 18.)

SECT. 60, paragraph added at end, 1934, 285 § 2; same paragraph amended, 1937, 102 § 2; 1938, 452 § 1; section revised, 1945, 483 § 2, 678; 1954, 627 § 14; 1954, 688 § 3; second paragraph amended, 1965, 498 § 6. (See 1938, 452 § 2; 1954, 627 §§ 65, 67; 1961, 297; 1963, 511 § 3; 1965, 498 § 5, 680 § 2.)

SECT. 60A, paragraph added at end, 1934, 285 § 3; amended, 1937, 102

§ 3; revised, 1945, 483 § 3; section repealed, 1954, 627 § 15. (See 1954, 627 §§ 65, 67.)

SECTS. 61–64 repealed, 1937, 409 § 2. (See 1937, 409 §§ 5–7.)

SECT. 65, last sentence stricken out, 1937, 336 § 22; section repealed, 1937, 409 § 2. (See 1937, 409 §§ 5–7.)

SECT. 65A added, 1937, 409 § 1 (relative to the retirement or resignation of members of the judiciary); amended, 1939, 451 § 5; first sentence stricken out and three sentences inserted, 1956, 670; sentence added at end, 1946, 525; same sentence revised, 1950, 747 § 1; 1951, 775; section revised, 1958, 341 § 1; second paragraph revised, 1964, 551. (See 1937, 409 §§ 5–7; 1950, 747 § 2; 1957, 668; 1958, 341 § 2.)

SECT. 65B added, 1941, 689 § 1 (providing pensions for special justices of district courts); revised, 1943, 398; amended, 1956, 738 § 9. (See 1941, 689 § 2; 1956, 738 §§ 13, 14.)

SECT. 65C added, 1960, 724 § 1 (providing benefits for the widows of certain judges); two paragraphs added at end, 1963, 571 § 1; paragraph inserted before last paragraph, 1964, 464 § 1. (See 1960, 724 § 2; 1963, 571 § 2; 1964, 464 § 2.)

SECT. 66, paragraph added at end, 1934, 285 § 4; amended, 1937, 102 § 4.

SECT. 68 revised, 1943, 545 § 1; 1945, 322.

SECTS. 68A–68C added, 1939, 503 § 3 (relative to the retirement of members of the state police). (See 1939, 503 § 5.)

SECT. 68C revised, 1943, 545 § 2.

SECTS. 68A–68C stricken out, 1945, 658 § 1. (See 1945, 658 § 11.)

SECT. 69 revised, 1946, 576 § 1; 1960, 728 § 5. (See 1960, 728 § 18.)

SECT. 70, paragraph added at end, 1934, 285 § 5; amended, 1937, 102 § 5; section revised, 1937, 416 § 4; repealed, 1939, 441 § 4. (See 1937, 416 § 5; 1939, 441 §§ 3, 5.)

SECT. 75, paragraph added at end, 1934, 285 § 6; amended, 1937, 102 § 6; section revised, 1938, 323 § 1; amended, 1957, 643 § 1; revised, 1960, 728 § 6. (See 1960, 728 § 18.)

SECT. 76 revised, 1938, 323 § 2; 1956, 649; 1957, 643 § 2.

SECT. 76A added, 1957, 643 § 2 (relative to the apportionment of the payment of pensions of probation officers in the superior court); revised, 1960, 757; amended, 1965, 837.

SECT. 77, paragraph (*a*) revised, 1936, 290 § 1; 1939, 243; first sentence revised, 1960, 728 § 7; 1965, 408; second sentence revised, 1963, 650; paragraph (*b*) amended, 1945, 483 § 3A; paragraph (*c*) added at end, 1936, 290 § 2; amended, 1945, 483 § 3B. (Affected, 1937, 102 § 7, 283.) (See 1948, 515; 1960, 728 § 18.)

SECT. 77A added, 1957, 750 § 1 (providing pensions for widows of laborers under the non-contributory pension system); paragraph defining Option B revised, 1963, 237 § 1. (See 1957, 750 § 2.)

SECT. 77B added, 1960, 239 § 1 (increasing the non-contributory pensions of certain laborers).

SECT. 77C added, 1965, 539 (protecting the pension rights of laborers in certain cities and towns).

SECT. 78 revised, 1939, 361 § 1; amended, 1945, 483 § 4. (Affected, 1937, 102 § 7, 283; 1939, 361 § 2.)

SECT. 78A added, 1934, 285 § 7 (providing for the ultimate abolition of non-contributory pensions under certain provisions of general law for

laborers); amended, 1937, 102 § 7; revised, 1937, 283 § 1. (See 1937, 283 § 2.)

SECTS. 80–85. See 1949, 636.

SECT. 80, paragraph added at end, 1934, 285 § 8; section amended, 1936, 439 § 1; last paragraph amended, 1937, 102 § 8; section amended, 1945, 483 § 5; first sentence revised, 1960, 728 § 8. (See 1960, 728 § 18.)

SECT. 81 amended, 1933, 103; 1938, 277 § 1. (See 1938, 277 § 3.)

SECTS. 81A and 81B added, 1946, 576 § 2 (additional provisions for the retirement of members of fire departments in certain cities). (See 1946, 576 § 8.)

SECT. 81A revised, 1960, 728 § 9. (See 1960, 728 § 18; 1965, 278.)

SECT. 81B revised, 1961, 86 § 1; second paragraph revised, 1964, 68. (See 1961, 86 § 2.)

SECT. 83 amended, 1936, 439 § 2; 1938, 277 § 2; last sentence of first paragraph revised, 1939, 264 § 1; section amended, 1945, 483 § 6; first sentence revised, 1960, 728 § 10. (See 1938, 277 § 3; 1939, 264 § 2; 1960, 728 § 18.)

SECT. 83A added, 1946, 576 § 3 (additional provisions for the retirement of members of police departments in certain cities); second paragraph amended, 1960, 222; section revised, 1960, 728 § 11; second paragraph amended, 1964, 353 § 1. (See 1946, 576 § 8; 1960, 728 § 18; 1964, 353 § 2; 1965, 277.)

SECT. 84 amended, 1945, 483 § 7.

SECT. 85, first sentence amended, 1945, 483 § 8; 1960, 283; revised, 1960, 728 § 12; second sentence revised, 1936, 439 § 3. (See 1960, 728 § 18.)

SECT. 85A revised, 1935, 31 § 1; amended, 1945, 483 § 9; revised, 1946, 576 § 4. (See 1935, 31 § 2.)

SECT. 85B added, 1932, 253 (regulating the retirement and pensioning of certain members of the police forces of park boards of cities and towns); amended, 1945, 483 § 10; first sentence revised, 1960, 728 § 13. (See 1960, 728 § 18.)

SECT. 85C added, 1934, 285 § 9 (providing for the ultimate abolition of non-contributory pensions under certain provisions of general law for policemen and firemen); amended, 1937, 102 § 9.

SECT. 85D added, 1937, 220 (relative to the retirement of certain call members of fire departments in certain towns); amended, 1945, 483 § 11; revised, 1946, 576 § 5.

SECT. 85E added, 1946, 576 § 6 (additional provisions for the retirement of members of police and fire departments in certain towns); third paragraph amended, 1960, 221; section revised, 1960, 728 § 14; third paragraph revised, 1964, 426 § 1. (See 1946, 576 § 8; 1960, 728 § 18; 1964, 426 § 2.)

SECT. 85F added, 1946, 576 § 6 (relative to the retirement for accidental or ordinary disability of members of police and fire departments in certain cities and towns); first sentence revised, 1952, 431 § 1.

SECT. 85G added, 1948, 483 (relative to the retirement of certain police officers and firemen of certain cities and towns).

SECT. 85H added, 1952, 431 § 2 (providing for retirement of certain disabled call firemen and policemen injured in line of duty); revised, 1954, 633.

SECT. 85I added, 1954, 268 (relative to creditable service in the retirement of certain police officers and fire fighters in certain cities and towns).

SECT. 85J added, 1956, 374 (relative to providing pensions for widows

of policemen and fire fighters under the non-contributory retirement law); first paragraph amended, 1957, 583; second paragraph amended, 1957, 583; 1958, 128; section revised, 1961, 71 § 1; paragraph defining Option B revised, 1963, 237 § 2. (See 1961, 71 § 2.)

SECT. 86 revised, 1946, 576 § 7; 1949, 562; repealed, 1950, 395.

SECT. 89 revised, 1932, 276; amended, 1933, 340 § 1; 1934, 343; revised, 1935, 466; amended, 1936, 326; paragraph inserted after second paragraph, 1957, 286; first paragraph amended, 1943, 366; first sentence amended, 1945, 641; first paragraph revised, 1945, 696; 1952, 431 § 3; first sentence amended, 1956, 666 § 1; revised, 1963, 614 § 1; third paragraph amended, 1947, 96; revised, 1960, 728 § 15; paragraph added at end, 1949, 503. (See 1933, 340 § 2; 1960, 728 § 18.)

SECT. 89A added, 1948, 552 (increasing annuities to dependents of certain public employees killed or who died from injuries received or hazards undergone in the performance of duty); first sentence amended, 1950, 757; 1956, 666 § 2; revised, 1963, 614 § 2; sentence inserted after first sentence, 1960, 622; third sentence amended, 1951, 147 § 1; fourth sentence revised, 1952, 431 § 4; paragraph inserted after second paragraph, 1956, 424; third paragraph (as appearing in 1948, 552) revised, 1960, 728 § 16; last sentence revised, 1949, 423 § 1; last paragraph revised, 1949, 522. (See 1949, 423 § 2; 1951, 147 § 2; 1960, 728 § 18.)

SECT. 89B added, 1956, 733 (providing annuities to dependents of certain police officers and fire fighters killed in the performance of duty); first paragraph amended, 1963, 614 § 3; paragraph inserted after fifth paragraph, 1957, 357; sixth paragraph (as appearing in 1956, 733) revised, 1960, 728 § 17. (See 1960, 728 § 18.)

SECT. 89C added, 1961, 371 (authorizing cities and towns to grant annuities to certain widows of employees killed or who died as a result of injuries received, in line of duty.)

SECT. 89D added, 1965, 433 (providing for an increase in the amount of the annuities to certain widows of employees killed or who died as a result of injuries received in line of duty).

SECT. 90 revised, 1936, 439 § 4.

SECT. 90A added, 1943, 452 § 1 (authorizing certain cities and towns to increase the retirement allowances of certain former employees retired on account of accidental disability). (See 1943, 452 § 2.)

SECT. 90B added, 1955, 590 § 1 (authorizing certain retired persons and those claiming under them to waive their rights to any portion of their retirement allowances).

SECT. 91 revised, 1938, 439 § 5; amended, 1941, 670 § 24; first sentence amended, 1947, 462; revised, 1948, 15 § 2; amended, 1949, 511; 1950, 656; revised, 1951, 417; 1961, 367; first two sentences stricken out and three sentences inserted, 1963, 482; first sentence revised, 1963, 749 § 2; second sentence amended, 1965, 611; sentence added at end, 1947, 394; same sentence revised, 1950, 264; 1954, 343, 549; two sentences added at end, 1957, 291; revised, 1963, 457; next to last sentence amended, 1964, 37. (See 1938, 439 § 7; 1941, 670 § 26.)

SECT. 91A added, 1957, 766 § 1 (providing for the annual adjustment of pensions and retirement allowances payable to persons engaged in gainful occupation after retirement for disability).

SECT. 91A added, 1958, 684 § 1 (approved by the people at state election on November 4, 1958. This act impliedly supersedes section 91A, as inserted by 1957, 766 § 1, according to opinion of Attorney General,

December 23, 1958); first sentence amended, 1959, 504 § 1; 1961, 303; second sentence revised, 1966, 431 § 1. (See 1959, 504 § 2; 1966, 431 § 2.)

SECT. 92 amended, 1953, 509 § 2.

SECT. 92A added, 1955, 686 (securing to the wives and children of pensioners residing outside the United States the benefits of such pensions in certain cases).

SECT. 94 added, 1950, 551 (presumption that hypertension or heart disease was suffered in line of duty in certain cases relative to retirement for accidental disability); revised, 1951, 594; amended, 1956, 411; revised, 1956, 511, 580; amended, 1963, 610.

SECT. 94A added, 1962, 164 (presumption that certain diseases resulting in disability or death to fire fighters were suffered in line of duty).

SECTS. 95–97 added, 1953, 387 (authorizing cities and towns to grant or increase retirement allowances, pensions or annuities to certain employees or their survivors).

SECT. 95 amended, 1963, 656 § 1.

SECT. 95A added, 1958, 559 § 1 (authorizing cities and towns to grant annuities to the surviving spouse, or children, of certain officials or employees); revised, 1960, 670 § 1; 1961, 488; first paragraph amended, 1963, 656 § 2; revised, 1965, 727. (See 1955, 559 § 3.)

SECT. 96 revised, 1959, 513 § 1; 1961, 238 § 1. (See 1961, 238 § 3.)

SECT. 97 amended, 1958, 559 § 2; revised, 1959, 513 § 2; amended, 1960, 670 § 2; revised, 1961, 238 § 2.

SECT. 98 added, 1958, 403 (authorizing advance payments to certain employees of the commonwealth who are eligible for retirement).

SECT. 99 added, 1959, 121 (authorizing advance payments to certain municipal employees who are eligible for retirement).

SECT. 100 added, 1964, 268 (providing for pensions to widows of certain fire fighters or police officers who are killed in the performance of duty).

SECT. 101 added, 1964, 490 (providing an annual allowance for the widow of certain public employees who retired for disability).

SECT. 102 added, 1966, 661 § 3 (relative to cost of living increases to certain retired employees of the commonwealth and its political subdivisions).

Chapter 32A. — Contributory Group General or Blanket Insurance for Persons in the Service of the Commonwealth.

New chapter inserted, 1955, 628 § 1. (See 1955, 628 §§ 2-4.)

SECT. 2, paragraph (*a*) revised, 1962, 193 § 1; paragraph (*b*) revised, 1956, 582 § 1; 1958, 301; 1958, 558 § 1; 1960, 534; first sentence revised, 1965, 637 § 1; paragraph (*d*) revised, 1959, 426 § 1; two sentences added at end, 1959, 516; four sentences added at end, 1963, 513; paragraph (*e*) inserted, 1956, 582 § 2; paragraph (*f*) added, 1962, 647 § 1; paragraph (*g*) added, 1965, 840 § 1.

SECT. 3 revised, 1958, 355 § 1; amended, 1962, 193 § 2.

SECT. 4, second sentence amended, 1960, 389 § 1.

SECT. 5 revised, 1956, 582 § 3; 1960, 389 § 2; 1965, 840 § 2. (See 1960, 389 § 6.)

SECT. 6 amended, 1960, 389 § 3; second sentence revised, 1965, 840 § 3.

SECT. 8, paragraph (*a*), first sentence revised, 1965, 480 § 4; second sentence added, 1959, 426 § 2; paragraph (*b*) revised, 1956, 582 § 4; para-

graph (*c*) revised, 1956, 582 § 4; amended, 1958, 355 § 2; sentence inserted after first sentence, 1958, 558 § 2; revised, 1965, 637 § 2.

SECT. 9 revised, 1958, 424 § 1; 1961, 572 § 1. (See 1958, 424 § 2.)

SECT. 9A added, 1961, 572 § 2 (establishing an investment committee to supervise the investment of funds retained in the group insurance commission trust fund); second sentence amended, 1963, 625; seventh sentence stricken out and two sentences inserted, 1963, 625.

SECT. 10, first sentence amended, 1960, 389 § 4; first sentence stricken out and three sentences inserted, 1960, 505 § 1; section revised, 1965, 840 § 5. (See 1960, 389 § 6, 505 §§ 2, 3.)

SECT. 10A added, 1960, 389 § 5 (providing for increased amounts of group life insurance for state employees on an optional basis without premium contribution by the commonwealth). (See 1960, 389 § 6.)

SECT. 10B added, 1962, 647 § 2 (directing the group insurance commission to negotiate policies of group general or blanket insurance providing hospital, surgical and medical benefits for elderly governmental retirees and their dependents; first paragraph revised, 1964, 461 § 1; amended, 1965, 840 § 6; paragraphs (*b*) and (*c*) revised, 1964, 461 § 2; paragraph (*e*) amended, 1965, 840 § 6A.

SECT. 10C added, 1965, 840 § 7 (authorizing purchases on behalf of certain eligible retired employees of group policies to be known as optional medicare extension).

SECT. 11 added, 1960, 386 § 1 (extending group general or blanket insurance to the surviving spouse and dependents of insured persons retired from the service of the commonwealth); revised, 1961, 414 § 1. (See 1961, 414 § 2; 1962, 647 § 5.)

Chapter 32B. — Contributory Group General or Blanket Insurance for Persons in the Service of Counties, Cities, Towns and Districts, and their Dependents.

New chapter inserted, 1955, 760 § 1.

Chapter stricken out and new chapter 32B inserted, 1956, 730 § 1. (See 1956, 730 §§ 2, 3.)

For prior changes see Table of Changes contained in Acts and Resolves of 1956.

The following references are to chapter 32B, as so inserted:

SECT. 2, paragraph (*g*) revised, 1958, 136 § 2; section revised, 1958, 536; paragraph (*b*) revised, 1960, 214 § 1; paragraph (*d*) revised, 1958, 580; paragraph (*g*) revised, 1958, 558 § 3; paragraph (*h*) added, 1960, 337 § 1; revised, 1962, 193 § 3; paragraph (*i*) added, 1965, 841 § 1. (See 1958, 558 §§ 5, 6.)

SECT. 3, first paragraph amended, 1957, 242; 1959, 170; first sentence stricken out and five sentences inserted, 1960, 337 § 2; first sentence stricken out and three sentences inserted, 1961, 236; first four sentences revised, 1961, 334 § 1.

SECT. 4, first sentence revised, 1961, 334 § 2; section revised, 1965, 841 § 2.

SECT. 5 revised, 1960, 337 § 3; 1961, 334 § 3; 1965, 841 § 3.

SECT. 7, paragraph (*a*), first sentence revised, 1965, 841 § 4; second sentence added, 1960, 214 § 2.

SECT. 8A added, 1965, 374 § 1 (providing for the use of local governmental employees' group insurance dividends or refunds to reduce the employees' share of premium costs).

SECT. 9, sentence inserted after first sentence, 1961, 100; section revised, 1961, 334 § 4; 1965, 841 § 5.

SECT. 9A added, 1959, 595 (authorizing certain political subdivisions of the commonwealth to contribute one half of the cost of certain premiums of insurance of retired employees).

SECT. 9B added, 1960, 386 § 2 (extending group general or blanket insurance to the surviving spouse and dependents of insured persons retired from the service of any political subdivision of the commonwealth); revised, 1961, 214. (See 1962, 647 § 6.)

SECT. 10 revised, 1962, 150. (Governor declared said chapter 150 an emergency law, effective April 9, 1962.); section revised, 1962, 647 § 4; 1965, 374 § 2.

SECT. 11, first two paragraphs revised, 1960, 337 § 4; section revised, 1965, 841 § 6.

SECT. 11A added, 1961, 334 § 5 (providing for increased amounts of group life insurance for persons in the service of counties, cities, towns and districts on an optional basis, without premium contribution by the political subdivisions); first two paragraphs revised, 1962, 383.

SECT. 11B added, 1962, 647 § 3 (authorizing certain political subdivisions to appropriate funds for payment of group general or blanket insurance providing hospital, surgical and medical insurance for certain elderly governmental retirees); revised, 1964, 461 § 3. (See 1964, 461 § 4.)

SECT. 11C added, 1965, 841 § 7 (authorizing purchases on behalf of certain eligible retired employees of group policies to be known as optional medicare extension).

SECT. 13 revised, 1958, 136 § 1; repealed, 1958, 558 § 4.

SECT. 14 revised, 1960, 337 § 5.

Chapter 33. — Militia.

Act establishing a special military reservation commission, and authorizing the acquisition by the commonwealth for military purposes of certain properties in Sandwich, Bourne, Falmouth and Mashpee, 1935, 196; powers and duties of the commission defined, 1936, 344 §§ 1, 2; reservation enlarged, 1941, 5. (See 1938, 331.)

Chapter stricken out and new chapter 33 inserted, 1939, 425 § 1. (See 1939, 425 § 2.)

Chapter stricken out and new chapter 33 inserted, 1954, 590 § 1. (See 1954, 590 § 2.)

For prior changes see Tables of Changes *contained in* Acts and Resolves of 1952 and 1953.

The following references are to chapter 33, as so inserted:

SECT. 4 revised, 1963, 408; amended, 1964, 722 § 1.

SECT. 4A added, 1964, 722 § 2 (relative to the inclusion of the National Lancers in the organized militia, and preserving certain rights of the National Lancers). (See 1964, 722 § 5.)

SECT. 15, subsection (*c*) revised, 1960, 402 § 1; subsection (*j*) revised, 1963, 395, 801 § 71.

SECT. 18, subsection (*b*) stricken out, 1960, 402 § 2.
SECT. 19, paragraph (*b*) revised, 1959, 383.
SECT. 26, third sentence revised, 1962, 226.
SECT. 31, second paragraph amended, 1962, 458.
SECT. 59 amended, 1956, 378.
SECT. 61, paragraph added at end, 1962, 242.
SECT. 88 revised, 1958, 629 § 1.
SECT. 90 amended, 1958, 629 § 2.
SECT. 97, paragraph (*a*) (1) amended, 1955, 468; paragraph (*a*) revised, 1960, 370.
SECT. 99 revised, 1955, 204.
SECT. 122, subsection (*e*), paragraph (2) amended, 1963, 219.
SECT. 129 revised, 1962, 263 § 1; amended, 1964, 722 § 3.
SECT. 132A added, 1962, 263 § 2 (preserving certain rights of the National Lancers); repealed, 1964, 722 § 4.

Chapter 34. — Counties and County Commissioners.

SECT. 1 revised, 1933, 278 § 2.
SECT. 3, sentence added at end, 1963, 665; revised, 1965, 513.
SECT. 4 amended, 1935, 257 § 1; revised, 1939, 31 § 1. (See 1935, 257 § 12.)
SECT. 5, schedule revised, 1943, 102 § 1; 1949, 193 § 1, 767 § 1; 1951, 743 § 3; 1963, 640 § 1; 1964, 690 § 1; 1966, 500 § 1. (See 1943, 102 § 2; 1949, 193 § 2, 767 § 2; 1951, 743 §§ 4–6; 1963, 640 § 2; 1964, 690 § 2; 1966, 500 § 2.)
SECT. 7 amended, 1935, 257 § 2; last sentence stricken out, 1939, 31 § 2. (See 1935, 257 § 12.)
SECT. 9F added, 1958, 626 § 3 (providing that meetings of county boards and commissions be open to the public); second paragraph revised, 1960, 437 § 2.
SECT. 12 revised, 1935, 257 § 3. (See 1935, 257 § 12.)
SECT. 14, last sentence amended, 1947, 58.
SECT. 16 revised, 1947, 449 § 1. (See 1947, 449 § 7.)
SECT. 17 revised, 1932, 74; third sentence stricken out and two sentences inserted, 1949, 797; sentence inserted before last sentence, 1949, 481 § 3; affected, 1939, 452 § 7; section revised, 1951, 479.
SECT. 19 amended, 1935, 257 § 4. (See 1935, 257 § 12.)
SECT. 23 added, 1932, 297 (authorizing counties to receive certain gifts); revised, 1950, 162 § 2; second sentence revised, 1954, 126 § 2.
SECT. 24 added, 1964, 138 (providing that counties may accept and disburse federal grants for county purposes).

Chapter 35. — County Treasurers, State Supervision of County Accounts and County Finances.

For legislation enabling counties to secure the benefits provided by the federal government to assist them in public works projects, see 1945, 74; 1947, 526. [For prior legislation, see 1933, 366; 1934, 21; 1935, 404; 1936, 64, 83, 414; 1937, 159; 1938, 50, 82; 1939, 423; 1941, 639; 1943, 58.]
Provisions relative to travel allowance of county employees using certain cars on official business, 1933, 322 § 4; 1939, 452 § 2; 1941, 528 § 3; 1943, 465 § 3; 1945, 550 § 3; 1946, 348 § 3.

Provisions relative to expenses incurred for meals by county employees, 1939, 452 § 3; 1941, 528 § 2; 1943, 465 § 2; 1945, 550 § 2; 1946, 348 § 2.

For legislation increasing the salaries of justices, clerks and probation officers of district courts, probation officers of the superior court, trial justices and county commissioners, see 1946, 348 § 4.

SECT. 2 revised, 1945, 289.

SECT. 3 revised, 1932, 56; sentence added at end, 1939, 109 § 2.

SECT. 11 amended, 1943, 65; revised, 1950, 659 § 1; first sentence revised, 1962, 40.

SECT. 19, two paragraphs added, 1966, 207.

SECT. 19A added, 1945, 635 § 2 (providing for advances of their vacation pay to officers and employees of counties); two paragraphs added at end, 1958, 293.

SECT. 19B added, 1953, 436 § 1 (relative to the payment of salaries, wages or other sums owing by cities and towns upon the death of their officers and employees); revised, 1954, 562 § 2. (See 1953, 436 § 7.)

SECT. 20 revised, 1950, 659 § 2.

SECT. 21 amended, 1937, 64 § 2.

SECT. 22 revised, 1948, 153; 1952, 87.

SECT. 24 revised, 1951, 530 § 2.

SECT. 25 amended, 1933, 175 § 1.

SECT. 27 amended, 1933, 175 § 2.

SECT. 28 amended, 1933, 318 § 2; 1934, 291 § 2; revised, 1939, 501 § 1; 1945, 158 § 1; first sentence revised, 1952, 80; 1953, 33; amended, 1955, 316 § 1; two sentences inserted after first sentence, 1949, 481 § 1; next to last sentence amended, 1950, 543 § 4; 1952, 516; 1953, 70. (See 1933, 318 § 9; 1934, 291 § 6.)

SECT. 28A added, 1943, 414 § 2 (establishing a budget system for county tuberculosis hospitals); amended, 1945, 158 § 7; revised, 1945, 398 § 3. (See 1945, 398 §§ 4, 5.)

SECT. 29 revised, 1939, 501 § 2; amended, 1945, 158 § 2.

SECT. 30 revised, 1939, 501 § 3; sentence added at end, 1943, 39; section revised, 1945, 158 § 3.

SECT. 32 revised, 1960, 282 § 1.

SECT. 33 repealed, 1960, 282 § 2.

SECT. 34 revised, 1937, 36; amended, 1939, 501 § 4; 1945, 158 § 4; last sentence amended, 1948, 591 § 3; stricken out and two sentences inserted, 1965, 227; paragraph added at end, 1959, 51. (See 1948, 591 §§ 4–7.)

SECT. 34A added, 1947, 201 (relative to agreements entered into by county commissioners for highway work in anticipation of appropriations).

SECT. 36A amended, 1939, 501 § 5; revised, 1943, 80; first sentence amended, 1945, 158 § 5.

SECT. 37 amended, 1933, 28.

SECT. 37A amended, 1933, 29; sentence inserted before last sentence, 1952, 66; revised, 1966, 10.

SECT. 38 amended, 1953, 75.

SECTS. 39A–39F added, 1949, 488 (relative to the furnishing and certification of county notes by the director of accounts).

SECT. 39B revised, 1963, 37.

SECTS. 39G and 39H added, 1962, 232 § 1 (permitting the use of facsimile seals by counties and the use of facsimile signatures and countersignatures upon their bonds, notes and certificates of indebtedness).

SECT. 40 amended, 1936, 23 § 1.

SECT. 43A revised, 1939, 214 § 1.

SECT. 43B added, 1939, 214 § 2 (relative to the effect of the filing of annual fidelity bonds by county officers and employees).

SECT. 44 amended, 1949, 481 § 2.

SECT. 45 amended, 1953, 319 § 5. (See 1953, 319 §§ 39, 40.)

SECT. 46 revised, 1953, 654 § 2.

SECT. 48, fourth sentence revised, 1947, 102 § 1; last sentence of first paragraph revised, 1949, 538; 1963, 801 § 73; paragraph added at end, 1947, 102 § 2.

SECT. 49 amended, 1935, 182 § 1; 1938, 347 § 1; 1939, 165 § 1; 1941, 447 § 1; 1943, 136 § 1; 1945, 486 § 2; 1946, 262 § 1; revised, 1946, 512 § 1; amended, 1947, 290 § 1; first sentence amended, 1947, 400 § 1; revised, 1947, 469 § 1; amended, 1948, 183 § 1, 664 § 1; revised, 1949, 774 § 1; amended, 1951, 611 § 2; 1956, 738 § 10; 1959, 609 § 7; 1960, 761 § 1; revised, 1960, 801 § 5; 1963, 841 § 1; amended, 1966, 463 § 1. (See 1935, 182 § 6; 1938, 347 § 3; 1939, 165 § 3; 1941, 447 §§ 4, 5; 1943, 136 § 3; 1946, 262 §§ 4, 5, 512 § 3; 1947, 400 §§ 3, 4; 1949, 774 § 5; 1956, 738 §§ 13, 14; 1959, 609 § 9; 1963, 841 § 7; 1966, 463 §§ 4, 5.)

SECT. 51 amended, 1938, 73 § 2; paragraph added at end, 1948, 345; third, fourth and fifth paragraphs added, 1955, 645; third paragraph amended, 1960, 433.

SECTS. 51A and 51B added, 1948, 591 § 1 (establishing a salary schedule for certain officers and employees of counties, except Suffolk, and providing for certain temporary cost-of-living adjustments). (See 1948, 591 §§ 4–7; 1949, 782 §§ 2, 4, 5, 6.)

SECT. 51A revised, 1957, 621 § 1. (See 1957, 621 §§ 3–10.)

SECT. 51B, salary schedule revised, 1949, 782 § 1; 1951, 743 §§ 1, 2; 1954, 566 § 1; paragraph (2) revised, 1954, 566 § 2; paragraph (7) revised, 1949, 782 § 3; section revised, 1957, 621 § 2; salary schedule revised, 1960, 250 § 1; 1961, 136 § 2; 1963, 833 § 1; 1966, 267 § 1. (See 1949, 782 §§ 2, 4, 5, 6; 1951, 743 §§ 4–6; 1954, 566 §§ 3, 4; 1957, 621 §§ 3–10; 1960, 250 § 2; 1961, 136 §§ 1, 3; 1963, 833 § 2; 1966, 267 § 2.)

SECT. 52, second paragraph revised, 1938, 73 § 1.

SECT. 54 revised, 1948, 591 § 2. (See 1948, 591 §§ 4–7.)

SECT. 55 amended, 1949, 774 § 6.

Chapter 36. — Registers of Deeds.

SECT. 3 revised, 1937, 219 § 1; 1939, 214 § 3.

SECT. 4 amended, 1947, 352 § 2.

SECT. 5 revised, 1947, 352 § 1; 1960, 761 § 2.

SECT. 6 revised, 1960, 761 § 3.

SECT. 11 revised, 1947, 449 § 2. (See 1947, 449 § 7.)

SECT. 13A amended, 1951, 191.

SECT. 13B added, 1958, 61 (authorizing the filing of certain plans in registries of deeds).

SECT. 14A added, 1963, 697 § 2 (requiring a notice of certification of an historic site or a withdrawal of such certification to be recorded with the registry of deeds).

SECT. 15 revised, 1949, 395 § 1. (See 1949, 395 § 3; 1950, 182, 350.)

SECT. 18A added, 1947, 256 § 2 (authorizing registers and assistant registers to print or type names of persons on filed instruments if not clearly legible).

SECT. 24, first sentence amended, 1955, 306 § 2; revised, 1961, 416; sentence added at end, 1952, 245; sentence inserted after second sentence, 1962, 62; sentence added at end, 1956, 644; section revised, 1963, 242 § 1.

SECT. 24A added, 1941, 89 (authorizing the recording of certified copies of petitions, decrees and orders filed or made pursuant to the federal bankruptcy laws and thereby giving effect to certain provisions of said laws).

SECT. 24B added, 1945, 569 § 1 (relative to the furnishing of abstract cards and photostatic copies of recorded instruments in the Norfolk county registry of deeds and Norfolk registry district to the assessors of municipalities of said county); first paragraph revised, 1949, 189; section revised, 1950, 539 § 1.

SECT. 28 amended, 1952, 250 § 1. (See 1952, 250 § 3.)

SECT. 31 repealed, 1952, 250 § 2. (See 1952, 250 § 3.)

SECT. 33, paragraph added at end, 1948, 664 § 2; revised, 1952, 543; 1956, 661; 1960, 769; paragraph added at end, 1960, 761 § 4.

Chapter 37. — Sheriffs.

SECT. 2 revised, 1937, 219 § 2.

SECT. 17 amended, 1945, 63; 1946, 121; paragraph added, 1966, 463 § 2. (See 1966, 463 § 5.)

SECT. 21 revised, 1943, 159 § 1. (See 1943, 159 § 2.)

SECT. 22 amended, 1932, 180 § 5.

SECT. 23 amended, 1936, 31 § 2; repealed, 1937, 148.

Chapter 38. — Medical Examiners.

SECT. 1 amended, 1966, 278 § 1; paragraph in lines 70–76 amended, 1939, 260; 1947, 69 § 1; section amended, 1939, 451 § 6; paragraph added at end, 1952, 44. (See 1966, 278 § 2.)

SECT. 2, last sentence stricken out and two sentences inserted, 1945, 632 § 1.

SECT. 2A added, 1943, 153 § 1 (authorizing associate medical examiners in Barnstable County to perform the duties of medical examiner thereof in certain cases); repealed, 1945, 632 § 2. (See 1943, 153 § 2.)

SECT. 3 revised, 1939, 214 § 4.

SECT. 5, first three sentences revised, 1947, 579; first sentence revised, 1955, 422; third sentence amended, 1949, 510; last sentence revised, 1945, 632 § 3; 1959, 301 § 1.

SECT. 6 amended, 1939, 475; revised, 1945, 632 § 4.

SECT. 7 amended, 1941, 366; revised, 1945, 632 § 5; amended, 1953, 319 § 6; last sentence revised, 1950, 143; paragraph added, 1964, 662. (See 1953, 319 §§ 39, 40.)

SECT. 8 revised, 1932, 118 § 1; amended, 1939, 30 § 1. (See 1939, 30 § 2.)

SECT. 9 amended, 1953, 319 § 7. (See 1953, 319 §§ 39, 40.)

SECT. 11 amended, 1941, 499.

SECT. 16 amended, 1959, 301 § 2.

SECT. 18 revised, 1953, 320; 1955, 162.

SECT. 19 revised, 1945, 632 § 6.

SECTS. 20–22 repealed, 1962, 413.

Chapter 39. — Municipal Government.

SECT. 6A added, 1952, 259 § 1 (relative to salaries of certain mayors, city councillors and aldermen); amended, 1958, 72 § 1; sentence added at end, 1958, 513 § 1; third and fourth sentences stricken out and sentence inserted, 1963, 731 § 2. (See 1952, 259 § 4.)

SECT. 8A added, 1950, 132 § 1 (relative to the removal of certain officers of cities by the city council). (See 1950, 132 § 2.)

SECT. 10 amended, 1935, 403 § 1; 1939, 182; sentence inserted after third sentence, 1949, 152 § 1; same sentence stricken out and two sentences inserted, 1959, 64 § 1; fifth and sixth sentences revised, 1954, 32; paragraph added at end, 1963, 169; amended, 1964, 1 § 1. (See 1935, 403 § 2.)

SECT. 12, sentence added at end, 1964, 193.

SECT. 14, first and second paragraphs revised, 1943, 453 §§ 1 and 2, respectively; paragraph added at end, 1949, 152 § 2; amended, 1959, 64 § 3; third paragraph amended, 1964, 195.

SECT. 15, paragraph added at end, 1963, 320; revised, 1966, 73.

SECT. 16, first paragraph revised, 1950, 56.

SECT. 19 repealed, 1934, 39 § 1.

SECT. 20 amended, 1934, 39 § 2.

SECT. 23 amended, 1934, 39 § 3.

SECTS. 23A and 23B added, 1958, 626 § 4 (providing that meetings of certain local boards, commissions, committees and authorities shall be open to the public).

SECT. 23A, first paragraph revised, 1960, 274; section revised, 1960, 437 § 3; third paragraph amended, 1964, 195.

SECT. 23B revised, 1960, 437 § 4.

SECT. 23C added, 1960, 437 § 5 (relative to the remedy in case of noncompliance with the law requiring that certain meetings be open to the public); revised, 1964, 323 § 1. (See 1960, 437 § 7.)

Chapter 40. — Powers and Duties of Cities and Towns.

For temporary legislation relative to the appointment of veterans to civil service employments under the apprentice training provisions of the G. I. Bill of Rights, so called, see 1946, 586; 1947, 673; 1948, 392.

For temporary legislation relative to the emergency housing commission and to local boards of appeals, see 1946, 592; 1947, 609; 1948, 657.

SECT. 4, first paragraph amended, 1951, 798 § 1; revised, 1957, 227 § 1; 1966, 202 § 1; second paragraph amended, 1941, 351 § 3; 1958, 613 § 2A; paragraph inserted after second paragraph, 1965, 874 § 3; third paragraph revised, 1932, 271 § 6; 1961, 307; paragraph inserted after third paragraph, 1963, 115; paragraph added at end, 1946, 358 § 1; 1950, 521; same paragraph amended, 1954, 33; revised, 1966, 63 § 1; paragraph inserted, 1961, 313; revised, 1966, 63 § 2; paragraph inserted, 1965, 50; 1966, 381; paragraph added at end, 1951, 798 § 2. (See 1932, 271 § 7; 1951, 798 § 8; 1957, 227 § 2.)

SECT. 4A added, 1945, 438 (authorizing cities and towns and certain districts to make agreements relative to the performance of certain public services); revised, 1966, 286. (See 1955, 760 § 3.)

SECT. 4B added, 1951, 25 § 3 (relative to advertising for proposals for certain contracts of towns); sentence added at end, 1951, 678; section revised, 1960, 592 § 1.

SECT. 4C added, 1960, 561 (allowing cities and towns to enter into collective bargaining agreements); repealed, 1965, 763 § 1.

SECT. 5, clause (1) amended, 1933, 318 § 3 (see 1933, 318 § 9); 1935, 106; revised, 1935, 179; amended, 1951, 798 § 3 (see 1951, 798 § 8); amended, 1939, 19; 1945, 391 § 2; 1948, 174; 1950, 157; 1946, 358 § 2; 1953, 149; revised, 1953, 209; 1955, 291, 385; 1958, 176; amended, 1964, 173; 1965, 179; clause (2) amended, 1936, 390; 1950, 478; clause (5A) added, 1938, 172 § 1 (authorizing appropriations to establish a water supply); clause (9A) added, 1961, 357 (authorizing appropriations for the control of beavers); clause (11) revised, 1946, 358 § 3, 526; clause (12) amended, 1932, 114 § 3; 1933, 153 § 2, 245 § 2; revised, 1936, 132 § 1, 163; amended, 1941, 217 § 2; 1943, 99; 1946, 409 § 2; 1947, 144; revised, 1947, 468 § 2; amended, 1948, 445 § 1; 1949, 118 § 2; revised, 1950, 27 § 2; amended, 1954, 627 § 16; 1950, 354 § 2, 492 § 2; 1951, 718; 1955, 271 § 1; revised, 1956, 211; amended, 1958, 118 § 2; 1959, 59 § 2; 1960, 626 § 3; clause (16A) added, 1946, 358 § 4 (authorizing appropriations for the employment of legal counsel for general purposes); clause (19A) added, 1955, 85 § 1 (authorizing cities and towns to construct, operate and maintain incinerators and to appropriate funds for same); clause (20) amended, 1946, 358 § 5; revised, 1966, 79; clause (23) revised, 1948, 660 § 24 (see 1948, 660 § 26); amended, 1949, 761 § 11; clause (25A) added, 1946, 358 § 6 (authorizing appropriations for the maintenance and supervision of beaches and swimming pools for recreation and physical exercise; revised, 1948, 89; 1956, 596 § 1; clause (26) amended, 1946, 358 § 7; clause (27) revised, 1946, 358 § 8; amended, 1960, 91; clause (28) revised, 1936, 211 § 5 (see 1936, 211 § 7); amended, 1947, 340 § 5; revised, 1953, 674 § 9; clause (29) amended, 1953, 535 § 1; clause (32) revised, 1962, 580 § 2; clause (33) revised, 1946, 358 § 9; clause (34) amended, 1951, 149; 1961, 20; revised, 1963, 60; 1964, 248; clause (36A) added, 1949, 163 (authorizing appropriations for suppression and eradication of ragweed); amended, 1950, 141; clause (36B) added, 1961, 498 § 2 (authorizing appropriations for the control of algae, weeds and aquatic nuisances in lakes, ponds, streams and other bodies of water); clause (37) revised, 1943, 177 § 1 (see 1943, 177 § 2; 1947, 635); 1956, 77; clause (38) added, 1934, 154 § 1 (authorizing appropriations for protection of interests in real estate held under tax title or taking); clause (39) added, 1935, 28 (authorizing appropriations for the purpose of co-operating with the federal government in certain unemployment relief and other projects); clause (40) added, 1937, 185 (authorizing appropriations for eyeglasses for needy school children); amended, 1960, 3; clause (40A) added, 1947, 525 (authorizing appropriations for payment of expenses incurred by or in behalf of certain injured school children); clause 40B) added, 1952, 247 § 1 (authorizing appropriations for payment of certain expenses incurred for injuries sustained by school pupils in shop or laboratory work); clause (40C) added, 1958, 124 (authorizing cities and towns to provide co-operative or complementary facilities to mental health outpatient clinics); clause (41) added, 1938, 142 § 1 (authorizing cities and towns to appropriate money for stocking inland waters therein with fish and for liberating game therein); amended, 1941, 599 § 4; first sentence revised, 1950, 101; amended, 1965, 117; third sentence amended, 1965, 201; clause (42) added, 1951, 113 (allowing the granting of token awards by a playground or recreation commission); clause (43) added, 1952, 118 (allowing the granting of awards to municipal employees for suggestions relative to the improvement of municipal services); clause (44) added, 1952, 239

(authorizing appropriations for the payment of premiums for group life insurance for permanent employees); clause (44A) added, 1955, 760 § 2; clause (45) added, 1953, 576 § 2 (authorizing appropriations for erecting and maintaining public bath houses in public beach districts); clause (46) added, 1954, 149 (authorizing appropriations for certain celebrations); clause (46A) added, 1956, 152 (authorizing appropriations for the annual observance of United Nations Day and Veterans Day and certain other days); amended, 1958, 118 § 1; 1959, 57; clause (47) added, 1954, 297 § 2 (authorizing appropriations for the establishment of business and industrial commissions); clause (48) added, 1955, 716 § 1 (authorizing cities and towns to construct, maintain and operate outdoor artificial ice skating rinks); amended, 1959, 73 § 1; clause (49) added, 1956, 495 § 2 (authorizing appropriations for the purpose of conducting programs dealing with problems of the aging); amended, 1957, 361; revised, 1957, 406 § 2; 1959, 376; amended, 1965, 66; revised, 1966, 184; clause (50) added, 1957, 22 (authorizing towns to appropriate money for the control of encephalitis); clause (51) added, 1957, 223 § 2 (authorizing towns to appropriate money for the purpose of establishing and maintaining a conservation commission); amended, 1959, 208; revised, 1964, 234; 1966, 108; clause (52) added, 1958, 390 (authorizing towns to appropriate money for the control of diseases of epidemic proportions); clause (53) added, 1960, 236 (authorizing cities and towns to appropriate money for the acquisition and maintenance of tidal marshes and estuaries as reservations); clause (54) added, 1962, 672 § 1 (authorizing cities and towns to appropriate money for participation with the water resources commission in developing water resources); clause (55) added, 1963, 479 § 2 (authorizing the payment to skin divers for certain services); clause (56) added, 1963, 697 § 3 (authorizing the development of places of historical value and the establishment and maintenance of historical commission); clause (57) added, 1964, 581 § 2 (authorizing the director of personnel and standardization to establish in-service training programs for engineering employees of cities and towns); clause (58) added, 1964, 643 § 2 (authorizing towns to pay to the commonwealth their share of the cost of conducting water favorability studies by or under the direction of the water resources commission); clause (59) added, 1965, 327 (authorizing towns to appropriate money for the towing of motor vehicles abandoned on private property); clause (60) added, 1966, 247 (authorizing cities and towns to employ student interns in police departments). (See 1938, 142 § 2; 1954, 627 §§ 65, 67.)

SECT. 5A added, 1936, 40 (providing for the establishment of reserve funds for cities); amended, 1937, 34; 1949, 135.

SECT. 5B added, 1945, 124 (authorizing cities and towns to appropriate money for a stabilization fund); first paragraph revised, 1957, 404 § 1; second paragraph amended, 1957, 215; revised, 1962, 463; third paragraph revised, 1957, 404 § 2; amended, 1966, 62.

SECT. 6B revised, 1957, 213; 1962, 484; paragraph added, 1965, 150.

SECTS. 6C and 6D added, 1943, 225 (relative to the removal by cities and towns of snow and ice from private ways therein open to public use).

SECT. 6E added, 1950, 538 (relative to the repair by cities and towns of private ways therein open to public use); amended, 1951, 299.

SECT. 6F added, 1953, 386 § 1 (further regulating the repair by cities and towns of private ways therein open to public use).

SECT. 6G added, 1958, 195 (authorizing cities and towns to provide

temporary resurfacing of certain private ways open to public use upon payment of one half the cost by certain abutting owners).

SECT. 6H added, 1961, 319 (providing that cities and towns may make repairs on private ways without liability for damages).

SECT. 6I added, 1961, 381 (authorizing certain cities and towns to construct, reconstruct, resurface and repair certain private ways).

SECT. 6J added, 1963, 190 (authorizing cities and towns to purchase stormy weather work clothes and rubber boots for certain employees); revised, 1964, 90.

SECT. 6K added, 1964, 89 (authorizing cities and towns to purchase uniforms for certain public health nurses).

SECT. 8A added, 1954, 297 § 1 (authorizing cities and towns to establish commissions to promote business and industry); first paragraph amended, 1961, 291; second paragraph amended, 1955, 102 § 1. (See 1954, 511; 1955, 102 § 2.)

SECT. 8B added, 1956, 495 § 1 (authorizing cities and towns to establish local councils for the aging and to appropriate funds therefor); amended, 1957, 406 § 1; revised, 1964, 430 § 3; 1966, 242. (See 1964, 430 § 4.)

SECT. 8C added, 1957, 223 § 1 (authorizing cities and towns to establish conservation commissions); last two sentences revised, 1961, 258; four sentences added, 1965, 768 § 2.

SECT. 8D added, 1963, 697 § 4 (authorizing cities and towns to establish historical commissions).

SECT. 9 amended, 1933, 245 § 3; 1935, 305; 1936, 271; first paragraph revised, 1946, 51, 209 § 2, 409 § 3; 1947, 468 § 3, 671; amended, 1949, 118 § 3; revised, 1949, 343 § 1; paragraph added at end, 1937, 255; section revised, 1949, 563 § 1; first sentence amended, 1950, 303; 1952, 115, 443; 1953, 469; revised, 1959, 59 § 3; amended, 1960, 203, 626 § 4; revised, 1961, 57; amended, 1964, 5; sentence inserted after first sentence, 1953, 175. (See 1949, 343 § 2.)

SECT. 9A repealed, 1949, 563 § 2.

SECT. 11 amended, 1941, 490 § 9; 1953, 535 § 2; 1948, 355; revised, 1956, 573.

SECT. 11A added, 1953, 576 § 3 (relative to the forming of public beach districts by cities).

SECT. 12A repealed, 1941, 598 § 5.

SECTS. 12B–12G added, 1953, 576 § 1 (authorizing cities and towns to form public beach districts.)

SECT. 13, paragraph added at end, 1941, 130.

SECT. 13A, sentence added at end, 1963, 127.

SECT. 14 revised, 1933, 283 § 1.

SECT. 15, second sentence revised, 1961, 117; paragraph added at end, 1958, 680.

SECT. 15A added, 1951, 798 § 4 (authorizing cities and towns to transfer certain land in certain cases); revised, 1954, 105. (See 1951, 798 § 8.)

SECT. 15B added, 1957, 552 (permitting the sale, rental or use of certain lands no longer needed for public water supply purposes, and the granting of certain easements or rights over such land).

SECT. 17 amended, 1933, 254 § 2. (See 1933, 254 § 66.)

SECT. 21, second sentence amended, 1953, 319 § 8; revised, 1965, 316; clause (14) revised, 1961, 383; clause (16) added, 1941, 346 § 1; clause (17) added, 1949, 98; amended, 1951, 352; revised, 1959, 220; clause (18)

added, 1952, 594; clause (19) added, 1953, 402; amended, 1955, 24; revised, 1957, 436; clause (20) added, 1954, 213; clause (21) added, 1956, 509. (See 1953, 319 §§ 39, 40.)

SECT. 21A added, 1951, 798 § 5 (authorizing cities and towns to establish work weeks and hours for certain municipal employees). (See 1951, 798 § 8.)

SECT. 21B added, 1955, 294 (providing for the adjustment of certain grievances of certain employees of cities and towns).

SECT. 21C added, 1963, 233 (permitting time off without loss of pay for employees in cities and towns to attend union conventions).

SECT. 22, paragraph added at end, 1949, 644 § 1; same paragraph amended, 1955, 458 § 1; revised, 1957, 417 § 1; paragraph added, 1966, 273; revised, 1966, 566.

SECT. 22A added, 1947, 442 § 1 (authorizing the installation and operation of parking meters in cities and towns); first sentence amended, 1962, 338 § 16; sentence added at end, 1949, 644 § 2; revised, 1957, 417 § 2; sentence added at end, 1952, 592; 1955, 458 § 2; same sentence stricken out, 1957, 417 § 3.

SECT. 22B added, 1949, 776 (authorizing the use of receipts from parking meters for the acquisition and maintenance of off-street parking areas and facilities); amended, 1953, 92; revised, 1959, 270; amended, 1964, 20; revised, 1964, 122.

SECT. 22C added, 1951, 326 (relative to parking meters in off-street parking lots); revised, 1960, 449.

SECT. 22D added, 1961, 322 (authorizing the towing of vehicles from city and town ways where such vehicles are parked or standing in violation of the law).

SECT. 22E added, 1962, 796 (authorizing cities and towns to lease the space above municipal parking lots); second paragraph revised, 1963, 147.

SECTS. 25–33. For special zoning provisions for Boston, see 1924, 488 and amendments prior to 1932; 1932, 143; 1933, 204; 1934, 210; 1936, 240; 1941, 373; 1946, 198.

SECTS. 25–30A stricken out, and new sections 25–30A (municipal zoning laws) inserted, 1933, 269 § 1. (See 1933, 269 § 4.)

SECT. 25, first paragraph amended, 1950, 325 § 1.

SECT. 26 amended, 1952, 438.

SECT. 27 revised, 1941, 320.

SECT. 27A added, 1938, 133 § 1 (to prevent multiplicity of proposals for the same change in zoning ordinances or by-laws).

SECT. 28 revised, 1941, 176.

SECT. 30, first paragraph (as appearing in 1933, 269 § 1) amended, 1945, 167; second paragraph (as so appearing) amended, 1951, 205; paragraph in lines 54–60 (as appearing in 1933, 269 § 1) stricken out and two paragraphs added, 1941, 198 § 1; paragraph in lines 61–70 (as so appearing) amended, 1935, 388 § 1; clause (1) in lines 72–76 (as so appearing) revised, 1941, 198 § 2; paragraph in lines 80–90 (as so appearing) amended, 1935, 388 § 2; next to last paragraph amended, 1953, 102. (See 1941, 198 § 3.)

SECTS. 25–30. Temporarily affected, 1951, 307.

SECT. 30A stricken out and reinserted as section 30B and new section 30A inserted, 1938, 133 § 2 (to prevent multiplicity of proposals for the same change in the application of zoning ordinances or by-laws).

SECT. 30B, sentence added at end, 1950, 325 § 2.

SECTS. 25–30B stricken out, 1954, 368 § 1. (See 1954, 368 § 3.)

SECT. 32 revised, 1933, 185 § 1; amended, 1941, 520 § 1; revised, 1952, 337. (See 1933, 185 § 2; 1941, 520 § 2.)

SECT. 36 amended, 1956, 176.

SECT. 38 revised, 1938, 172 § 2; paragraph added at end, 1941, 465 § 1.

SECTS. 39A–39G added, 1938, 172 § 3 (authorizing the establishment and maintenance of water supply and distributing systems).

SECT. 39A revised, 1941, 465 § 2.

SECT. 39H added, 1943, 125 (authorizing cities, towns and districts through their water departments, and water companies, to aid similar municipal and other corporations relative to their water supply).

SECT. 39I added, 1958, 527 § 1 (further regulating the testing of water meters).

SECT. 40 revised, 1933, 314; 1945, 606; first sentence amended, 1966, 331. (See 1965, 582.)

SECT. 41A added, 1949, 793 (authorizing certain governmental agencies to restrain the use of water during an emergency).

SECT. 41B added, 1958, 254 (requiring that the will of the voters be ascertained before any public water supply system is fluoridated); revised, 1962, 485 § 1. (See 1962, 485 § 2.)

SECT. 41C added, 1962, 485 § 1 (relative to the discontinuance of the fluoridation of a public water supply system); revised, 1964, 60.

SECT. 42A revised, 1932, 197 § 2; amended, 1936, 42 § 1; revised, 1938, 415 § 1; amended, 1941, 380 § 1; first three sentences stricken out and two sentences inserted, 1954, 487 § 1. (See 1932, 197 § 3; 1938, 415 § 7; 1941, 380 § 7; 1954, 487 § 3.)

SECT. 42B amended, 1935, 56 § 1; revised, 1936, 42 § 2; 1938, 415 § 2; revised, 1941, 380 § 2; sentence inserted after fourth sentence, 1947, 132; section revised, 1954, 487 § 2. (See 1935, 56 § 2; 1938, 415 § 7; 1941, 380 § 7; 1954, 487 § 3.)

SECT. 42C amended, 1935, 248 § 1; revised, 1938, 415 § 3; 1941, 380 § 3; 1954, 487 § 2; first sentence revised, 1965, 250. (See 1938, 415 § 7; 1941, 380 § 7; 1954, 487 § 3.)

SECT. 42D, last sentence revised, 1935, 248 § 2; section revised, 1938, 415 § 4; 1941, 380 § 4; second paragraph amended, 1950, 80; section revised, 1954, 487 § 2. (See 1938, 415 § 7; 1941, 380 § 7; 1954, 487 § 3.)

SECT. 42E, last sentence amended, 1932, 180 § 6; same sentence revised, 1939, 451 § 7; section amended, 1941, 380 § 5. Affected, 1938, 415 § 7. (See 1941, 380 § 7.)

SECT. 42F affected, 1938, 415 § 7; 1941, 380 § 7.

SECTS. 42G–42I added, 1955, 332 (to authorize the levy of special assessments to meet the cost of laying water pipes in public and private ways).

SECT. 42G, first sentence amended, 1957, 268 § 1. (See 1957, 268 § 2.)

SECT. 42I, first sentence revised, 1955, 639.

SECT. 43A added, under caption 1941, 678 § 2 (relative to pipe lines for conveying petroleum and its products and by-products).

SECTS. 44A–44I added, 1961, 609 (authorizing the formation of regional incinerator districts).

SECT. 44C, amended, 1964, 502 § 1.

SECT. 44E, first paragraph revised, 1964, 502 § 2.

SECT. 44F, clauses (*a*) to (*e*), inclusive, revised, 1964, 502 § 3.

SECT. 44H, last sentence stricken out and two sentences inserted, 1964, 502 § 4.

SECTS. 44J and 44K added, 1964, 502 § 5 (relative to agreements made in forming regional incinerator districts).

SECTS. 44A–44K revised, 1965, 748 § 1.

SECT. 51 revised, 1937, 196; two sentences added at end, 1945, 340; section revised, 1946, 584 § 3. (See 1946, 584 § 22.)

SECT. 54 added, under caption RESTRICTIONS ON ISSUANCE OF BUILDING PERMITS, 1965, 385 § 1 (prohibiting the issuance of building permits for the construction of buildings which would necessitate the use of water therein under certain conditions).

Chapter 40A. — Zoning Regulations.

New chapter inserted, 1954, 368 § 2. (See 1954, 368 § 3.)

SECT. 2, first paragraph revised, 1956, 586; 1957, 145; amended, 1959, 607 § 1.

SECT. 4, last sentence stricken and two sentences inserted, 1965, 63; sentence added, 1966, 26; revised, 1966, 199.

SECT. 5, last sentence revised, 1962, 340.

SECT. 5A added, 1958, 492 (exempting certain lots from the application of certain zoning ordinances or by-laws); first paragraph revised, 1961, 435 § 1; paragraph added at end, 1960, 789 § 1. (See 1960, 789 § 2; 1961, 435 § 3.)

SECT. 6, third and fourth sentences revised, 1957, 137; section revised, 1959, 317 § 1; sentence added at end, 1961, 151; section revised, 1962, 201 § 1; sentence added at end. 1962, 327.

SECT. 7A added, 1957, 297 (relative to the effect of the adoption or amendment of zoning laws on a recorded subdivision plan); revised, 1959, 221; sentence added at end, 1960, 291; section revised, 1961, 435 § 2; two sentences added at end, 1963, 591; first paragraph revised, 1964, 688; paragraph added at end, 1963, 578; section revised, 1965, 65; first sentence revised, 1965, 366 § 1. (See 1961, 435 § 3; 1965, 366 § 2.)

SECT. 13 revised, 1955, 325 § 1; second paragraph stricken out, 1963, 207 § 1.

SECT. 14, second sentence stricken out and two sentences inserted, 1957, 124; second paragraph, last sentence revised, 1954, 551 § 1; 1958, 202; sentence added at end, 1961, 276 § 1. (See 1954, 551 § 2.)

SECT. 15, paragraph 1 revised, 1955, 325 § 2; paragraph 3 revised, 1958, 381; last paragraph amended, 1957, 123.

SECT. 16 revised, 1963, 207 § 2.

SECT. 17 revised, 1959, 317 § 2; 1962, 201 § 2.

SECT. 18, first sentence revised, 1962, 203; fifth sentence revised, 1962, 387; two sentences added at end, 1960, 326; same two sentences stricken out and three sentences inserted, 1962, 212.

SECT. 19, second paragraph revised, 1955, 349.

SECT. 21 revised, 1957, 199 § 1; first sentence stricken out and two sentences inserted, 1958, 175; first paragraph stricken out and two paragraphs inserted, 1960, 365.

Chapter 40B. — Regional Planning.

New chapter inserted, 1955, 374.

SECT. 2 revised, 1955, 656 § 1. (See 1955, 656 § 3.)

SECT. 3, first sentence revised, 1955, 656 § 2; section revised, 1964, 327 § 2. (See 1955, 656 § 3.)

SECT. 4 revised, 1964, 327 § 2; fourth sentence stricken out, and two sentences inserted, 1966, 135 § 1.

SECT. 5A added, 1964, 643 § 3 (authorizing district planning commissions to enter into agreements with the water resources commission for the purpose of conducting water favorability studies).

SECT. 7, fourth sentence revised, 1966, 135 § 2; sentence added, 1964, 327 § 3.

Chapter 40C. — Historic Districts.

New chapter inserted, 1960, 372.

SECT. 3 revised, 1966, 525 § 1. (See 1966, 525 § 2.)

Chapter 41. — Officers and Employees of Cities, Towns and Districts.

SECT. 1, first paragraph revised, 1943, 453 § 3; paragraph in line 10 revised, 1934, 155 § 1; paragraph in line 11 revised, 1953, 267 § 1; paragraph in lines 15, 16 revised, 1939, 129; paragraph in line 25 revised, 1939, 3; paragraph in lines 26, 27 revised, 1955, 33; 1961, 354 § 1; paragraph added at end, 1938, 341 § 2.

SECT. 4A, sentence added at end, 1951, 6.

SECT. 5 amended, 1934, 39 § 4.

SECT. 10 revised, 1954, 201.

SECT. 11 amended, 1938, 341 § 3.

SECT. 13 amended, 1936, 18; 1937, 143 § 1; 1962, 233 § 1.

SECT. 13A added, 1932, 289 § 5 (provisions relative to bonds of city clerks); revised, 1962, 233 § 2. [For prior legislation, see G. L. chapter 140 § 148, repealed by 1932, 289 § 6.]

SECT. 13B added, 1954, 139 (relative to the renewal of licenses and permits in certain cities).

SECT. 15A revised, 1949, 136.

SECT. 17 revised, 1954, 83.

SECTS. 18A and 18B added, 1948, 56 (providing that the records of city clerks may be attested by the volume and that a facsimile of the signature of the city clerk shall be valid in certain cases).

SECT. 19, second sentence stricken out and two sentences inserted, 1960, 47; last sentence revised, 1938, 66; same sentence amended, 1945, 245; sentence added at end, 1947, 391.

SECT. 19A added, 1933, 70 § 1 (requiring the filing with the state secretary of certificates of appointment or election of clerks or assistant or temporary clerks of cities or towns, and granting authority to said secretary to authenticate attestations of any such officer); first sentence revised, 1964, 14. (See 1933, 70 § 2.)

SECTS. 19B–19E added, 1950, 388 (relative to the tenure of office of city and town clerks).

SECT. 19F added, 1962, 386 (providing that certain city clerks shall be paid additional compensation for serving as clerks of the city council).

SECT. 21, first paragraph revised, 1953, 101 § 2; last paragraph revised 1934, 155 § 2. (See 1934, 155 § 4.)

SECT. 23A added, 1956, 145 (providing for the establishment of the office of executive secretary of the selectmen).

SECT. 23B added, 1959, 98 (authorizing the selectmen to make an investigation of any town department).

SECT. 23C added, 1965, 344 (providing that any person authorized by vote of a town to act on behalf of the board of selectmen shall be appointed and may be removed by said board).

SECT. 23D added, 1966, 551 (authorizing the establishment of municipal data processing centers).

SECT. 24, paragraph added at end, 1945, 136 § 1; section revised, 1951, 364; 1953, 267 § 2. (See 1945, 136 § 2.)

SECT. 24A repealed, 1937, 129 § 1.

SECT. 25 revised, 1937, 129 § 2.

SECT. 25A revised, 1937, 129 § 3; first sentence revised, 1950, 151; third sentence revised, 1951, 77.

SECT. 26 revised, 1937, 129 § 4.

SECT. 26A added, 1935, 149 (relative to employment of counsel by boards of assessors in certain cases); revised, 1951, 215 § 2.

SECT. 27 revised, 1936, 118 § 1. (See 1936, 118 § 3.)

SECT. 28 amended, 1939, 342 § 2.

SECT. 30A added, 1946, 211 (relative to the effect of a vacancy in the office of assessor).

SECT. 32, sentence added at end, 1950, 793 § 3; section amended, 1959, 141 § 1; 1963, 432 § 3.

SECT. 33, second and third sentences added, 1950, 793 § 4; second sentence amended, 1965, 304.

SECT. 35 revised, 1937, 143 § 2; first sentence revised, 1963, 66; sentence added at end, 1939, 109 §1.

SECT. 37 revised, 1933, 82 § 2; amended, 1934, 259 § 2.

SECT. 38A amended, 1936, 201; revised, 1941, 211; first sentence revised, 1948, 197.

SECT. 39A added, 1939, 89 (providing for the appointment of assistant treasurers of cities and towns); last sentence revised, 1953, 55.

SECT. 39B added, 1943, 284 (authorizing the suspension and removal of city and town collectors and the appointment of temporary collectors under certain circumstances); first sentence amended, 1951, 256; revised, 1963, 257.

SECT. 40 revised, 1937, 143 § 3; second sentence revised, 1963, 105; sentence inserted before last sentence, 1951, 83.

SECT. 42 revised, 1959, 299.

SECT. 43A added, 1939, 88 (requiring municipalities to indemnify and protect collectors of taxes in the performance of their duties in certain cases); revised, 1941, 99.

SECT. 45A added, 1952, 79 (providing that the selectmen shall be the commissioners of trust funds in certain small towns).

SECT. 46 revised, 1957, 203.

SECT. 49A added, 1948, 211 (providing for the appointment of an assistant by auditors, accountants, and officers having similar duties, of cities and towns); last sentence revised, 1964, 70.

SECT. 53, last sentence revised, 1948, 84.

SECT. 54A amended, 1936, 62.

SECT. 56 revised, 1950, 55; two sentences inserted after third sentence, 1956, 485.

SECT. 59 amended, 1936, 94.

SECT. 61A revised, 1937, 143 § 4; last sentence revised, 1963, 68.

SECT. 66 revised, 1934, 155 § 3.

SECTS. 69A and 69B added, 1938, 172 § 4 (relative to the establishment and powers and duties of boards of water commissioners in certain towns).

SECT. 69B, paragraph added, 1965, 99.

SECTS. 69C–69F added, 1953, 101 § 1 (relative to the establishment in towns of a department of public works exercising the powers of certain other departments and town officers).

SECT. 69E amended, 1954, 45.

SECT. 69F revised, 1965, 30.

SECT. 70, first paragraph amended, 1957, 273 § 1; paragraph added at end, 1936, 211 § 1; amended, 1947, 340 § 1. (See 1936, 211 § 7.)

SECT. 71 amended, 1943, 266; 1953, 409 § 6; revised, 1966, 126.

SECT. 72 revised, 1936, 211 § 2; first sentence amended, 1947, 340 § 2; 1953, 674 § 1. (See 1936, 211 § 7.)

SECT. 73, paragraph added at end, 1936, 211 § 3; amended, 1947, 340 § 3; two sentences added at end, 1953, 674 § 8. (See 1936, 211 § 7.)

SECTS. 81A–81J added, under caption "IMPROVED METHOD OF MUNICIPAL PLANNING", 1936, 211 § 4. (See 1936, 211 § 7.)

SECT. 81A, last paragraph revised, 1938, 113.

SECTS. 81A–81J stricken out and sections 81A to 82Y inserted, 1947, 340 § 4.

SECT. 81A, fourth sentence amended, 1957, 273 § 2; seventh sentence revised, 1959, 143; sentence added at end of first paragraph, 1961, 276 § 2.

SECT. 81B amended and paragraph added at end, 1953, 674 § 2.

SECT. 81C amended, 1953, 409 § 7.

SECT. 81D, sentence inserted after second sentence, 1954, 643 § 1.

SECT. 81E, two sentences and two paragraphs added at end, 1953, 674 § 3.

SECT. 81F, sentence inserted after third sentence, 1957, 235; sentence added at end, 1953, 674 § 4.

SECT. 81G revised, 1953, 674 § 5.

SECT. 81J, first sentence amended and sentence inserted after third sentence, 1953, 674 § 6; section revised, 1956, 279.

Sects. 81K to 81Y stricken out and sections 81K to 81GG inserted, under caption "Subdivision Control", 1953, 674 § 7. (See 1953, 674 § 11.)

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

The following references are to sections 81K to 81GG, as so inserted:

SECT. 81L, definition of "Industrial" stricken out, 1955, 411 § 2; definition of "Applicant" inserted 1957, 163; revised, 1961, 331; definition of "Preliminary plan" inserted, 1958, 206 § 1; definition of "Registered mail" inserted, 1957, 138 § 1; definition of "Subdivision" revised, 1956, 282; first sentence revised, 1963, 580; amended, 1965, 61.

SECT. 81M, sentence added at end, 1957, 265.

SECT. 81N, last sentence revised, 1957, 146; 1959, 144.

SECT. 81O, paragraph added at end, 1963, 804.

SECT. 81P, first sentence revised, 1955, 326 § 1; 1957, 293 § 1; stricken out and two sentences inserted, 1961, 332; second sentence revised, 1960, 197; sentence added at end, 1955, 326 § 2; paragraph added at end, 1957, 293 § 2; section revised, 1963, 363 § 1.

SECT. 81Q, first sentence revised, 1955, 370; 1957, 139; 1965, 64; sentence inserted after second sentence, 1960, 417; two sentences inserted after the third sentence, 1959, 410; sentence added at end, 1956, 307; revised, 1960, 196; sentence added at end, 1958, 206 § 3.

SECT. 81R, second paragraph stricken out, 1955, 411 § 1.

SECT. 81S, second sentence revised, 1957, 138 § 2; section revised, 1958, 206 § 2; 1959, 189; third sentence amended, 1963, 206; revised, 1964, 105 § 1.

SECT. 81T, second sentence amended, 1957, 122; last sentence amended, 1960, 266 § 1; revised, 1962, 207 § 1; 1963, 363 § 2.

SECT. 81U, last sentence revised, 1955, 324; section revised, 1958, 377 § 1; first paragraph amended, 1964, 105 § 2; second paragraph revised, 1960, 153; fourth paragraph revised, 1960, 266 § 2; fifth paragraph amended, 1963, 581; eighth paragraph amended, 1965, 62; 1963, 299. (See 1958, 377 § 2.)

SECT. 81X amended, 1958, 207; first paragraph revised, 1960, 189; paragraph inserted after first paragraph, 1962, 313; paragraph added, 1966, 380.

SECT. 81Z, third sentence stricken out and two sentences inserted, 1957, 134; last paragraph amended, 1958, 201.

SECT. 81AA, second sentence of second paragraph revised, 1960, 198; 1962, 207 § 2.

SECT. 81BB, paragraph added at end, 1955, 348; section revised, 1957, 199 § 2.

SECT. 86 amended, 1939, 261 § 5.

SECT. 87A added, 1954, 386 (providing for the appointment of certain employees of the registry of motor vehicles as weighers and measurers).

SECT. 87B added, 1956, 200 (providing for the appointment of certain employees of the department of public utilities as weighers and measurers).

SECT. 90A added, 1957, 178 (providing a penalty for interfering with a public weigher of fish or his deputies, in the performance of their official duties).

SECT. 91, first sentence revised, 1962, 89.

SECT. 91A revised, 1961, 354 § 2.

SECT. 91B added, 1933, 128 (further regulating the appointment of constables).

SECT. 92, last sentence revised, 1965, 228.

SECT 96A added, 1938, 342 (disqualifying felons from appointment to the police forces or departments of cities, towns and districts).

SECT. 96B added, 1964, 564 § 3 (requiring police officers in cities and in certain towns to attend a police training school). (See 1964, 564 § 5.)

SECT. 97A added, 1948, 540 (relative to the establishment of police departments in certain towns); revised, 1948, 595.

SECT. 98 amended, 1953, 319 § 9; third sentence revised, 1954, 162 § 1; 1957, 688 § 1. (See 1953, 319 §§ 39, 40.)

SECT. 99 amended, 1932, 124; revised, 1951, 214; amended, 1958, 53; revised, 1965, 382.

SECT. 99A added, 1965, 411 (allowing certain municipal police officers to live outside the city or town in which they are employed).

SECT. 100, sentence added at end, 1933, 324 § 3; section amended, 1938. 298; revised, 1945, 670; second sentence revised, 1950, 337; sentence inserted after second sentence, 1950, 398; sentence inserted before last sentence, 1950, 550; same sentence amended, 1955, 168; revised, 1958, 267; last sentence revised, 1950, 412 § 1; first paragraph stricken out and three paragraphs inserted, 1962, 580 § 1; paragraph added at end, 1957, 342; 1966, 322. (See 1950, 412 § 2.)

SECT. 100A amended, 1933, 318 § 4; 1934, 291 § 3; 1945, 391 § 1; 1949, 128; revised, 1965, 108. (See 1933, 318 §§ 8, 9; 1934, 291 § 6; 1945, 391 § 3.)

SECT. 100B added, 1953, 628 § 1 (providing for the indemnification by cities and towns of certain retired police officers and fire fighters for certain hospital, medical and surgical expenses); clause (4) revised, 1961, 152 § 1. (See 1953, 628 § 2; 1961, 152 § 2.)

SECT. 100C added, 1959, 451 (providing for the indemnification of public school teachers against certain actions and claims); revised, 1961, 405; 1964, 513.

SECT. 100D added, 1964, 596 (increasing the amount of indemnification for officers or employees for damages incurred on account of injuries arising out of their operation of municipally owned vehicles or vessels).

SECT. 105 amended, 1936, 132 § 2; sentence added at end, 1954, 627 § 17. (See 1954, 627 §§ 65, 67.)

SECT. 107, second sentence revised, 1953, 44; 1955, 123; sentence added at end, 1964, 63.

SECT. 108 revised, 1947, 540 § 1.

SECT. 108A added, 1947, 540 § 2 (authorizing cities and towns to establish salary plans for certain employees thereof); revised, 1948, 351; paragraph added at end, 1960, 87.

SECT. 108B added, 1949, 235 (providing for additional compensation and expenses for assessors and collectors in towns for assessing and collecting district taxes).

SECT. 108C added, 1954, 295 § 2 (relative to rules and regulations promulgated in connection with compensation plans for municipal officers and employees and municipal personnel administration).

SECT. 108D added, 1958, 621 (establishing a minimum annual compensation for fire fighters in certain cities and towns); revised, 1960, 260.

SECT. 108E added, 1959, 228 (establishing a minimum annual compensation for police officers in certain cities and towns).

SECT. 108F added, 1962, 520 (establishing a minimum annual compensation for fire fighters in certain cities and towns).

SECT. 108G added, 1963, 19 (establishing an alternate schedule of minimum annual compensation for police officers in certain cities and towns).

SECTS. 108H and 108I added, 1966, 33 (providing additional compensation to fire fighters assigned to photographic work and to police officers assigned to photographic work or fingerprint identification work in certain cities and towns).

SECT. 108J added, 1966, 129 (providing that male and female employees in classified civil service in certain cities and towns shall receive equal pay for equal work).

SECT. 108K added, 1966, 499 (equalizing the compensation of female police officers).

SECT. 109 revised, 1960, 592 § 2; 1964, 54.

SECT. 110, sentence added at end, 1950, 242.

SECT. 110A added, 1947, 265 (authorizing the closing of public offices in cities and towns on Saturdays).

SECT. 111 revised, 1932, 109; amended, 1936, 242; revised, 1937, 15; 1941, 368; fourth sentence stricken out and two sentences inserted, 1943, 280; first paragraph revised, 1946, 301; same paragraph stricken out and three paragraphs inserted, 1948, 330 § 1; same three paragraphs stricken out and one paragraph inserted, 1949, 475 § 1; same paragraph revised, 1951, 242 § 1. (See 1948, 330 § 2; 1951, 242 § 2.)

SECT. 111A amended, 1934, 107; revised, 1949, 172; first sentence stricken out and two sentences inserted, 1956, 46; first sentence amended, 1960, 154.

SECT. 111B added, 1945, 156 (providing sick leaves for laborers, workmen and mechanics regularly employed by certain cities and towns); amended, 1946, 187; sentence added at end, 1949, 686.

SECT. 111C added, 1945, 348 (authorizing attendance at funerals or memorial services of war veterans by certain municipal employees without loss of pay); revised, 1953, 179.

SECT. 111D added, 1949, 384 (relative to vacations without loss of pay for regular members of police and fire forces in certain cities and towns). See 1950, 36 § 1.

SECT. 111E added, 1949, 475 § 2 (providing for payment of compensation to certain municipal employees and their beneficiaries in lieu of vacations in certain cases); amended, 1953, 436 § 2; revised, 1954, 13; sentence added at end, 1956, 45.

SECT. 111F added, 1952, 419 (providing injured leave for certain incapacitated police officers and fire fighters); first sentence amended, 1961, 218; sentence added at end, 1958, 266; section revised, 1964, 149.

SECT. 111G added, 1952, 488 (relative to annual vacations for certain employees of certain cities and towns).

SECT. 111G½ added, 1965, 735 (relative to computation of length of service of certain municipal employees for vacation purposes).

SECT. 111H added, 1953, 293 (relative to overtime service by police officers of cities and towns); revised, 1954, 573 § 1. (See 1954, 573 § 2.)

SECT. 111I added, 1953, 436 § 3 (relative to the payment of salaries, wages or other sums owing by cities and towns upon the death of their officers and employees); revised, 1954, 562 § 3; amended, 1962, 321 § 2. (See 1953, 436 § 7.)

SECT. 111J added, 1963, 412 (providing that employees of cities and towns who are delegates to a state or national convention of certain veterans' organizations may attend such convention without loss of pay or vacation leave).

SECT. 111K added, 1966, 162 (providing that in certain cities and towns members of the regular or permanent fire force shall be granted summer vacations).

SECT. 112 revised, 1954, 627 § 18; 1961, 330. (See 1954, 627 §§ 65, 67.)

SECT. 112A added, 1947, 276 (regulating the separation from the service of certain cities and towns of certain war veterans holding unclassified offices or positions).

SECT. 119, two sentences added at end, 1950, 137; paragraph added at end, 1950, 779.

SECT. 120 added, 1949, 133 § 1 (establishing the financial year of fire, water, light and improvement districts). (See 1949, 133 § 2.)

SECT. 121 added, 1950, 211 (requiring the treasurer of fire, water, light and improvement districts to be bonded).

SECT. 122 added, 1963, 106 (providing for the appointment of a temporary treasurer in districts).

SECT. 123 added, 1964, 3 (providing for the appointment of a temporary clerk in districts).

SECT. 124 added, 1964, 643 § 4 (authorizing fire and water districts to appropriate money for the payment to the commonwealth of the districts' share of the cost of conducting water favorability studies under the direction of the water resources commission).

Chapter 42. — Boundaries of Cities and Towns.

SECT. 1 revised, 1933, 278 § 3.

SECT. 7 revised, 1962, 157.

Chapter 43. — City Charters.

SECT. 1, definition of "Plan D" revised, 1948, 459 § 1; three paragraphs inserted after word "inclusive" in line 22, 1938, 378 § 1; definition of "Plan F" inserted, 1959, 448 § 1.

SECT. 5, paragraph added at end, 1938, 378 § 2; same paragraph revised, 1948, 459 § 2.

SECT. 7 amended, 1939, 451 § 8; revised, 1948, 459 § 3; paragraph added at end, 1954, 67.

SECT. 8, form of petition revised, 1938, 378 § 3; amended, 1948, 459 § 4; section revised, 1959, 448 § 2.

SECT. 9 revised, 1941, 640 § 1; 1948, 459 § 5; 1954, 155; first sentence amended, 1959, 448 § 3; revised, 1961, 146 § 1; 1962, 165 § 1. (See 1941, 640 § 7.)

SECT. 9A added, 1959, 448 § 4 (proceedings after filing of petition for the adoption of Plan F); repealed, 1961, 146 § 2.

SECT. 9B added, 1962, 165 § 2 (providing that Plan F may be submitted to the voters either at biennial state elections or at regular city elections).

SECT. 10, paragraph added at end, 1938, 378 § 4.

SECT. 11 revised, 1941, 640 § 2. (See 1941, 640 § 7.)

SECT. 12 amended, 1959, 268.

SECT. 15 amended, 1933, 313 § 7; last paragraph amended, 1938, 378 § 5; section revised, 1941, 640 § 3. (See 1941, 640 § 7.)

SECT. 16 revised, 1959, 448 § 5.

SECT. 16A added, 1959, 448 § 6 (city primary and election under Plan F, and nomination of candidates).

SECT. 17 revised, 1938, 378 § 6.

SECT. 17A added, 1952, 259 § 2 (relative to salaries of certain mayors, city councillors and city managers); amended, 1958, 72 § 2; sentence added at end, 1958, 513 § 2; third and fourth sentences stricken out, 1963, 731 § 1; sentence added at end, 1959, 448 § 7.

SECT. 17B added, 1959, 448 § 8 (salary of mayor and members of city council under Plan F).

SECT. 18, paragraph 2, third sentence revised, 1958, 626 § 5; paragraph 4 inserted, 1938, 378 § 7; amended, 1949, 723 § 1.

SECT. 19 revised, 1938, 378 § 8; amended, 1948, 459 § 6.

SECT. 23 amended, 1935, 68 § 1.

SECT. 26, first paragraph revised, 1937, 224 § 1; amended, 1938, 378 § 9; 1959, 448 § 9.

SECT. 28 amended, 1951, 25 § 1.

SECT. 29 revised, 1938, 378 § 10; first sentence revised, 1949, 723 § 2; amended, 1951, 25 § 2; section revised, 1959, 448 § 10.

SECT. 30 revised, 1938, 378 § 11; first sentence revised, 1948, 459 § 7; 1959, 448 § 11.

SECT. 31 amended, 1938, 378 § 12; 1959, 448 § 12.

SECT. 32 amended, 1949, 318.

SECT. 34 revised, 1964, 407.

SECT. 35, first sentence revised, 1958, 626 § 6.

SECT. 36 revised, 1938, 378 § 13.

SECT. 42 amended, 1935, 68 § 2; first paragraph revised, 1961, 550.

SECT. 44A amended, 1933, 313 § 8; last two sentences stricken out, and paragraph added at end, 1934, 30; first paragraph revised, 1938, 378 § 14; amended, 1959, 448 § 13; last sentence of first paragraph stricken out, 1941, 640 § 4. (See 1941, 640 § 7.)

SECT. 44C, first paragraph amended, 1937, 147; 1943, 229 § 1.

SECT. 44H amended, 1932, 180 § 7; 1941, 640 § 5. (See 1941, 640 § 7.)

SECT. 46 amended, 1939, 451 § 9.

SECT. 50A added, 1936, 135 (relative to the filling of vacancies in the city council in cities having a Plan A form of charter).

SECT. 51 repealed, 1952, 259 § 3.

SECT. 56 amended, 1937, 224 § 2.

SECT. 59A added, 1937, 224 § 3 (relative to the filling of vacancies in the city council in cities having a Plan B form of charter); two paragraphs inserted before first paragraph, 1955, 222.

SECT. 62 repealed, 1952, 259 § 3.

SECT. 71, second sentence revised, 1958, 626 § 7.

SECT. 78 repealed, 1952, 259 § 3.

SECTS. 79–92 stricken out and new sections 79–92A (relative to Plan D form of charter) inserted, 1948, 459 § 8.

SECT. 84, fourth sentence revised, 1958, 626 § 8.

SECT. 87 repealed, 1952, 259 § 3.

SECTS. 93–116 added, under caption, 1938, 378 § 15 (providing an additional optional standard form of city charter under which substantial control of the city government is vested in a city council elected at large by proportional representation, with a city manager appointed and removable at pleasure by the city council).

SECTS. 93–116 repealed in so far as they provide for election by proportional representation of city councils and school committees, 1949, 661 § 1; 1952, 281 § 1. (See 1949, 661 §§ 1A–3; 1952, 281 § 2; 1953, 118.)

SECT. 98, fourth sentence revised, 1958, 626 § 9.

SECT. 100 amended, 1941, 722 § 5.

SECT. 101 repealed, 1952, 259 § 3.

SECT. 102 amended, 1941, 722 § 6.

SECT. 103, first paragraph amended, 1950, 353.

SECT. 110, first paragraph amended, 1949, 181; form of petition amended, 1941, 722 § 7.

SECT. 114, last sentence revised, 1952, 78.

SECTS. 117–127 added, under caption, 1959, 448 § 14 (establishing an additional optional standard form of city charter under which the city government is vested in a mayor and a city council elected partly at large and partly by wards, said mayor and city councillors being nominated in party primaries).

Chapter 43A. — Standard Form of Representative Town Meeting Government.

SECT. 3, first paragraph amended, 1937, 267 § 2.

SECT. 4, first paragraph amended, 1936, 128.

SECT. 6 revised, 1943, 1 § 1; 1943, 453 § 4; amended, 1945, 359; next to last sentence amended, 1947, 291. (See 1943, 1 § 2.)

SECT. 8, first sentence revised, 1943, 453 § 5.

Chapter 43B. — Home Rule Procedures.

New chapter inserted, 1966, 734 § 1. (See 1966, 734 §§ 3, 4.)

Chapter 44. — Municipal Finance.

For temporary legislation establishing an emergency finance board in the department of the state treasurer, and providing for the borrowing of money by cities and towns against certain tax titles, see 1933, 49, 104; 1934, 313; 1935, 221, 300, 456; 1936, 281; 1938, 57; 1939, 288; 1941, 129; 1943, 413; 1945, 324; 1947, 206; 1949, 79; 1951, 438; 1953, 467; 1955, 262, 726; 1957, 209; 1959, 387; 1961, 205.

For legislation enabling cities, towns and districts to secure the benefits provided by the federal government to assist them in public works projects, see 1945, 74; 1947, 526; 1949, 327; 1951, 22; 1953, 173; 1955, 284; 1957, 222; 1959, 106; 1960, 279; 1961, 8. [For prior legislation, see 1933, 366; 1934, 21; 1935, 213, 404; 1936, 64, 83, 414; 1937, 159; 1938, 50, 82; 1939, 423; 1941, 639; 1943, 58.]

For emergency legislation authorizing cities, towns and districts to make certain appropriations during the existing state of war, see 1943, 5 §§ 1, 6; 75 §§ 1, 2, 4, 5; 1946, 10. [For prior legislation, see 1941, 487; 1942, 4.]

For legislation authorizing the renewal by cities and towns of certain temporary revenue loans, see 1947, 108; 1949, 134.

For legislation relative to the collection of certain taxes and other charges due to the commonwealth, see 1943, 568; 1945, 325, 712; 1946, 615.

For legislation authorizing cities, towns and districts to borrow on account of public welfare and veterans' benefits (and in certain years for additional specified purposes), see 1933, 307, 344; 1934, 335; 1935, 188, 456; 1936, 80, 257; 1937, 107; 1938, 58; 1939, 72, 453; 1941, 92; 1943, 44; 1945, 73; 1946, 584 § 17; 1947, 611; 1949, 90; 1951, 108; 1953, 479; 1955, 18; 1957, 252; 1959, 329.

For legislation regulating the use of receipts from the sale by cities and towns of federal surplus commodity stamps, 1941, 65.

For legislation authorizing cities and towns to borrow for remodeling, reconstructing or making extraordinary repairs to public buildings, see 1948, 275; 1952, 54; 1957, 226.

SECT. 1, definition of "Revenue" revised, 1946, 358 § 10.

SECT. 2 revised, 1936, 224 § 4; amended, 1946, 358 § 11; revised, 1963, 121. (See 1936, 224 §§ 11, 12.)

SECT. 4 amended, 1934, 11 § 1; affected, 1934, 11 §§ 2, 3; amended, 1936, 16; 1946, 358 § 12; 1947, 298 § 2; first sentence revised, 1964, 246.

SECT. 4A added, 1935, 68 § 3 (temporary loans by cities in anticipation of revenue exempted from charter provisions relative to publication and referendum).

SECT. 5 amended, 1939, 37.

SECT. 5A amended, 1935, 68 § 4.

SECT. 5B added, 1943, 61 § 1 (relative to borrowing for liabilities incurred by districts prior to the annual appropriations).

SECT. 6 revised, 1957, 385; amended, 1962, 607 § 1.

SECT. 6A amended, 1962, 607 § 2. Temporarily affected, 1956, 412.

SECT. 7 amended, 1936, 224 § 5; first paragraph amended, 1946, 358 § 13; 1947, 207 § 1; 1948, 275 § 3; revised, 1951, 54, 181 § 1; 1962, 380; 1963, 81; clause (1A) added, 1957, 219; clause (2A) added, 1955, 716 § 2; amended, 1959, 73 § 2; clause (2B) added, 1956, 596 § 2; clause (3A) added, 1947, 207 § 2; repealed, 1948, 275 § 4; clause (4A) added, 1955, 75 § 2; clause (5) revised, 1947, 101; amended, 1951, 282 § 1; clause (6) amended, 1951, 282 § 2; clause (12) repealed, 1946, 358 § 14; clause (14) revised, 1953, 100; clause (15) added, 1948, 383; clause (16) added, 1951, 181 § 2; amended, 1952, 38; clause (17) added, 1964, 28; section revised, 1965, 206 § 1; first paragraph, clause (3A) added, 1966, 234 § 1; clause (18) added, 1966, 63 § 3; paragraph added, 1965, 581 § 1. (See 1936, 224 §§ 11, 12; 1965, 206 §§ 2, 3, 581 § 2.)

SECT. 8, clause (1) revised, 1965, 98; clause (3) revised, 1938, 172 § 5; clause (4) revised, 1958, 383 § 1; 1963, 82; 1965, 68; clause (4A) added, 1966, 60; clause (5) revised, 1941, 83; amended, 1952, 123 § 1; revised, 1958, 383 § 2; clause (6) amended, 1952, 123 § 2; clause (7A) added, 1957, 224; clause (7B) added, 1962, 672 § 2; clause (8) amended, 1958, 70 § 1; clause (8A) added, 1963, 347 § 1; clause (9) amended, 1939, 457; 1947, 298 § 3; clause (13) added, 1946, 358 § 15; amended, 1947, 298 § 4; revised, 1957, 431; clause (14) added, 1954, 106; clause (15) added, 1964, 736 § 1; last paragraph revised, 1960, 592 § 6; 1962, 672 § 3. (See 1952, 123 § 3.)

SECT. 8A added, 1939, 108 § 1 (providing for submitting to the voters of certain cities the question of approving or disapproving orders authorizing the issue of bonds, notes or certificates of indebtedness for certain purposes). (See 1939, 108 § 2.)

SECT. 9 amended, 1941, 376; 1946, 384 § 1; first paragraph amended, 1950, 169; paragraph added at end, 1947, 298 § 5.

SECT. 10 amended, 1936, 224 § 6; 1939, 24 § 1; 1946, 329; second sentence revised, 1950, 51; section revised, 1952, 56; second sentence revised, 1959, 99. (See 1936, 224 §§ 11, 12.)

SECT. 11 amended, 1936, 224 § 7. (See 1936, 224 §§ 11, 12.)

SECT. 12 amended, 1936, 224 § 8; repealed, 1946, 358 § 16. (See 1936, 224 §§ 11, 12.)

SECT. 13 revised, 1946, 358 § 17; paragraph added at end, 1948, 5; revised, 1963, 62.

SECT. 13A added, 1943, 61 § 2 (relative to the incurring of liabilities by districts prior to the annual appropriations).

SECT. 16, first sentence stricken out and two sentences inserted, 1956, 98; last sentence stricken out, 1936, 224 § 10; section revised, 1964, 27. (See 1936, 224 §§ 11, 12.)

SECT. 16A added, 1957, 58 § 1 (authorizing the use of facsimile countersignatures on bonds, notes and certificates of indebtedness issued by certain cities).

SECTS. 16B and 16C added, 1962, 232 § 2 (permitting the use of facsimile seals by cities, towns or districts and the use of facsimile signatures and countersignatures upon their bonds, notes and certificates of indebtedness).

SECT. 17 amended, 1946, 358 § 18; revised, 1962, 607 § 3; 1963, 80.

SECT. 18 amended, 1946, 358 § 19.

SECT. 19 amended, 1946, 358 § 20.

SECT. 20 amended, 1946, 358 § 21; revised, 1947, 60; sentence added at end, 1949, 403; section revised, 1966, 61.

SECT. 21 amended, 1946, 358 § 22.

SECT. 22 amended, 1936, 224 § 9. (See 1936, 224 §§ 11, 12.)

SECT. 24 revised, 1963, 85.

SECT. 26 amended, 1951, 265.

SECT. 28A added, 1951, 16 (making certain provisions of municipal finance laws applicable to regional school districts); revised, 1957, 262 § 1. (See 1957, 262 § 2.)

SECT. 29. As to tax limit of Boston, see 1932, 125; 1933, 159; 1934, 201; 1935, 284; 1936, 224.

SECT. 31 revised, 1946, 358 § 23; 1949, 138; first sentence revised, 1955, 259; sentence added at end, 1954, 46.

SECT. 31A added, 1941, 473 § 1 (relative to budgets in certain cities); amended, 1953, 654 § 3.

SECT. 31B added, 1950, 173 (relative to the liabilities which may be incurred by fire, water, light and improvement districts).

SECT. 31C added, 1964, 693 § 1 (providing that payment for certain public construction contracts shall not be barred by reason of being in excess of appropriations). (See 1964, 693 § 2.)

SECT. 32, paragraphs added at end, 1938, 175 § 1, 378 § 16; section revised, 1941, 473 § 2; subdivision (2) of first paragraph amended, 1953, 51; paragraph added at end, 1953, 79.

SECT. 33 revised, 1941, 473 § 3.

SECT. 33A stricken out and new sections 33A and 33B inserted, 1943, 62 (amending and clarifying the law relative to budgets in cities).

SECT. 33A revised, 1947, 298 § 1; sentence added at end, 1950, 370; section revised, 1955, 358; amended, 1960, 301.

SECT. 33B, two sentences added at end, 1951, 798 § 6; second sentence revised, 1965, 204. (See 1951, 798 § 8.)

SECT. 34 revised, 1938, 170; paragraph added at end, 1941, 93.

SECT. 35 amended, 1941, 454; revised, 1951, 17 § 1.

SECT. 40 amended, 1939, 339; first sentence amended, 1945, 29 § 1; sentence inserted after first sentence, 1947, 298 § 6; section revised, 1948, 82; 1951, 17 § 2. (See 1945, 29 § 2; repealed by 1946, 109.)

SECT. 41 revised, 1946, 432 § 4.

SECT. 43, two sentences added at end, 1951, 276.

SECT. 46 amended, 1953, 654 § 4.

SECT. 46A added, 1932, 155 (making permanent certain provisions of law relative to investigations of municipal accounts and financial transactions by the director of accounts). [For prior temporary legislation, see 1926, 210; 1929, 335.]

SECT. 51 amended, 1934, 355; repealed, 1938, 458.

SECT. 53 revised, 1960, 592 § 3; 1962, 246.

SECT. 53A added, 1964, 99 (providing that officers and departments of cities, towns and districts may accept grants or gifts for municipal purposes and may expend the same without appropriation).

SECT. 54 amended, 1933, 200; 1946, 358 § 24; revised, 1948, 194 § 1; 1949, 243; amended, 1953, 83; 1954, 47; sentence inserted after first sentence, 1962, 257.

SECT. 55, sentence added at end, 1948, 143 § 1; 1951, 59; section revised, 1953, 103; amended, 1960, 592 § 4; sentence added at end, 1960, 253.

SECT. 55A revised, 1948, 143 § 2, 194 § 2; 1950, 224; amended, 1954, 48.

SECT. 56A added, 1934, 229 § 1 (relative to the financial year of cities). (See 1934, 229 §§ 2, 3.)

SECT. 58 amended, 1951, 15.

SECT. 63 amended, 1946, 358 § 25; revised, 1962, 377; 1966, 111.

SECT. 63A added, 1955, 247 (providing for a payment in lieu of taxes in the event of a sale of real estate by a city or town). (See 1955, 401.)

SECT. 64 added, 1941, 179 (authorizing towns to appropriate money for the payment of certain unpaid bills of previous years); last paragraph revised, 1960, 592 § 5.

SECT. 65 added, 1945, 635 § 3 (providing for advances of their vacation pay to officers and employees of cities and towns).

SECT. 66 added, 1956, 21 (authorizing advances to municipal officers and employees on account of certain necessary expenses).

Chapter 45. — Public Parks, Playgrounds and the Public Domain.

SECT. 2 amended, 1941, 10 § 1.

SECT. 14 revised, 1949, 256; second sentence stricken out and two sentences inserted, 1955, 96.

SECT. 17A added, 1938, 220 (authorizing cities and towns to use certain ways therein for playground purposes); revised, 1953, 80; 1955, 1; amended, 1962, 338 § 17.

SECT. 18 revised, 1954, 131.

Chapter 46. — Return and Registry of Births, Marriages and Deaths.

SECT. 1, third sentence of second paragraph revised, 1933, 280 § 1; fourth paragraph amended, 1941, 51; revised, 1954, 627 § 23. (See 1954, 627 §§ 65, 67.)

SECT. 1A added, 1939, 61 § 1 (further regulating the making and recording of certificates of birth of certain abandoned children and foundlings).

SECTS. 1B and 1C added, 1952, 72 (relative to filing evidence of certain births and deaths occurring without the commonwealth).

SECT. 1B, second paragraph revised, 1965, 12 § 1.

SECT. 1C, second paragraph revised, 1965, 12 § 2.

SECT. 2A added, 1933, 279 (regulating the impounding of birth records of children born out of wedlock); amended, 1937, 78 § 1; revised, 1939,

269 § 1; amended, 1954, 324; 1960, 48 § 1; sentence added, 1965, 10. (See 1960, 48 § 8.)

SECT. 3, first sentence revised, 1957, 24; third sentence revised, 1960, 48 § 2; fourth sentence stricken out, 1955, 95 § 1; sentence inserted after third sentence, 1959, 48 § 1; second paragraph revised, 1961, 51; paragraph added at end, 1939, 326 § 1; stricken out, 1963, 22 § 1. (See 1959, 48 § 3; 1960, 48 § 8.)

SECT. 4A added, 1941, 434 (providing for the verification of returns of births); first sentence revised, 1960, 15 § 1; paragraph added at end, 1960, 15 § 2.

SECT. 6 revised, 1939, 61 § 2.

SECT. 7A added, 1950, 22 (requiring reports of births in airplanes).

SECT. 9 amended, 1936, 100; 1945, 113; sentence inserted after first sentence, 1954, 137; revised, 1959, 48 § 2; 1960, 48 § 3. (See 1959, 48 § 3; 1960, 48 § 8.)

SECTS. 9A and 9B added, 1960, 48 § 4 (relative to the filing of certain certificates of death). (See 1960, 48 § 8.)

SECT. 10 revised, 1954, 627 § 24. (See 1954, 627 §§ 65, 67.)

SECT. 11, first sentence amended, 1960, 48 § 5; second sentence stricken out, 1955, 95 § 2. (See 1960, 48 § 8.)

SECT. 12 amended, 1937, 78 § 2; revised, 1945, 439; amended, 1960, 48 § 6. (See 1960, 48 § 8.)

SECT. 13, paragraph in first to sixth lines amended, 1939, 61 § 3; revised, 1960, 342 § 1; second paragraph amended, 1933, 280 § 2; second paragraph stricken out and two new paragraphs inserted, 1938, 63; first paragraph so inserted revised, 1943, 72 § 2; paragraph in eighteenth and nineteenth lines, as appearing in Tercentenary Edition, amended, 1938, 97; revised, 1953, 261 § 1; 1955, 107 § 3; 1959, 146; second sentence of said paragraph stricken out and four sentences inserted, 1960, 342 § 2; fourth paragraph, as so appearing, amended, 1941, 50; same paragraph amended, 1945, 65; 1953, 261 § 2; revised, 1955, 107 § 4; 1956, 342; first sentence of said paragraph revised, 1966, 120; fourth sentence revised, 1966, 310; paragraph added at end, 1939, 61 § 4; paragraph added at end, 1948, 550 § 2.

SECT. 13A added, 1945, 542 (providing for the recording of certain births upon the determination of facts relating thereto by a probate court); revised, 1965, 12 § 3.

SECT. 16 amended, 1941, 351 § 4; 1958, 613 § 2B; sentence added at end, 1955, 107 § 5.

SECT. 17 revised, 1932, 12; amended, 1939, 269 § 2; revised, 1960, 21 § 1. (See 1960, 21 § 2.)

SECT. 18 revised, 1957, 95.

SECT. 19 revised, 1943, 228 § 1; amended, 1945, 570 § 1; sentence added at end, 1950, 366. (See 1943, 228 § 2; 1945, 570 § 2.)

SECT. 20 revised, 1941, 351 § 5; amended, 1958, 613 § 2C; revised, 1961, 396 § 1.

SECT. 21 revised, 1964, 508 § 1. (See 1964, 508 § 4.)

SECT. 24 revised, 1960, 48 § 7. (See 1960, 48 § 8.)

SECT. 26, first sentence revised, 1947, 283; sentence inserted after second sentence, 1939, 326 § 2; stricken out, 1963, 22 § 2

SECT. 30 added, 1964, 310 (providing a penalty for alterings, forging or counterfeiting copies of records of birth, marriage or death).

Chapter 47. — Infirmaries.

SECT. 11 amended, 1961, 396 § 2.

Chapter 48. — Fires, Fire Departments and Fire Districts.

SECT. 8 amended, 1941, 490 § 10; revised, 1954, 104.

SECT. 13 amended, 1938, 204; revised, 1941, 581; 1945, 269; amended, 1951, 274; revised, 1964, 303.

SECT. 15 amended, 1932, 180 § 8; 1941, 490 § 11.

SECT. 16 revised, 1943, 103 § 1; amended, 1952, 222.

SECT. 18 revised, 1943, 103 § 2.

SECT. 20A repealed, 1950, 442.

SECT. 24 amended, 1953, 535 § 3; third sentence amended, 1956, 590.

SECT. 28A amended, 1941, 490 § 12; revised, 1953, 496; 1963, 572.

SECT. 28B revised, 1953, 535 § 4.

SECT. 28C added, 1948, 131 (providing for the closing of privately owned forest lands during periods of fire hazard).

SECT. 36A added, 1948, 149 § 1 (providing for the promotion of certain call firemen to membership in the permanent fire force in certain cities and towns).

SECT. 37 revised, 1948, 149 § 2.

SECT. 38 revised, 1963, 160 § 2.

SECT. 51A added, 1948, 337 § 1 (providing for the furnishing of gas masks for the use of members of fire departments); second paragraph revised, 1949, 467 § 1. (See 1948, 337 § 2; 1949, 467 § 2.)

SECT. 57A added, 1953, 640 (relative to additional pay or time off for fire fighters and others who are required to work on legal holidays).

SECT. 57B added, 1959, 285 § 1 (granting time off without loss of pay to delegates to the state convention of the Associated Fire Fighters of Massachusetts AFL:CIO).

SECT. 57C added, 1962, 291 (permitting time off without loss of pay for delegates to certain conventions of fire fighters).

SECT. 57D added, 1962, 517 (providing that fire fighters and others in certain cities and towns be granted an additional day off duty or an additional day's pay when required to work on certain legal holidays).

SECT. 57E added, 1965, 141 (providing that certain fire chiefs who are on duty on certain holidays shall be granted an additional day's pay).

SECT. 57F added, 1965, 786 (providing that certain police chiefs who are on duty on certain holidays shall be granted an additional day's pay).

SECT. 58A added, 1941, 638 (further regulating the hours of duty of permanent members of fire departments in certain cities and towns); first sentence amended, 1964, 329 § 1.

SECT. 58B added, 1945, 413 § 1 (further regulating the hours of duty of permanent members of fire departments in certain cities and towns); second paragraph amended, 1955, 151; section revised, 1957, 713 § 1; first paragraph amended, 1964, 329 § 2; second paragraph revised, 1958, 279. (See 1945, 413 § 2; 1946, 114, 371, 436, 597; 1947, 64, 200; 1964, 329 § 3.)

SECT. 58C added, 1955, 195 (authorizing compensation for overtime service by fire fighters of cities and towns); revised, 1956, 206.

SECT. 58D added, 1965, 452 (providing for a forty-two hour work week for fire fighters).

SECT. 58E added, 1966, 272 (allowing certain municipal fire fighters to live outside the city or town in which they are employed).
SECT. 59, fifth paragraph revised, 1955, 150.
SECT. 59A amended, 1949, 77; first sentence revised, 1960, 14.
SECT. 59E added, under caption, 1939, 419 § 1 (providing for the ultimate abolition of reserve fire forces in certain cities and towns).
SECT. 65 revised, 1956, 95.
SECT. 66 revised, 1950, 121.
SECT. 69 revised, 1959, 91.
SECT. 70 repealed, 1950, 170.
SECT. 79 revised, 1948, 133; first sentence amended, 1951, 392.
SECT. 88 added, 1959, 367 (providing that a fire fighter in certain cities and towns shall not be required to perform the duties of a police officer); sentence added at end, 1962, 345.

Chapter 49. — Fences, Fence Viewers, Pounds and Field Drivers.

SECT. 6 revised, 1948, 550 § 3.
SECT. 10 amended, 1951, 143 § 2.
SECT. 26 revised, 1957, 233.
SECT. 29 amended, 1951, 143 § 1.
SECT. 36 revised, 1948, 550 § 4.
SECT. 42 repealed, 1963, 185.

Chapter 49A. — Use of Certain Animals for Scientific Investigation, Experiment or Instruction.

New chapter inserted, 1957, 298 § 1.

Chapter 50. — General Provisions relative to Primaries, Caucuses and Elections.

SECT. 1. "Ballot labels" defined, 1941, 511 § 1; "City election" defined, 1943, 453 § 6; "Official ballot" defined, 1941, 511 § 2; "Political committee" defined, 1943, 318 § 5; amended, 1954, 224; definition of "Political party" amended, 1951, 805 § 4; "State officer" defined, 1943, 453 § 7; "Town officer" defined, 1943, 453 § 8. (See 1951, 805 §§ 6, 7.)
SECT. 2 amended, 1932, 141 § 1; sentence added at end, 1938, 341 § 4.
SECT. 3A added, 1947, 37 (relative to the placing on nomination papers of acceptances of nominations); revised, 1953, 26.
SECT. 4, paragraph added at end, 1947, 30 § 2; revised, 1963, 113 § 1; amended, 1966, 16.
SECT. 6A added, 1948, 15 § 3 (providing for the filling of vacancies in certain elective offices in case of the retirement of an incumbent by reason of superannuation prior to the next regular election).
SECT. 7 and caption preceding section revised, 1965, 530 § 1.
SECT. 8 amended, 1943, 453 § 9.

Chapter 51. — Voters.

For legislation providing for a state wide verification of voting lists, see 1938, 427; repealed and superseded by 1939, 450; amended, 1943, 537; 1945, 127.

SECT. 1, first paragraph amended, 1943, 453 § 10; first sentence revised, 1962, 437 § 1; second sentence amended, 1954, 627 § 19; 1963, 160 § 3; third sentence revised, 1966, 109; four sentences added at end of first paragraph, 1961, 582 § 1; same four sentences stricken out, 1962, 437 § 2; paragraph added at end, 1932, 206; amended, 1960, 300. (See 1954, 627 §§ 65, 67.)

SECTS. 1A–1D added, 1961, 582 § 2 (relative to qualifications of certain absentee voters in presidential elections); stricken out and sections 1A and 1B inserted, 1962, 437 § 3.

SECT. 1A, first paragraph revised, 1965, 536; section revised, 1966, 367 § 1.

SECT. 1B repealed, 1966, 367 § 2.

SECT. 2 amended, 1933, 254 § 3; revised, 1945, 310; sentence added at end, 1962, 437 § 4; paragraph added, 1966, 666. (See 1933, 254 § 66.)

SECT. 3 amended, 1933, 254 § 4; revised, 1943, 453 § 11; sentence added at end, 1962, 437 § 5. (See 1933, 254 § 66.)

Heading before section 4 revised, 1943, 453 § 12.

SECT. 4 amended, 1933, 254 § 5; first paragraph revised, 1935, 345 § 1; amended, 1937, 1 § 1; revised, 1938, 186 § 1; section revised, 1938, 440 § 2; section amended, 1943, 453 § 13; last paragraph revised, 1947, 26; section amended, 1955, 67 § 1; second paragraph revised, 1963, 160 § 4. (See 1933, 254 §§ 65, 66; 1937, 226; 1938, 186 § 5; 440 § 23.)

SECT. 5 revised, 1938, 440 § 3; 1939, 188 § 1; repealed, 1963, 160 § 5. (See 1938, 440 § 23.)

SECT. 6 revised, 1938, 440 § 4; 1939, 188 § 2; next to last sentence revised, 1949, 196; last sentence stricken out, 1963, 160 § 5A. (See 1938, 440 § 23.)

SECT. 7 amended, 1933, 254 § 6; revised, 1935, 345 § 2; amended, 1938, 440 § 5; revised, 1939, 188 § 3; amended, 1955, 67 § 2; 1959, 137. (See 1933, 254 §§ 65, 66; 1938, 440 § 23.)

SECT. 8 amended, 1933, 254 § 7; 1937, 1 § 2; revised, 1938, 186 § 2, 440 § 6; second sentence amended, 1963, 160 § 6. (See 1933, 254 § 66; 1938, 186 § 5, 440 § 23.)

SECT. 9 amended, 1933, 254 § 8; revised, 1938, 440 § 7. (See 1933, 254 § 66; 1938, 440 § 23.)

SECT. 10 amended, 1938, 440 § 8; repealed, 1943, 453 § 14. (See 1938, 440 § 23.)

SECTS. 10A and 10B added, 1939, 369 § 1 (providing for the securing of information relative to persons residing at inns, lodging houses and public lodging houses); sections stricken out and new section 10A inserted, 1943, 320 § 1; revised, 1955, 176.

SECT. 11 revised, 1938, 440 § 9. (See 1938, 440 § 23.)

SECT. 12 revised, 1938, 440 § 10; first sentence revised, 1962, 437 § 6; sentence added at end, 1945, 715 § 1. (See 1938, 440 § 23.)

SECT. 13 repealed, 1943, 453 § 15.

SECT. 14A revised, 1938, 440 § 11. (See 1938, 440 § 23.)

SECT. 14B added, 1933, 254 § 9 (amending special acts relative to the listing of voters in certain municipalities so as to conform to the change in taxing date from April 1 to January 1); revised, 1938, 440 § 12; amended, 1943, 453 § 16. (See 1933, 254 §§ 65, 66; 1938, 440 § 23.)

SECT. 15 amended, 1959, 127 § 2.

SECT. 16 repealed, 1959, 127 § 1.

SECT. 16A added, 1955, 218 (authorizing the establishment of boards of

election commissioners and defining their powers and duties); amended, 1956, 723 § 1.

SECT. 18 amended, 1950, 142.

SECT. 19, first sentence revised, 1962, 260.

SECT. 20 revised, 1943, 453 § 17.

SECT. 22 amended, 1938, 280; revised, 1943, 453 § 18; amended, 1950, 172.

SECT. 22A added, 1945, 715 § 2 (providing for registration as voters of persons who are physically unable to apply in person); revised, 1946, 196 § 1.

SECT. 23 amended, 1943, 453 § 19; revised, 1945, 715 § 3.

SECT. 24 amended, 1950, 177.

SECT. 25 revised, 1961, 286.

SECT. 26 amended, 1932, 48 § 1; 1935, 37 § 1; 1938, 473 § 2; 1943, 453 § 20; revised, 1947, 34 § 1; first sentence stricken out and two sentences inserted, 1962, 437 § 7; first sentence revised, 1966, 236 § 1; sentence inserted before last sentence, 1948, 42; last sentence revised, 1962, 437 § 8.

SECT. 27 revised, 1932, 48 § 2; amended, 1935, 37 § 2; 1938, 473 § 3; amended, 1943, 109 § 1; revised, 1943, 453 § 21; 1947, 34 § 2.

SECT. 28 revised, 1947, 34 § 3.

SECT. 29 amended, 1947, 34 § 4; 1956, 134.

SECT. 29A amended, 1943, 109 § 2; revised, 1947, 34 § 5.

SECT. 29B added, 1938, 179 (providing for sessions of registrars of voters in all the wards of every city prior to each biennial state election); amended, 1943, 453 § 22; 1947, 34 § 6; first sentence stricken out and two sentences inserted, 1966, 236 § 2; sentence added at end, 1962, 437 § 9.

SECT. 30, first sentence amended, 1943, 453 § 23; section revised, 1947, 34 § 7; first two sentences stricken out and three sentences inserted, 1966, 236 § 3; sentence added at end, 1962, 437 § 10.

SECT. 31, sentence added, 1966, 236 § 4.

SECT. 32 amended, 1933, 254 § 10; sentence added at end, 1962, 437 § 11. (See 1933, 254 § 66.)

SECT. 33, paragraph added at end, 1945, 246; revised, 1946, 160; section revised, 1962, 437 § 12.

SECT. 34 amended, 1933, 254 § 11; sentence added at end, 1962, 437 § 13. (See 1933, 254 § 66.)

SECT. 35 revised, 1938, 440 § 13; amended, 1939, 451 § 10; sentence added at end, 1947, 244 § 1. (See 1938, 440 § 23.)

SECT. 36 amended, 1933, 254 § 12; 1943, 453 § 24; 1955, 67 § 3; 1962, 437 § 14. (See 1933, 254 § 66.)

SECT. 37 amended, 1933, 254 § 13; revised, 1938, 440 § 14; fourth sentence amended, 1939, 369 § 2; 1943, 320 § 2; last sentence stricken out, 1941, 328 § 2; section revised, 1943, 453 § 25; sentence added at end, 1962, 437 § 15. (See 1933, 254 § 66; 1938, 440 § 23.)

SECT. 38 revised, 1943, 453 § 26; sentence inserted after first sentence, 1966, 308; third sentence revised, 1962, 437 § 16.

SECT. 39 amended, 1938, 440 § 15. (See 1938, 440 § 23.)

SECT. 40, sentence inserted after second sentence, 1962, 437 § 17.

SECT. 41 revised, 1943, 453 § 27.

SECT. 41A added, 1941, 328 § 1 (ensuring that certain laws relative to registration of persons residing at inns and lodging houses are of general application); revised, 1943, 320 § 3.

SECT. 42 revised, 1945, 715 § 4; 1962, 437 § 18; paragraph added 1965, 477.

SECT. 42A added, 1945, 715 § 5 (relative to registration as voters of persons who are physically unable to apply in person); revised, 1946, 196 § 2; first paragraph amended, 1961, 130; 1962, 265.

SECT. 42B added, 1959, 332 (providing for registration sessions in certain factories and mills); sentence added at end, 1962, 437 § 19; section revised, 1963, 308.

SECT. 43 amended, 1933, 254 § 14; revised, 1938, 440 § 16. (See 1933, 254 § 66; 1938, 440 § 23.)

SECT. 44 amended, 1943, 453 § 28; revised, 1945, 715 § 6; first sentence revised, 1962, 437 § 20; seventh sentence revised, 1966, 13.

SECT. 45 revised, 1943, 108; 1945, 715 § 7; first sentence revised, 1962, 437 § 21.

SECT. 46 revised, 1945, 715 § 8; 1962, 437 § 22.

SECT. 47 revised, 1945, 715 § 9.

SECT. 48, first sentence revised, 1962, 437 § 23.

SECT. 49 revised, 1962, 437 § 24.

SECT. 50 amended, 1938, 440 § 17; 1945, 378; revised, 1962, 511 § 2; 1966, 283. (See 1938, 440 § 23; 1962, 511 § 5.)

SECT. 51 revised, 1962, 511 § 3; last two sentences revised, 1966, 123 § 1.

SECT. 54, paragraph added at end, 1946, 537 § 1. (See 1946, 537 § 12.)

SECT. 55 amended, 1933, 254 § 15; sentence added at end, 1936, 2 § 1; same sentence revised, 1938, 473 § 4; section amended, 1943, 453 § 29; 1950, 193; third and fourth sentences revised, 1949, 212; last sentence revised, 1946, 140 § 15; section revised, 1950, 255. (See 1933, 254 § 66.)

SECT. 57 amended, 1943, 453 § 30.

SECT. 58 revised, 1945, 253.

SECT. 58A added, 1962, 437 § 25 (relative to the preparation of lists of persons qualified to vote for electors of president and vice-president).

SECT. 59 revised, 1962, 437 § 26.

SECT. 60, first sentence revised, 1962, 437 § 27.

SECT. 61 amended, 1937, 21 § 1; paragraph inserted after first paragraph, 1962, 437 § 28.

SECT. 62 amended, 1943, 453 § 31.

SECT. 63 revised, 1943, 453 § 32.

Chapter 52. — Political Committees.

Chapter stricken out and new chapter inserted, 1938, 346 § 1. (See 1938, 346 §§ 3, 4.)

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

The following references are to chapter 52, as so inserted:

SECT. 1, first two paragraphs revised, 1948, 614 § 1; section revised, 1950, 280 § 1; amended, 1955, 138 § 1; first paragraph revised, 1961, 145. (See 1948, 614 §§ 8, 9.)

SECT. 1A added, 1948, 614 § 2 (relative to nominations of candidates for members of state political committees); repealed, 1950, 280 § 2. (See 1948, 614, §§ 8, 9.)

SECT. 2, first sentence amended, 1955, 138 § 2; sentence added at end, 1948, 23; section revised, 1958, 111.

SECT. 4 amended, 1955, 138 § 3.

SECT. 5, sentence added at end, 1963, 303.

SECT. 6 revised, 1957, 38.

SECT. 9 revised, 1941, 337 § 1; first sentence revised, 1953, 406 § 1.

Chapter 53. — Nominations, Questions to be submitted to the Voters, Primaries and Caucuses.

SECT. 1 amended, 1939, 371.

SECT. 2 amended, 1932, 310 § 4; last sentence revised, 1934, 32 § 1; section revised, 1938, 473 § 5; 1941, 337 § 2; first sentence amended, 1953, 406 § 2; revised, 1966, 407 § 1. (See 1937, 384, 435.)

SECT. 3 revised, 1936, 116 § 1; amended, 1937, 45 § 1; revised, 1943, 334 § 1; first sentence revised, 1965, 584 § 1; sentence inserted after first sentence, 1963, 287; sentence added at end, 1945, 55.

SECT. 5, first paragraph amended, 1954, 31; 1966, 56 § 1; paragraph added at end, 1947, 141; revised, 1955, 288 § 1.

SECT. 6 amended, 1936, 101; revised, 1939, 191; 1941, 266; amended, 1943, 50; revised, 1943, 334 § 2; third sentence revised, 1960, 224.

SECT. 7 amended, 1933, 254 § 16; sentence inserted, 1936, 2 § 2; section revised, 1936, 4 § 1; amended, 1937, 25 § 1; 1938, 341 § 5; first and second sentences revised, 1943, 334 § 3; last three sentences revised, 1954, 183 § 2; 1963, 210. (See 1933, 254 § 66.)

SECT. 7A added, 1943, 229 § 2 (relative to the certification of nomination petitions for preliminary elections in cities).

SECT. 8, first paragraph amended, 1932, 135 § 4; section amended, 1933, 35 § 1; first sentence amended, 1938, 473 § 6; section revised, 1943, 334 § 4; first paragraph amended, 1955, 288 § 2; 1957, 14; revised, 1957, 278 § 1; second paragraph amended, 1951, 805 § 5; 1963, 307. (See 1951, 805 §§ 6, 7.)

SECT. 9 revised, 1961, 390.

SECT. 9A added, 1962, 249 § 1 (regulating the issuance of nomination papers for use in city and town primaries and elections, and limiting the number of such papers obtainable); amended, 1964, 175.

SECT. 10, first paragraph amended, 1934, 111; revised, 1937, 45 § 2; amended, 1938, 373 § 4; 1946, 20 § 2; revised, 1963, 236 § 1; second paragraph revised, 1933, 313 § 2; 1941, 278; amended, 1941, 472 § 4; first two sentences stricken out and one sentence inserted, 1954, 114; 1943, 229 § 3; third paragraph revised, 1937, 77 § 2; amended, 1943, 334 § 5; revised, 1947, 74; paragraph inserted after third paragraph, 1948, 63.

SECT. 11, sentence added at end, 1933, 313 § 3; revised, 1937, 77 § 3; section revised, 1937, 212 § 1; amended, 1943, 334 § 6; second sentence revised, 1956, 135.

SECT. 12 revised, 1937, 212 § 2; first paragraph amended, 1943, 334 § 7; paragraph added at end, 1939, 166.

SECT. 12A added, 1933, 305 (to prevent certain fraudulent nominations).

SECT. 13, sentence added at end, 1933, 313 § 4; section amended, 1937, 26, 77 § 4; revised, 1955, 221.

SECT. 14, sentence inserted after third sentence, 1943, 334 § 8.

SECT. 15 amended, 1943, 334 § 9.

SECT. 17 amended, 1943, 334 § 10; two sentences added at end, 1962, 249 § 2.

SECT. 17A added, under the heading "ENDORSEMENT FOR NOMINATION OF MEMBERS OF STATE POLITICAL COMMITTEES BY CONVENTIONS", 1938, 397; second paragraph amended, 1945, 237 § 1; fifth paragraph amended, 1945, 20; last paragraph stricken out, 1964, 76 § 1.

SECT. 18 revised, 1934, 282.

SECT. 20 revised, 1943, 334 § 11.

SECT. 21 amended, 1945, 237 § 2.

SECT. 22A amended, 1932, 80; 1938, 192; 1943, 51; 1948, 596.

SECT. 22B added, 1938, 191 (requiring persons circulating initiative and referendum petitions to attest the validity of signatures thereto under the penalties of perjury); amended, 1961, 344.

SECT. 24. See 1937, 275.

SECT. 26 amended, 1943, 334 § 12; paragraph added at end, 1945, 51.

SECT. 28 amended, 1932, 310 § 5; revised, 1933, 313 § 5; amended, 1934, 32 § 2; revised, 1938, 473 § 7; first paragraph amended, 1946, 20 § 3. (See 1937, 384, 435.) Temporarily affected, 1958, 73.

SECT. 32 amended, 1932, 310 § 6; 1938, 473 § 8. (See 1937, 384, 435.)

SECT. 33, sentence added at end, 1941, 511 § 3.

SECT. 34 revised, 1932, 310 § 7; first paragraph revised, 1938, 436 § 1; fourth paragraph revised, 1937, 22; section revised, 1938, 473 § 9; second and third paragraphs revised, 1941, 337 § 3; fifth paragraph revised, 1941, 352; amended, 1943, 334 § 13; section revised, 1953, 406 § 3; second paragraph revised, 1954, 225; 1958, 289; 1960, 216; 1962, 758; third paragraph revised, 1964, 76 § 2; seventh paragraph revised, 1961, 261; 1962, 272; amended, 1964, 55 § 1. (See 1937, 384, 435.)

SECT. 35 amended, 1932, 310 § 8; 1938, 473 § 10; amended, 1941, 337 § 4. (See 1937, 384, 435.)

SECT. 35A added, 1943, 301 (relative to pasters or stickers for use at primaries).

SECT. 35B added, 1965, 584 § 2 (providing that city or town clerks notify persons nominated by pasters or write-ins of the necessity of complying with certain laws).

SECT. 36 amended, 1941, 511 § 4.

SECT. 37 revised, 1943, 334 § 14; sentence added at end, 1949, 194; revised, 1957, 26.

SECT. 38 amended, 1938, 299; 1943, 334 § 15; 1945, 237 § 3; revised, 1959, 74; first sentence stricken out and two sentences inserted, 1963, 113 § 2.

SECT. 38A added, 1962, 375 (providing for a biennial count of the enrolled and unenrolled voters of the commonwealth).

SECT. 39A added, 1961, 109 (regulating the counting of votes for members of ward and town committees); repealed, 1966, 176 § 1.

SECT. 40 revised, 1932, 30.

SECT. 40A added, 1943, 334 § 16 (requiring petitions for recounts at primaries of a political party to be signed by enrolled voters thereof).

SECT. 41 revised, 1932, 310 § 9; section and title preceding it stricken out and new section inserted under the heading "PROVISIONS APPLYING TO STATE PRIMARIES", 1938, 473 § 11; section revised, 1941, 337 § 5. (See 1937, 384, 435.)

SECT. 42 amended, 1932, 310 § 10; 1937, 24 § 2; revised, 1938, 373 § 1; 1953, 406 § 4. (See 1937, 384, 435.)

SECT. 43 amended, 1932, 310 § 11; 1937, 201; 1949, 109 § 1. (See 1937, 384, 435.)

SECT. 44 revised, 1932, 310 § 12; amended, 1935, 38; revised, 1938, 373 § 2, 473 § 12; amended, 1941, 337 § 6; revised, 1952, 221; 1953, 406 § 5; last sentence stricken out and two sentences inserted, 1954, 183 § 1; third sentence revised, 1955, 249; section revised, 1964, 260; second sentence revised, 1966, 56 § 2; third sentence amended, 1966, 335 § 1. (See 1937, 384, 435.)

SECT. 45 amended, 1932, 310 § 13; first paragraph amended, 1936, 22; 1938, 84; section revised, 1938, 473 § 13; amended, 1941, 337 § 7; first paragraph amended, 1947, 338 § 1; third paragraph revised, 1966, 176 § 2; paragraph added at end, 1946, 537 § 2. (See 1937, 384, 435; 1946, 537 § 12.)

SECT. 46 amended, 1936, 4 § 2; revised, 1937, 25 § 2; amended, 1941, 337 § 8.

SECT. 47 amended, 1932, 310 § 14; 1938, 473 § 14. (See 1937, 384, 435.)

SECT. 48 amended, 1932, 310 § 15; first paragraph revised, 1938, 373 § 3; paragraph added at end, 1938, 272; same paragraph amended, 1941, 563; paragraph added at end, 1941, 675; section amended, 1943, 53; first paragraph amended, 1946, 20 § 4; section revised, 1951, 332; first paragraph revised, 1953, 406 § 6; 1963, 236 § 2; amended, 1963, 284; second paragraph amended, 1964, 254; paragraph added, 1966, 66. (See 1937, 384, 435.)

SECT. 48A added, 1956, 232 (relative to the nomination of certain candidates at state primaries).

SECT. 49 revised, 1932, 310 § 16; 1938, 473 § 15. (See 1937, 384, 435.)

SECT. 51 amended, 1932, 310 § 17; 1938, 473 § 16; revised, 1960, 434 § 2. (See 1937, 384, 435.)

SECT. 52 amended, 1932, 310 § 18; revised, 1938, 473 § 17; amended, 1941, 337 § 9; revised, 1948, 614 § 3; 1950, 280 § 3; sentence added, 1965, 584 § 2A. (See 1937, 384, 435; 1948, 614 §§ 8, 9.)

SECT. 53 revised, 1932, 310 § 19; 1938, 473 § 18; amended, 1941, 337 § 10; 1948, 614 § 4; 1950, 280 § 4. (See 1937, 384, 435; 1948, 614 §§ 8, 9.)

SECT. 53A amended, 1932, 310 § 20; revised, 1938, 473 § 19. (See 1937, 384, 435.)

SECT. 54 revised and heading inserted preceding said section, 1932, 310 § 21; two sentences added, 1935, 482 § 1; section amended, 1936, 11 § 1; 1937, 24 § 3; section (and heading) revised, 1938, 346 § 2; section amended, 1941, 337 § 11; section revised, under new heading, 1953, 406 § 7; section amended, 1955, 138 § 4; first sentence revised, 1957, 278 § 2; stricken out and two sentences inserted, 1958, 230; first sentence amended, 1959, 553; section revised, 1960, 83; first sentence revised, 1966, 29; third, fourth and fifth sentences revised, 1964, 399; seventh sentence stricken out and three sentences inserted, 1966, 141. (See 1936, 11 §§ 2, 3; 1937, 384, 435; 1938, 346 §§ 3, 4.)

SECTS. 54A and 54B added, 1932, 310 § 22 (relative to proceedings at pre-primary conventions, to the form of certificates of nomination of candidates thereat, and to the acceptance of such nominations); repealed, 1938, 473 § 20. (See 1937, 384, 435.)

SECTS. 54C and 54D added, 1953, 406 § 8 (relative to the certification and seating of candidates and delegates at state conventions).

SECT. 54C, first paragraph amended, 1966, 56 § 3.

SECT. 55, paragraph added at end, 1936, 116 § 2.

SECT. 56 amended, 1943, 334 § 17.

SECT. 57 amended, 1937, 410; 1945, 237 § 4.

SECT. 58, sentence added at end, 1962, 249 § 3.

SECT. 59, fifth sentence stricken out and two sentences inserted, 1962, 269 § 1.

SECT. 60 revised, 1962, 269 § 2.

SECT. 61 amended, 1936, 140; 1937, 411; 1941, 272.

SECT. 62 revised, 1966, 12.

SECTS. 65–70 (and caption) repealed, 1932, 310 § 23. (See 1937, 384, 435; 1938, 473 § 21.)

SECTS. 70A–70H added, under heading "PROVISIONS APPLYING TO PRESIDENTIAL PRIMARIES," 1938, 473 § 21.

SECT. 70B amended, 1941, 337 § 12; revised, 1966, 407 § 2.

SECT. 70D, fourth sentence stricken out and two sentences inserted, 1947, 338 § 2; section revised, 1948, 614 § 5; 1950, 280 § 5; first sentence stricken out and two sentences inserted, 1966, 407 § 3; second and third sentences (as appearing in 1950, 280 § 5) revised, 1957, 299; fourth sentence revised, 1956, 74 § 1; sentence inserted after fourth sentence, 1964, 76 § 3. (See 1948, 614 §§ 8, 9; 1956, 74 § 2.)

SECT. 70E, sentence inserted before last sentence, 1947, 31; four paragraphs added at end, 1951, 764; section revised, 1966, 407 § 4.

SECT. 70F amended, 1939, 452 § 11; revised, 1948, 614 § 6; 1950, 280 § 6; 1966, 407 § 5. (See 1948, 614 §§ 8, 9.)

SECT. 70G, first sentence revised, 1966, 407 § 6; second paragraph, as appearing in 1938, 473 § 21, amended, 1948, 614 § 7; 1950, 280 § 7; two paragraphs inserted after first paragraph, 1953, 406 § 9. (See 1948, 614 §§ 8, 9.)

SECTS. 70I–70K added, 1966, 407 § 7 (relative to presidential primaries).

SECT. 71. See 1937, 275.

SECT. 72A added, 1933, 313 § 6 (relative to caucuses before regular city elections in cities having absent voting); revised, 1937, 77 § 5; 1945, 1.

SECT. 76, paragraph added at end, 1946, 537 § 3. (See 1946, 537 § 12.)

SECT. 87, paragraph added at end, 1946, 537 § 4. (See 1946, 537 § 12.)

SECT. 112 amended, 1935, 59 § 2.

SECT. 117 amended, 1932, 141 § 2.

SECT. 121 added, 1932, 141 § 3 (authorizing the nomination by caucuses other than those of political or municipal parties of two candidates for each town office); revised, 1936, 204.

Chapter 54. — Elections.

For legislation relative to absent voting by members of the armed forces during time of war, see 1948, 531.

SECT. 1 revised, 1965, 424.

SECT. 2 amended, 1943, 411 § 1.

SECT. 4 revised, 1935, 482 § 2; amended, 1936, 185; revised, 1937, 412.

SECT. 5 revised, 1943, 209 § 1.

SECT. 6 revised, 1943, 411 § 2.

SECT. 7 revised, 1943, 411 § 3; amended, 1947, 267 § 1.

SECT. 7A added, 1947, 267 § 3 (authorizing the division of precincts in certain towns for the sole purpose of facilitating voting therein).

SECT. 9A added, 1937, 267 § 1 (relative to the use of precincts in certain towns in the formation of representative districts); revised, 1947, 267 § 2; 1966, 282.

SECT. 11 amended, 1932, 76 § 1; 1934, 158 § 1; 1937, 27; 1938, 341 § 6; revised, 1941, 432 § 1; first sentence amended, 1964, 186; two sentences inserted after first sentence, 1962, 437 § 29.

SECT. 11A added, 1932, 76 § 2 (dispensing with the appointment of deputy election officers in certain cities).

SECT. 11B added, 1941, 432 § 2 (relative to the appointment of election officers in certain cities); revised, 1943, 230.

SECT. 12 amended, 1934, 158 § 2; revised, 1945, 363; first paragraph revised, 1960, 431 § 1; first two paragraphs revised, 1962, 266; first paragraph amended, 1962, 437 § 30.

SECT. 13 amended, 1934, 158 § 3; 1943, 411 § 4; fourth sentence revised, 1962, 437 § 31.

SECT. 14 amended, 1943, 411 § 5.

SECT. 15, sentence added at end, 1961, 335.

SECT. 16, paragraph added at end, 1962, 437 § 32.

SECT. 16A added, 1943, 411 § 6 (relative to the temporary filling of vacancies in the offices of election officers); amended, 1960, 431 § 2.

SECT. 17 amended, 1960, 431 § 3.

SECT. 18 repealed, 1960, 431 § 4.

SECT. 19 amended, 1934, 158 § 4; repealed, 1960, 431 § 4.

SECT. 21 amended, 1934, 158 § 5; repealed, 1960, 431 § 4.

SECT. 22 amended, 1943, 411 § 7.

SECT. 23, first paragraph amended, 1943, 411 § 8; 1962, 437 § 33; 1966, 107; paragraph added at end, 1946, 537 § 5. (See 1946, 537 § 12.)

SECT. 24, sentence inserted after first sentence, 1962, 437 § 34; last sentence stricken out and two new sentences inserted, 1943, 209 § 2; last sentence amended, 1966, 118.

SECT. 25 revised, 1943, 411 § 9.

SECT. 26 amended, 1938, 281 § 1; 1943, 240; revised, 1963, 624 § 1.

SECT. 27, paragraph added at end, 1946, 537 § 6. (See 1946, 537 § 12.)

SECT. 30 amended, 1943, 310 § 1; revised, 1962, 437 § 35.

SECT. 30A added, 1943, 310 § 2 (relative to election officers in places where voting machines are used); revised, 1947, 255 § 1.

SECT. 31, paragraph added at end, 1943, 310 § 3.

SECT. 33, last sentence stricken out, and paragraph inserted at end, 1935, 238 § 1; last sentence of same paragraph revised, 1951, 709 § 1; paragraph added at end, 1951, 709 § 2.

SECTS. 33A–33D added, 1943, 310 § 4 (relative to the use of voting machines at primaries and elections).

SECT. 33B, third sentence revised, 1964, 72 § 1.

SECT. 34 revised, 1936, 205 § 1; second paragraph stricken out, 1938, 281 § 2; section amended, 1945, 84; sentence inserted after first sentence, 1962, 437 § 36; last sentence amended, 1962, 376.

SECT. 35 revised, 1943, 310 § 5.

SECTS. 35A and 35B added, 1938, 281 § 3 (relative to voting by challenged voters at polling places where voting machines are used and to the counting of votes where such machines are used).

SECT. 35A, sentence added at end, 1941, 511 § 5; section amended, 1945, 62; first sentence revised, 1963, 374 § 1; 1966, 123 § 2.

SECT. 35B, second sentence of second paragraph revised, 1941, 511 § 6; second paragraph revised, 1943, 310 § 6; sentence inserted after fifth sentence, 1963, 184 § 2; eighth sentence (as appearing in 1943, 310 § 6) amended, 1963, 374 § 2; revised, 1966, 123 § 3; third paragraph amended, 1941, 511 § 7.

SECT. 38 revised, 1936, 205 § 2.

SECT. 41, first paragraph revised, 1962, 437 § 37; second paragraph amended, 1965, 584 § 3; third paragraph amended, 1933, 35 § 2; 1938, 190; second sentence of same paragraph revised, 1938, 436 § 2; same para-

graph amended, 1946, 78; 1955, 256; last paragraph stricken out and three paragraphs inserted, 1943, 411 § 11; sentence added at end, 1952, 128; same sentence revised, 1953, 1; 1954, 127.

SECT. 42 amended, 1932, 135 § 5; first paragraph amended, 1935, 238 § 2; same paragraph revised and paragraph inserted, 1941, 292; first two paragraphs revised, 1948, 272; second paragraph amended, 1953, 212, 432; 1964, 55 § 2; 1965, 584 § 4; last paragraph amended, 1943, 411 § 12; last sentence revised, 1962, 437 § 38.

SECT. 42A added, 1947, 138 § 1 (relative to questions appearing upon ballots at state and municipal elections).

SECT. 43 revised, 1932, 135 § 1.

SECT. 43A added, 1957, 126 § 1 (placing the office of United States senator ahead of state constitutional officers on ballots, ballot labels and voting machines at state elections and primaries); first paragraph revised, 1959, 298; 1962, 358.

SECT. 44 amended, 1943, 411 § 13; third and fourth sentences stricken out and sentence inserted, 1957, 126 § 2.

SECT. 45, first sentence revised, 1943, 281 § 1; paragraph added at end, 1943, 281 § 2.

SECT. 48 amended, 1943, 290.

SECT. 49 amended, 1943, 411 § 14; sentence added at end, 1962, 437 § 39.

SECT. 53 amended, 1945, 64; first sentence revised, 1962, 437 § 40.

SECT. 58A added, 1956, 180 (relative to the form of question to be used in placing provisions of the general laws on the ballot for acceptance by the voters of cities and towns); paragraph added at end, 1959, 43; 1964, 256.

SECT. 60, last sentence amended, 1938, 281 § 6.

SECT. 62 amended, 1935, 257 § 5. (See 1935, 257 § 12.)

SECT. 64, third paragraph revised, 1949, 109 § 2; last paragraph amended, 1934, 39 § 5.

SECT. 65 revised, 1933, 289 § 1; amended, 1943, 411 § 15; second sentence stricken out and two sentences inserted, 1952, 129; same sentence stricken out and one sentence inserted, 1955, 266; paragraph inserted after first paragraph, 1951, 257; paragraph added at end, 1946, 537 § 7; section revised, 1957, 54. (See 1946, 537 § 12.)

SECT. 66 revised, 1961, 147; third sentence revised, 1962, 437 § 41.

SECT. 67 revised, 1964, 72 § 2.

SECT. 68, paragraph added at end, 1946, 537 § 8. (See 1946, 537 § 12.)

SECT. 69 amended, 1947, 255 § 2.

SECT. 70 revised, 1943, 411 § 16; amended, 1947, 255 § 3.

SECT. 71. See 1937, 275.

SECT. 71A added, 1943, 411 § 17 (requiring that election officers in cities and in certain towns be supervised by the city or town clerk); amended, 1961, 288.

SECT. 73, paragraph added at end, 1946, 537 § 9. (See 1946, 537 § 12.)

SECT. 75 amended, 1943, 411 § 18.

SECT. 76 revised, 1943, 411 § 19; second sentence revised, 1964, 72 § 3; sentence inserted after second sentence, 1966, 436.

SECT. 76A added, 1943, 411 § 20 (requiring a person applying to vote to write his name upon request of any election officer); amended, 1965, 283 § 1.

SECT. 78 revised, 1932, 135 § 2.

SECT. 79 amended, 1943, 411 § 21; 1965, 283 § 2.

SECT. 80 revised, 1958, 194; sentence added, 1966, 134.

SECT. 83, first sentence revised, 1964, 72 § 4; fourth sentence stricken out, 1964, 72 § 5.

SECT. 85, paragraph inserted after first paragraph, 1962, 437 § 42.

SECT. 85A added, 1937, 275 § 1 (relative to the challenging of voters at polling places at certain elections, primaries and caucuses). (See 1937, 275 § 2.)

SECT. 86 revised, 1945, 466 § 1; amended, 1950, 21; 1951, 153 § 1; revised, 1954, 101; 1959, 178 § 1; 1961, 213 § 1.

SECT. 87, subsection (*a*) revised, 1945, 52; subsection (*b*) revised, 1936, 404 § 1; amended, 1961, 212; 1945, 466 § 2; 1951, 153 § 2; 1959, 178 § 2; 1961, 213 § 2; paragraph added at end, 1948, 477 § 1; subsection (*b*) revised, 1966, 368 § 1; subsection (*c*) revised, 1936, 404 § 2; amended, 1937, 162 § 2; 1941, 279 § 2; 1944, 1 § 9; 1945, 231 §§ 1, 2, 466, § 3; 1960, 685 § 1; 1962, 267 § 1; 1961, 209; 1962; 267 § 2; revised, 1966, 368 § 1; subsection (*d*) revised, 1941, 333; subsection (*e*) revised, 1946, 140 § 13; subsection (*f*) added, 1965, 592.

SECT. 89 revised, 1936, 404 § 3; second sentence amended, 1965, 329 § 1; 1966, 368 § 2; sentence inserted after second sentence, 1960, 16; 1963, 111; sentence added at end, 1963, 374 § 3.

SECT. 90 repealed, 1946, 140 § 14.

SECT. 91, first sentence amended, 1965, 329 § 2; second sentence revised, 1963, 374 § 4; last sentence revised, 1963, 374 § 5; two sentences added, 1966, 123 § 4.

SECT. 92 revised, 1936, 404 § 4; amended, 1937, 162 § 1; 1941, 279 § 1; revised, 1945, 466 § 4; second sentence revised, 1960, 685 § 2; first paragraph revised, 1961, 242 § 1; last paragraph revised, 1961, 133; section revised, 1966, 368 § 3.

SECT. 93 revised, 1936, 404 § 5; amended, 1941, 722 § 8.

SECT. 94 amended, 1952, 39 § 1; revised, 1954, 102; 1956, 67; 1963, 374 § 6; 1966, 123 § 5.

SECT. 95 revised, 1936, 404 § 6; amended, 1945, 466 § 5; first sentence amended, 1952, 39 § 2; revised, 1959, 70; section revised, 1960, 685 § 3; 1963, 374 § 7; third sentence amended, 1963, 624 § 2; section revised, 1966, 123 § 6.

SECT. 96 amended, 1936, 404 § 7; 1963, 374 § 8; 1966, 123 § 7.

SECT. 98 amended, 1945, 466 § 6; revised, 1961, 242 § 2; amended, 1965, 283 § 3.

SECT. 100 revised, 1936, 404 § 8; 1963, 374 § 9; 1966, 123 § 8.

SECT. 103A added, 1933, 313 § 1 (providing for absent voting at regular city elections); affected, 1936, 404 § 9; revised, 1937, 77 § 1; first paragraph amended, 1939, 152; revised, 1948, 477 § 2; paragraph added at end, 1946, 118.

SECTS. 103B–103Q added, under caption ABSENT VOTING FOR FEDERAL SERVICE PERSONNEL, 1962, 511 § 1. (See 1962, 511 § 5.)

SECT. 103M amended, 1963, 374 § 10; revised, 1966, 123 § 9.

SECT. 104 amended, 1934, 39 § 6.

SECT. 105, first paragraph amended, 1952, 39 § 3; 1959, 133; revised, 1959, 155 § 1; second and third sentences revised, 1962, 437 § 43; third sentence amended, 1965, 242; fifth sentence stricken out, 1961, 304; seventh sentence revised, 1963, 374 § 11; stricken out, 1966, 123 § 10; second paragraph revised, 1947, 95; 1962, 437 § 44; 1963, 374 § 12; 1966,

123 § 11; paragraph inserted after second paragraph, 1964, 719 § 1; fourth paragraph amended, 1938, 341 § 7; stricken out, 1960, 434 § 1.

SECT. 107 revised, 1943, 411 § 22; amended, 1946, 93; third sentence revised, 1962, 437 § 45; amended, 1965, 412 § 1; fifth sentence amended, 1965, 412 § 2.

SECT. 108 revised, 1963, 374 § 13; 1966, 123 § 12.

SECT. 109 amended, 1943, 411 § 23; 1962, 343.

SECT. 110A added, 1964, 719 § 2 (relative to central tabulation facilities for state elections and the returns transmitted thereto).

SECT. 112 amended, 1935, 257 § 6; 1939, 31 § 3; first sentence revised, 1946, 130 § 2. (See 1935, 257 § 12.)

SECT. 115, second sentence revised, 1952, 207.

SECT. 116, first sentence revised, 1946, 130 § 3.

SECT. 122 amended, 1935, 257 § 7. (See 1935, 257 § 12.)

SECTS. 124–128 repealed, 1946, 130 § 4.

SECT. 132 amended, 1932, 33; first sentence stricken out and three sentences inserted, 1963, 374 § 14; first sentence revised, 1966, 123 § 13; sentence added at end, 1962, 437 § 46.

SECT. 133 amended, 1937, 21 § 2.

SECT. 134 amended, 1943, 411 § 24.

SECT. 135, first paragraph amended, 1933, 254 § 17; section revised, 1933, 270; first paragraph revised, 1935, 59 § 1; 1938, 250 § 1; 1941, 236; third paragraph revised, 1937, 303; same paragraph amended, 1941, 350; last paragraph revised, 1938, 250 § 2; paragraph inserted after first paragraph, 1938, 281 § 4; section revised, 1943, 417; paragraph inserted after first paragraph, 1945, 149; first paragraph stricken out and three paragraphs inserted, 1945, 315; first paragraph revised, 1961, 263; 1962, 264; second paragraph amended; 1957, 45; revised, 1963, 234; amended, 1966, 123 § 14; third paragraph amended, 1963, 627 § 1; third paragraph (as appearing in 1943, 417) revised, 1947, 353 § 1; fourth paragraph (as so appearing) amended, 1963, 627 § 2; fifth paragraph (as so appearing) amended, 1959, 155 § 2; revised, 1966, 123 § 15; seventh paragraph (as so appearing) revised, 1947, 353 § 2. (See 1933, 254 § 66.)

SECT. 135A added, 1938, 281 § 5 (relative to the recounting of votes where voting machines are used); amended, 1943, 411 § 25; sentence inserted after first sentence, 1949, 188; 1945, 142.

SECT. 137 amended, 1935, 55.

SECT. 138, last paragraph amended, 1937, 23 § 1.

SECT. 139 amended, 1943, 49.

SECT. 141 amended, 1939, 508 § 16; first paragraph stricken out, 1946, 130 § 5; second paragraph amended, 1945, 38 § 7; 1946, 20 § 1.

SECT. 144 revised, 1935, 257 § 8; first paragraph amended, 1939, 31 § 4. (See 1935, 257 § 12.)

SECT. 146 amended, 1935, 257 § 9. (See 1935, 257 § 12.)

SECT. 148 amended, 1937, 23 § 2.

SECT. 151 amended, 1932, 135 § 3.

SECT. 158 amended, 1935, 257 § 10; first paragraph revised, 1939, 31 § 5. (See 1935, 257 § 12.)

SECT. 161 (except last paragraph) amended, 1934, 265; paragraph added at end, 1946, 594. (See 1939, 467.)

Chapter 54A. — Election of City and Town Officers by Proportional Representation and Preferential Voting.

New chapter inserted, 1937, 345.

Chapter inserted by 1937, 345 stricken out and new chapter inserted, 1938, 341 § 1.

The following references are to chapter 54A, as so inserted:

SECT. 1 amended, 1941, 345.

SECT. 2, paragraph added at end, 1938, 378 § 17; section revised, 1941, 640 § 6. (See 1941, 640 § 7.)

SECT. 8 revised, 1960, 166.

SECT. 9, paragraph (*t*) added, 1950, 28.

Chapter 55. — Disclosure of Campaign Expenditures and Contributions and Election Inquests (former title, Corrupt Practices and Election Inquests).

Chapter stricken out and new chapter 55 inserted, 1946, 537 § 10. (See 1946, 537 § 12.)

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

New title inserted, 1962, 444 § 1.

The following references are to chapter 55, as so inserted:

SECT. 1 revised, 1962, 444 § 2.

SECT. 3 revised, 1962, 444 § 3.

SECT. 4, first sentence stricken out and three sentences inserted, 1954, 287; sentence inserted after first sentence, 1962, 444 § 4.

SECT. 6, first sentence revised, 1962, 518; third and fourth sentences stricken out and six sentences inserted, 1962, 444 § 5.

SECT. 8 revised, 1962, 444 § 6.

SECT. 11, first paragraph revised, 1954, 644.

SECT. 13, paragraph inserted after first paragraph, 1954, 530.

SECT. 16 amended, 1954, 272; revised, 1962, 444 § 7.

SECT. 17 revised, 1962, 444 § 8.

SECT. 19 amended, 1962, 444 § 9.

SECT. 20, first sentence revised, 1954, 223; section revised, 1962, 444 § 10.

SECT. 21 revised, 1962, 444 § 11.

SECT. 22 amended, 1962, 444 § 12.

SECT. 27 amended, 1962, 444 § 13.

SECT. 29 amended, 1956, 230.

SECT. 30 amended, 1955, 131 § 1.

SECT. 31 amended, 1955, 131 § 2.

SECT. 32 amended, 1955, 131 § 3.

SECT. 33 amended, 1955, 131 § 4.

SECT. 34 amended, 1955, 131 § 5.

SECT. 35 amended, 1955, 131 § 6.

Chapter 56. — Violations of Election Laws.

Chapter stricken out and new chapter 56 inserted, 1946, 537 § 11. (See 1946, 537 § 12.)

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

The following references are to chapter 56, as so inserted:

SECT. 20 repealed, 1965, 530 § 2.

SECT. 27A added, 1964, 266 (providing a penalty for the unlawful distribution of absent voter ballots).

SECT. 41, first paragraph revised, 1950, 88.

SECT. 41A added, 1950, 91 (relative to the unauthorized use of persons' names in political advertising); revised, 1964, 147 § 1.

SECT. 42 revised, 1964, 147 § 2.

SECT. 43A added, 1951, 104 (regulating use of the word "Veteran" by candidates for public office).

SECT. 44A added, 1949, 238 (prohibiting the distribution of certain lists of candidates for state office unless the name of the person responsible therefor appears thereon).

Chapter 57. — Congressional, Councillor and Senatorial Districts, and Apportionment of Representatives.

SECT. 1 revised, 1941, 556; 1962, 315 § 1.

SECT. 2 revised, 1939, 507 § 1; 1948, 250 § 1; 1960, 432 § 1; amended, 1965, 127 § 1. (See 1948, 250 §§ 3, 4; 1960, 432 §§ 3, 4.)

SECT. 3 revised, 1939, 507 § 2; 1948, 250 § 2; 1960, 432 § 2; amended, 1965, 127 § 2. (See 1948, 250 §§ 3, 4; 1960, 432 §§ 3, 4.)

SECT. 4 revised, 1939, 467 § 1; 1947, 182 § 1; 1963, 666 § 1. (See 1939, 467 §§ 2, 3, 4; 1947, 182 §§ 2, 3, 4; 1963, 666 §§ 2, 3, 4.)

SECT. 5. See 1939, 467.

Chapter 58. — General Provisions relative to Taxation.

For legislation relative to the collection of certain taxes and other charges due the commonwealth, see 1932, 309; 1933, 369; 1934, 386; 1935, 498; 1936, 440; 1937, 444; 1938, 503; 1939, 516; 1941, 731; 1943, 568; 1945, 325, 712; 1946, 615.

SECT. 1, first sentence revised, 1943, 428 § 2; fifth sentence amended, 1932, 180 § 9; same sentence revised, 1937, 108 § 2.

SECT. 2 amended, 1933, 254 § 18; paragraph added at end, 1941, 726 § 2; same paragraph revised, 1953, 654 § 5; section revised, 1958, 490 § 1; second paragraph revised, 1965, 696 § 1. (See 1933, 254 § 66; 1958, 490 § 3; 1965, 696 § 2.)

SECT. 3 amended, 1933, 254 § 19; paragraph added at end, 1963, 660 § 5. (See 1933, 254 § 66; 1963, 660 § 9.)

SECTS. 7A–7E added, under caption, 1955, 649 (relative to assessment systems in cities and towns).

SECT. 7A, first sentence revised, 1961, 165.

SECT. 8 revised, 1935, 322 § 1; 1945, 351 § 2; amended, 1953, 654 § 6.

SECT. 8A added, 1951, 500 (relative to reimbursement of municipalities for loss of taxes through abatements to paraplegic veterans); revised, 1957, 687.

SECT. 9 revised, 1939, 346; 1941, 112; amended, 1953, 654 § 7.

SECT. 10 amended, 1934, 323 § 9; 1951, 641 § 3; revised, 1953, 654 § 8; 1963, 660 § 6. (See 1934, 323 § 11; 1951, 641 §§ 18, 19; 1963, 660 § 9.)

SECTS. 9 and 10 stricken out and sections 9, 10, 10A, 10B and 10C inserted, 1966, 14 § 43.

SECT. 11 amended, 1939, 451 § 14; repealed, 1941, 609 § 1.

SECT. 12 amended, 1941, 490 § 13; repealed, 1941, 609 § 1.

SECT. 13 amended, 1933, 254 § 20; 1945, 564; 1953, 654 § 9; revised, 1955, 467; first sentence revised, 1956, 701 § 1; amended, 1960, 593 § 1. (See 1933, 254 § 66; 1956, 701 § 2; 1960, 593 § 2.)

SECT. 14 amended, 1939, 451 § 15; 1953, 654 § 10.

SECT. 15 amended, 1933, 254 § 21; revised, 1941, 490 § 14; amended, 1953, 654 § 11. (See 1933, 254 § 66.)

SECT. 15A added, 1956, 701 § 1A (providing that certain land exempt from local taxation at the time of its acquisition by the commonwealth shall not be included in any determination of valuation for purposes of reimbursement); revised, 1963, 584 § 3. (See 1956, 701 § 2.)

SECT. 17A amended, 1939, 451 § 26; 1953, 654 § 12.

SECT. 17B added, 1945, 592 § 1 (relative to payments by the commonwealth to certain towns in reimbursement for loss of taxes by reason of property taken for flood control); amended, 1953, 654 § 13; revised, 1959, 412 § 1; 1961, 468 § 1. (See 1945, 592 § 2; 1959, 412 § 2; 1961, 468 § 2.)

SECT. 18 revised, 1933, 350 § 7; amended, 1936, 405 § 1; 1939, 451 § 16; 1945, 624 § 1; revised, 1945, 735 § 4; amended, 1955, 780 § 9; amended, 1953, 654 § 14; amended, 1951, 641 § 4; amended, 1947, 679 § 3; affected, 1933, 357 § 4; 1935, 438 § 2; revised, 1956, 599 § 1; 1961, 420 § 1; second sentence amended, 1963, 660 § 7; section revised, 1966, 14 § 29; subsection (*a*) amended, 1966, 14 § 70; subsection (*b*) revised, 1966, 698 § 86. (See 1933, 307 § 11, 350 § 9; 1936, 362 § 4; 1951, 641 §§ 18, 19; 1955, 780 § 10, 1956, 599 § 5; 1961, 420 § 3; 1963, 660 § 9.)

SECT. 18A added, 1966, 14 § 30 (providing the methods of distribution to the cities and towns from the Local Aid Fund).

SECT. 20 revised, 1936, 362 § 3; amended, 1937, 108 § 1; 1953, 654 § 15; introductory paragraph amended, 1941, 656 § 1; 1945, 624 § 2; section revised, 1961, 420 § 2; first paragraph revised, 1963, 714 § 6; second paragraph amended, 1963, 660 § 8; section repealed, 1966, 14 § 31. (See 1936, 362 §§ 4, 8; 1937, 108 § 3; 1961, 420 § 3; 1963, 660 § 9, 714 § 10.)

SECT. 20A added, 1936, 376 § 3 (relative to the set-off of money due to the commonwealth from a city or town against sums due to the city or town from the commonwealth); revised, 1966, 14 § 34.

SECT. 21 amended, 1933, 254 § 22; repealed, 1934, 323 § 1. (See 1933, 254 § 66; 1934, 323 § 11.)

SECTS. 22 and 23 repealed, 1934, 323 § 1. (See 1934, 323 § 11.)

SECT. 24 amended, 1933, 254 § 23; repealed, 1951, 641 § 2. (See 1933, 254 § 66; 1951, 641 §§ 18, 19.)

SECT. 24A revised, 1934, 323 § 2; first sentence amended, 1945, 624 § 3; section repealed, 1951, 641 § 2. (See 1934, 323 § 11; 1951, 641 §§ 18, 19.)

SECT. 25 revised, 1934, 323 § 3; amended, 1939, 451 § 17; first sentence revised, 1941, 729 § 11; section revised, 1945, 624 § 4, 687; amended, 1951, 641 § 5; 1953, 654 § 16; revised, 1966, 14 § 35. (See 1934, 323 § 11; 1941, 729 § 15; 1951, 641 §§ 18, 19.)

SECT. 25A revised, 1934, 323 § 4; first sentence revised, 1945, 624 § 5;

amended, 1951, 641 § 6; 1953, 654 § 17; revised, 1966, 14 § 36. (See 1934, 323 § 11; 1951, 641 §§ 18, 19.)

SECT. 25B added, 1964, 563 § 2 (providing that the state tax commission certify to the state treasurer for payment to the Massachusetts Bay Transportation Authority certain portions of the proceeds of the cigarette excise).

SECT. 26 amended, 1933, 254 § 24; repealed, 1934, 323 § 1. (See 1933, 254 § 66; 1934, 323 § 11.)

SECT. 26A added, under caption, 1945, 523 § 1 (relative to abatement of uncollectible taxes); amended, 1953, 654 § 18.

SECT. 26B added, 1964, 491 (relating to the assessment, collection and refund of small amounts).

SECT. 27, first sentence revised, 1943, 521 § 1; section amended, 1951, 641 § 7; 1953, 654 § 19; first sentence revised, 1959, 525; first three sentences stricken out and three sentences inserted, 1964, 468 § 1; sixth sentence stricken out, 1966, 14 § 37. (See 1951, 641 §§ 18, 19; 1964, 468 § 2.)

SECTS. 28A and 28B added, under caption, 1947, 483 § 1 (provisions for aiding in the collection of federal and state personal income taxes).

SECT. 28C added, 1964, 500 (providing for the reciprocal enforcement of tax liabilities between the commonwealth and other states).

SECT. 29, first sentence revised, 1953, 654 § 20; paragraph (1) amended, 1956, 129; paragraph (4) stricken out, 1945, 161 § 1.

SECT. 30 revised, 1945, 624 § 6; amended, 1951, 641 § 8. (See 1951, 641 §§ 18, 19.)

SECT. 31 added, under caption, 1937, 135 § 1 (relative to forms of application for abatement of taxes and certain other forms and the approval thereof by the commissioner of corporations and taxation); amended, 1953, 654 § 21.

SECT. 32 added, 1953, 654 § 22 (relative to the summons, attendance and testimony of witnesses before the commissioner).

Chapter 58A. — Appellate Tax Board (former title, Board of Tax Appeals). Title changed, 1937, 400 § 2.

SECT. 1 revised, 1937, 400 § 3; first paragraph amended, 1948, 583; same paragraph revised, 1950, 784; amended, 1953, 654 § 23; 1955, 730 § 41; fourth sentence revised, 1957, 732; 1963, 801 § 74. (See 1937, 400 §§ 1, 2, 4, 5, 7; 1955, 730 § 43.)

SECT. 5 revised, 1941, 381, 596 § 24.

SECT. 6 amended, 1932, 180 § 10; revised, 1933, 167 § 4; amended, 1934, 323 § 10; revised, 1938, 478 § 4; first sentence revised, 1941, 609 § 2; same sentence amended, 1941, 726 § 1; same sentence revised, 1945, 367 § 3; section revised, 1945, 621 § 1; first sentence revised, 1947, 632 § 2; amended, 1951, 641 § 9; 1957, 617 § 12A; section amended, 1953, 654 § 24; last two sentences stricken out and six sentences inserted, 1958, 523 § 1. (See 1933, 167 § 5; 1934, 323 § 11; 1937, 400 § 1; 1947, 632 § 3; 1951, 641 §§ 18, 19; 1957, 617 § 13; 1958, 523 § 4.)

SECT. 7 revised, 1933, 321 § 2; amended, 1939, 451 § 18; 1945, 621 § 2; 1952, 502; 1953, 654 § 25. (See 1933, 321 § 9.)

SECT. 7A added, 1933, 321 § 3 (providing for the establishment of informal procedure before the appellate tax board); revised, 1935, 447; third sentence revised, 1938, 384; 1943, 282; section revised, 1945, 621 § 3. (See 1933, 321 §§ 8, 9.)

SECT. 8 revised, 1933, 321 § 4. (See 1933, 321 § 9.)
SECT. 8A added, 1935, 276 § 1 (providing for adequate discovery in tax appeal cases).
SECT. 9 amended, 1953, 654 § 26.
SECT. 10 revised, 1933, 321 § 5. (See 1933, 321 § 9.)
SECT. 12 amended, 1933, 321 § 6. (See 1933, 321 § 9.)
SECT. 12A added, 1943, 430 (relative to taxation of costs by the appellate tax board in certain appeals as to the assessed value where it exceeds the value as recently determined by said board).
SECT. 12B added, 1950, 262 (relative to the admissibility of evidence of assessed valuations at hearings before the appellate tax board).
SECT. 13 revised, 1933, 321 § 7; first sentence revised, 1956, 630; 1957, 522; fifth sentence stricken out, 1954, 681 § 5; sixth sentence amended, 1953, 654 § 27; 1954, 681 § 5; sentence inserted after sixth sentence, 1954, 681 § 5; eighth sentence amended, 1953, 654 § 27; fifteenth sentence revised, 1933, 350 § 8; amended, 1935, 218 § 1; 1939, 366 § 1; 1953, 654 § 27; revised, 1965, 597 § 3A. (See 1933, 321 § 9; 350 § 9; 1954, 681 §§ 20, 22; 1965, 597 § 4.)

Chapter 59. — Assessment of Local Taxes.

For temporary legislation exempting persons in the military and naval service of the United States from the payment of poll taxes, see 1943, 406; 1947, 637.
For temporary legislation exempting from taxation certain real property of residents of the commonwealth serving in the armed forces of the United States, and their spouses, see 1943, 412; 1945, 627 § 2; repealed, 1954, 627 § 58.
For temporary legislation extending the time during which soldiers and sailors and their wives, widows or parents may apply for abatement or exemption from certain real estate taxes, see 1950, 165; 1951, 301; 1955, 148; 1956, 287; 1957, 41; 1958, 37; 1959, 88; 1960, 35; 1961, 9; 1962, 7; 1963, 7; 1964, 39.
SECT. 1 amended, 1936, 202 § 1; revised, 1938, 186 § 3; repealed, 1963, 160 § 7. (See 1936, 202 § 2; 1938, 186 § 5.)
SECT. 2 revised, 1954, 459 § 1.
SECT. 3A revised, 1951, 667 § 1.
SECT. 3B added, 1946, 393 (to abolish certain implied exemptions from local taxation).
SECT. 3C added, 1952, 614 § 1 (relative to local taxation of certain pipe lines). (See 1952, 614 § 3.)
SECT. 3D added, 1956, 690 § 1 (providing for the assessment and taxation of certain land owned by the United States and leased to private interests); first sentence revised, 1958, 549 § 1.
SECT. 5, first sentence amended, 1963, 160 § 8; clause First revised, 1936, 81; 1938, 47; 1956, 690 § 3; clause Second revised, 1951, 667 § 2; clause Third, subsection (*c*) amended, 1933, 198 § 1 (see 1933, 198 § 2); clause Third revised, 1957, 500 § 1 (see 1957, 500 § 2); clause Eighth amended, 1947, 83 § 1; clause Eleventh revised, 1938, 317; amended, 1953, 231; 1954, 341; revised, 1962, 439; 1964, 69, 354 § 1 (see 1964, 354 § 2); 1965, 212 § 1 (see 1965, 212 § 2): 1966, 216 § 1 (see 1966, 216 § 2); clause Twelfth revised, 1966, 262; clause Sixteenth revised, 1936, 362 § 1 (see

1936, 362 §§ 4, 8); 1941, 467; amended, 1949, 732; 1952, 232 § 1 (see (see 1952, 232 § 2); 1953, 654 § 28; 1954, 435 § 1 (see 1954, 435 § 2); revised, 1957, 541; clause Seventeenth revised, 1935, 294; amended, 1939, 451 § 19; revised, 1941, 227 § 1; 1954, 351; amended, 1965, 620 § 1 (see 1965, 620 § 4); revised, 1966, 371; clause Seventeenth A added, 1938, 186 § 4 (see 1938, 186 § 5); sentence added at end, 1943, 559; amended, 1949, 236; revised, 1953, 358; clause revised, 1960, 316, 714; stricken out, 1963, 160 § 9; clause Seventeenth B added, 1950, 796; amended, 1951, 730; stricken out, 1963, 160 § 9; clause Eighteenth revised, 1941, 227 § 2; amended, 1963, 160 § 10; revised, 1965, 620 § 2 (see 1965, 620 § 4); clause Twentieth revised, 1937, 132; 1941, 482; 1947, 310; 1951, 640 § 1 (see 1951, 640 § 2); amended, 1953, 347; revised, 1956, 384; amended, 1964, 285 § 1 (see 1964, 285 § 3); clause Twenty-first revised, 1956, 400 § 1; clause Twenty-second amended, 1939, 451 § 20; paragraph (*a*) amended, 1945, 527 § 1; clause revised, 1946, 579; 1947, 612 § 1 (see 1947, 12 § 26); paragraph (*a*) sentence added at end, 1949, 206; paragraph (*d*) revised, 1948, 560; paragraph (*e*) and one other paragraph inserted, 1948, 644 § 1 (see 1948, 644 § 3); paragraph added at end, 1948, 644 § 2 (see 1948, 644 § 3); clause revised, 1949, 534 § 1; 1951, 675; paragraph (*g*) revised, 1954, 245; clause revised, 1954, 683 § 1 (see 1954, 683 §§ 2A 3); first sentence revised, 1956, 381 § 1, 651; 1957, 525 § 1; 1958, 282 § 1; amended, 1960, 811 § 1 (see 1957, 525 § 5; 1958, 282 § 3); paragraph (*a*) revised, 1955, 403 § 3 (see 1955, 403 § 14); 1957, 525 § 2; 1958, 282 § 2; 1960, 414 § 1 (see 1957, 525 § 5; 1958, 282 § 3; 1960, 414 § 2); paragraph (*b*) stricken out, 1957, 525 § 3 (see 1957, 525 § 5); paragraph (*c*) revised, 1956, 381 § 2; paragraph (*d*) stricken out, 1956, 381 § 3; paragraph added after paragraph (*h*), 1955, 312; paragraph (*i*) added, 1960, 764 § 1 (see 1960, 764 § 2); clause revised, 1962, 666 § 1; clause Twenty-second, first paragraph revised, 1966, 359 § 1 (see 1966, 359 § 5); clause Twenty-second A added, 1954, 683 § 2 (see 1954, 683 § 3); first paragraph revised, 1957, 525 § 4; amended, 1960, 811 § 2 (see 1957, 525 § 5); clause revised, 1962, 666 § 2; first paragraph amended, 1965, 398; revised, 1966, 359 § 2 (see 1966, 359 § 5); clause Twenty-second B added, 1959, 233 § 1 (see 1959, 233 § 2); clause revised, 1962, 666 § 3; first paragraph revised, 1966, 359 § 3 (see 1966, 395 § 5); clause Twenty-second C added, 1962, 666 § 4; first paragraph revised, 1966, 359 § 4 (see 1966, 359 § 5); clause Twenty-second D added, 1965, 881; clause Twenty-third amended, 1932, 114 § 4; revised, 1947, 647; 1949, 534 § 2; 1962, 281; stricken out, 1963, 160 § 11; clause Twenty-fifth amended, 1951, 272; 1964, 502 § 6; 1965, 748 § 2; clause Thirty-second amended, 1951, 641 § 10 (see 1951, 641 §§ 18, 19); clause Thirty-fifth revised, 1939, 24 § 2; 1962, 644 § 2; clause Thirty-sixth added, 1952, 583 § 2 (see 1952, 583 § 3); clause Thirty-seventh added, 1953, 379; amended, 1959, 88 § 2; revised, 1959, 444 § 1 (see 1959, 444 § 2); last sentence revised, 1960, 18; stricken out, 1965, 615 § 1 (see 1965, 615 § 4); clause Thirty-eighth added, 1957, 444 § 2; clause Thirty-ninth added, 1961, 539; amended, 1966, 700 § 1; clause Fortieth added, 1963, 345; clause Forty-first added, 1963, 808 § 1 (see 1963, 808 § 2); amended, 1964, 681 § 1 (see 1964, 681 § 2); revised, 1966, 294 § 1 (see 1966, 294 § 2); sentence added, 1966, 419; clause revised, 1966, 728; clause Forty-second added, 1964, 715 § 1 (see 1964, 715 § 2; amended, 1965, 267 § 1 (see 1965, 267 § 3; 1966, 385); clause Forty-third added, 1965, 267 § 2 (see 1965, 267 § 3; 1966, 385); clause Forty-fourth added, 1966, 700 § 2.

SECT. 5A added, 1941, 227 § 3 (relative to collection of taxes from estates of persons who were relieved therefrom for lack of ability to pay, or otherwise); first sentence revised, 1948, 541; section repealed, 1965, 620 § 3. (See 1965, 620 § 4.)

SECT. 6 amended, 1933, 254 § 25; 1936, 59 § 1; first paragraph amended, 1941, 440; revised, 1946, 410. (See 1933, 254 § 66; 1936, 59 § 3.)

SECTS. 6 and 7. (See 1934, 307.)

SECT. 7, first paragraph amended, 1936, 59 § 2; section amended, 1939, 451 § 21; 1945, 367 § 1. (See 1936, 59 § 3.)

SECT. 7A added, 1945, 367 § 2 (relative to payments in lieu of taxes on certain property held by a municipality or district in another municipality).

SECT. 8 amended, 1933, 80, 254 § 26; paragraph added at end, 1935, 119 § 1. (See 1933, 254 § 66; 1935, 119 § 2.)

SECT. 8A added, under caption, 1956, 400 § 2 (relative to excise tax on farm animals); first paragraph revised, 1960, 130; 1964, 285 § 2. (See 1964, 285 § 3.)

SECT. 9 amended, 1933, 254 § 27; revised, 1939, 342 § 4; repealed,1963, 160 § 12. (See 1933, 254 § 66.)

SECT. 10 amended, 1933, 254 § 28; repealed, 1963, 160 § 12. (See 1933, 254 § 66.)

SECT. 11 amended, 1933, 254 § 29; revised, 1936, 92; 1939, 175; sentence inserted after third sentence, 1956, 690 § 2; same sentence stricken out, 1958, 549 § 2; paragraph added at end, 1956, 397; revised, 1957, 418. (See 1933, 254 § 66.)

SECT. 16 amended, 1937, 114.

SECT. 18, opening paragraph and clauses First and Second amended, 1933, 254 § 30; clause Second revised, 1936, 362 § 2. (See 1933, 254 § 66; 1936, 362 § 8.)

SECT. 19 amended, 1933, 254 § 31; revised, 1945, 143. (See 1933, 254 § 66.)

SECT. 20 revised, 1933, 254 § 32; amended, 1936, 376 § 1; revised, 1946, 432 § 1. (See 1933, 254 § 66.)

SECT. 21 revised, 1933, 254 § 33; 1936, 376 § 2; second sentence amended, 1945, 624 § 7; first three sentences stricken out and five sentences inserted, 1946, 432 § 2. (See 1933, 254 § 66.)

SECT. 23, two sentences added, 1948, 576; last four sentences of first paragraph revised, 1951, 798 § 7; second sentence amended, and third sentence revised, 1953, 654 § 29; fourth sentence revised, 1955, 143; two paragraphs inserted after first paragraph, 1955, 202 § 1; same two paragraphs amended, 1963, 160 § 13; paragraph added at end, 1938, 175 § 2; 1949, 104 § 1. Temporarily affected, 1954, 43. (See 1951, 798 § 8; 1952, 359; 1953, 119; 1955, 202 § 2.)

SECT. 23A amended, 1963, 160 § 14.

SECT. 23B revised, 1963, 160 § 15.

SECT. 23C added, 1952, 578 § 1 (providing for separate school tax rates); first paragraph revised, 1954, 460 § 1; "School percentage" defined, 1954, 460 § 2; section revised, 1966, 14 § 38.

SECT. 25, first sentence revised, 1950, 257; amended, 1953, 654 § 30; 1963, 160 § 16; sentence added at end, 1949, 104 § 2.

SECT. 27 amended, 1936, 118 § 2. (See 1936, 118 § 3.)

SECT. 29, second sentence amended, 1963, 160 § 17; last three sentences

revised, 1933, 254 § 34; last sentence revised, 1963, 160 § 18. (See 1933, 254 § 66; 1963, 160 § 33.)

SECT. 33 amended, 1933, 254 § 35; first sentence revised, 1954, 459 § 2. (See 1933, 254 § 66.)

SECT. 38A added, 1952, 614 § 2 (relative to the valuation for taxation of natural gas or petroleum pipe lines); amended, 1953, 654 § 31. (See 1952, 614 § 3.)

SECT. 39 amended, 1933, 254 § 36; 1939, 451 § 22; revised, 1953, 468, 654 § 32; 1955, 344 § 1. (See 1933, 254 § 66; 1955, 344 § 3.)

SECT. 40 amended, 1953, 654 § 33.

SECT. 41 amended, 1933, 254 § 37; 1953, 654 § 34. (See 1933, 254 § 66.)

SECT. 42 amended, 1953, 654 § 35.

SECT. 43, first sentence revised, 1948, 112 § 1.

SECT. 44 amended, 1963, 160 § 19.

SECT. 45 amended, 1933, 254 § 38; first sentence revised, 1948, 112 § 2; form appended to section amended, 1933, 254 § 39; section revised, 1963, 160 § 20. (See 1933, 254 § 66.)

SECT. 46 amended, 1963, 160 § 21.

SECT. 47 amended, 1933, 254 § 40. (See 1933, 254 § 66.)

SECT. 48 revised, 1947, 84.

SECT. 49 amended, 1933, 254 § 41; first sentence revised, 1948, 112 § 3; section revised, 1955, 245 § 1. (See 1933, 254 § 66; 1955, 245 § 2.)

SECT. 50 revised, 1948, 112 § 4.

SECT. 54 revised, 1954, 444 § 1. (See 1954, 444 § 5.)

SECT. 57 amended, 1933, 151 § 1; revised, 1933, 254 § 42; 1935, 158 § 1; amended, 1937, 203 § 1; revised, 1938, 330 § 1; 1941, 258 § 1; first two sentences revised, 1947, 522 § 1; first sentence revised, 1949, 265 § 1; second sentence revised, 1965, 597 § 1; third sentence stricken out, 1963, 160 § 22; fourth and fifth sentences stricken out and three sentences inserted, 1947, 99 § 1; sentence added at end, 1949, 278 § 1. (See 1933, 151 § 2, 254 § 66; 1935, 158 § 2; 1937, 203 § 2; 1938, 330 § 2; 1947, 99 § 2, 522 § 2; 1949, 265 § 2, 278 § 2.)

SECT. 59, sentence added at end, 1933, 165 § 1; section revised, 1933, 254 § 43, 266 § 1; 1934, 136 § 2; amended, 1935, 187 § 1; revised, 1939, 250 § 1; first sentence revised, 1943, 166 § 1; 1945, 621 § 4; 1946, 199 § 1; 1963, 125; paragraph added, 1965, 615 § 2. (See 1933, 254 § 66, 266 § 2; 1934, 136 § 3; 1935, 187 § 2; 1946, 199 § 2; 1949, 277; 1950, 165; 1965, 597 § 4, 615 § 4.) Temporarily affected, 1953, 568.

SECT. 60 revised, 1941, 209; 1945, 620; amended, 1963, 160 § 23.

SECT. 61, last sentence revised, 1933, 165 § 2.

SECT. 61A added, 1935, 276 § 2 (providing for adequate discovery in proceedings for tax abatement).

SECT. 63 amended, 1943, 79.

SECT. 64, first paragraph amended, 1933, 130 § 1; second paragraph amended, 1935, 218 § 2; section revised, 1937, 400 § 6; 1938, 478 § 1; first sentence amended, 1939, 31 § 6; first paragraph revised, 1945, 621 § 5; second paragraph amended, 1939, 366 § 2; 1943, 248; revised, 1956, 544; seventh sentence of said paragraph revised, 1965, 597 § 2. (See 1937, 400 §§ 1–5, 7; 1965, 597 § 4.)

SECT. 65 amended, 1933, 130 § 2, 167 § 1; revised, 1938, 478 § 2; 1939, 31 § 7; first sentence revised, 1945, 621 § 6.

SECT. 65A added, 1932, 218 § 1 (providing that the sale or taking of real property for payment of unpaid taxes thereon shall not prejudice pro-

ceedings for the abatement of such taxes); revised, 1933, 325 § 18. (See 1932, 218 § 2; 1933, 325 § 19.)

SECT. 65B added, 1938, 478 § 3 (relative to appeals to the appellate tax board from the refusal of assessors to abate certain taxes on real estate); revised, 1945, 621 § 7.

SECT. 65C added, 1953, 476 § 1 (providing for late entry of certain appeals to the appellate tax board). (See 1953, 476 § 2.)

SECT. 65D added, 1956, 452 § 1 (relative to certain appeals filed with the appellate tax board). (See 1956, 452 § 2.)

SECT. 69 amended, 1935, 218 § 3; 1939, 366 § 3; revised, 1965, 597 § 3.

SECT. 70A added, 1945, 351 § 1 (regulating the procedure after abatement of a local tax, assessment, rate or charge).

SECT. 71 amended, 1963, 160 § 24.

SECT. 73 amended, 1933, 254 § 44; 1953, 654 § 36; stricken out, 1955, 344 § 2. (See 1933, 254 § 66; 1955, 344 § 3.)

SECT. 74 amended, 1933, 254 § 45; 1939, 24 § 3; 1945, 137. (See 1933, 254 § 66.)

SECT. 75 amended, 1934, 104; first sentence revised, 1946, 339.

SECT. 77 revised, 1945, 333.

SECT. 78 amended, 1941, 258 § 5.

SECT. 79 amended, 1938, 150 § 1; last sentence revised, 1946, 251 § 2. (See 1946, 251 § 3.)

SECT. 83 amended, 1933, 254 § 46; 1939, 24 § 4; revised, 1958, 490 § 2. (See 1933, 254 § 66; 1958, 490 § 3.)

SECT. 84 amended, 1933, 254 § 47. (See 1933, 254 § 66.)

SECT. 85 amended, 1933, 254 § 48; repealed, 1945, 271. (See 1933, 254 § 66.) Affected, 1941, 609.

SECT. 86 amended, 1933, 254 § 49. (See 1933, 254 § 66.)

Chapter 60. — Collection of Local Taxes.

SECT. 1, third paragraph revised, 1933, 164 § 1; last two paragraphs amended, 1943, 37 § 1.

SECT. 3 revised, 1933, 254 § 50; sentence inserted after first sentence, 1954, 444 § 2; amended, 1941, 258 § 2; 1943, 37 § 2; third sentence stricken out, 1963, 160 § 25; sentence inserted after third sentence, 1943, 166 § 2. (See 1933, 254 § 66; 1954, 444 § 5.)

SECT. 3A added, 1934, 136 § 1 (requiring that certain information relative to abatement or exemptions be included in tax bills); amended, 1936, 156; revised, 1943, 166 § 3, 564 § 1 (providing that additional information be included in certain tax bills issued subsequent to the termination of the present war); sentence added at end, 1952, 578 § 2; section revised, 1954, 444 § 3; first sentence revised, 1965, 615 § 3; third sentence revised, 1966, 14 § 39. (See 1934, 136 § 3; 1943, 564 § 2; 1949, 277; 1954, 444 § § 4, 5; 1965, 615 § 4.)

SECT. 3B added, 1935, 322 § 2 (relative to the suspension of payment of certain assessments payable by certain persons entitled to exemption from local taxes).

SECT. 4 revised, 1939, 342 § 5; repealed and caption preceding section stricken out, 1963, 160 § 26.

SECT. 5 revised, 1933, 168 § 2; amended, 1941, 258 § 3; last sentence revised, 1955, 474 § 1; section repealed, 1963, 160 § 26.

SECT. 13, sentence added at end, 1937, 143 § 5; section revised, 1939, 44; 1941, 308.

SECT. 15, first paragraph amended, 1934, 151 § 2; 1935, 252 § 1; section revised, 1943, 179; 1952, 398; amended, 1955, 474 § 2; clause 2 revised, 1958, 306 § 1; clauses 9 and 10 revised, 1958, 306 § 2. (See 1958, 306 § 3.)

SECT. 15A added, 1935, 252 § 2 (further regulating charges and fees for the collection of poll taxes); revised, 1948, 386; 1959, 152; repealed, 1963, 160 § 27.

SECT. 16 revised, 1933, 168 § 1; amended, 1933, 254 § 51. (See 1933, 168 § 4, 254 § 66.)

SECT. 18 repealed, 1932, 54 § 1.

SECT. 22 revised, 1933, 254 § 52; first sentence revised, 1947, 278; affected, 1933, 308; amended, 1963, 160 § 28. (See 1933, 254 § 66.)

SECT. 22A added, 1941, 573 § 1 (relative to bills for taxes on parcels of real estate and payments on account thereof). (See 1941, 573 § 2.)

SECT. 23 revised, 1932, 197 § 1; fourth sentence revised, 1952, 388; two sentences added at end, 1943, 478 § 3; fifth sentence amended, 1954, 487 § 2A; section revised, 1958, 537; last sentence amended, 1960, 421 § 1. (See 1954, 487 § 3.)

SECT. 29 revised, 1963, 160 § 29.

SECT. 34, first sentence amended, 1947, 313.

SECT. 35 revised, 1938, 150 § 2; 1946, 251 § 1. (See 1946, 251 § 3.)

SECT. 37 amended, 1933, 254 § 53, 325 § 1; 1934, 131 § 2; revised, 1934, 169; amended, 1935, 269; 1936, 146; last sentence revised, 1941, 84 § 1; section revised, 1943, 478 § 1. (See 1933, 254 § 66; 1934, 131 § 3; 1941, 84 § 2.)

SECT. 37A added, 1943, 478 § 2 (relative to the continuance of local tax liens during the existence of legal impediments to sales or takings thereunder); third sentence amended, 1960, 421 § 2.

SECT. 38 amended, 1933, 254 § 54, 325 § 2. (See 1933, 254 § 66, 325 § 21.)

SECT. 39 amended, 1933, 325 § 3.

SECT. 42 revised, 1933, 164 § 2.

SECT. 43, last sentence revised, 1932, 54 § 2; section amended, 1935, 183, 236.

SECT. 45 amended, 1933, 325 § 4; 1937, 209; 1938, 339 § 1.

SECT. 46, paragraph added at end, 1934, 131 § 1.

SECT. 48 amended, 1933, 325 § 5. (See 1933, 325 § 20.)

SECT. 50 revised, 1933, 325 § 6; amended, 1935, 414 § 1; 1936, 93 § 2; amended, 1941, 319 § 1. (See 1935, 414 § 4; 1941, 319 §§ 3, 4.)

SECT. 50A added, 1934, 154 § 2 (providing for protection of interests in real estate held under tax sales or takings).

SECT. 50B added, 1946, 185 (requiring cities and towns to appropriate or provide sums necessary for foreclosure of tax titles by proceedings in the land court).

SECT. 51 amended, 1933, 254 § 55. (See 1933, 254 § 66.)

SECT. 52 revised, 1936, 392 § 1.

SECT. 53 revised, 1933, 164 § 3. (See 1933, 325 § 20.)

SECT. 54 amended, 1933, 325 § 7; 1938, 339 § 2.

SECT. 55 amended, 1933, 325 § 8.

SECT. 58 revised, 1932, 2; 1939, 250 § 2.

SECT. 59 amended, 1933, 254 § 56. (See 1933, 254 § 66.)

SECT. 60 revised, 1945, 130.

SECT. 61 revised, 1933, 325 § 9; amended, 1934, 48; 1936, 93 § 1. (See 1933, 325 § 20.)

SECT. 61A added, 1943, 188 (relative to taking for nonpayment of taxes lands subject to tax titles held by municipalities when the assessment unit is changed).

SECT. 62 revised, 1933, 325 § 10; first paragraph amended, 1934, 218; same paragraph revised, 1935, 414 § 2; second paragraph revised, 1935, 278; section revised, 1936, 392 § 2; first paragraph amended, 1966, 263 §1 second paragraph amended, 1941, 231; sentence inserted before last sentence in second paragraph, 1947, 133; paragraph inserted after the second paragraph, 1938, 415 § 5. (See 1935, 414 § 4; 1966, 263 § 3.)

SECT. 63 amended, 1933, 325 § 11; revised, 1936, 392 § 3.

SECT. 65 amended, 1933, 325 § 12; 1938, 305.

SECT. 66 amended, 1935, 224 § 1. (See 1935, 224 § 6.)

SECT. 67 amended, 1935, 224 § 2. (See 1935, 224 § 6.)

SECT. 68, first paragraph amended, 1935, 224 § 3, 414 § 3; 1966, 263 § 2; paragraph added at end, 1935, 354 § 1. (See 1935, 224 § 6, 354 § 3, 414 § 4; 1966, 263 § 3.)

SECT. 69 amended, 1935, 224 § 4; sentence added at end, 1945, 226 § 1. (See 1935, 224 § 6.)

SECT. 69A added, 1945, 226 § 2 (relative to the conclusiveness of decrees foreclosing tax titles).

SECT. 70 amended, 1935, 224 § 5. (See 1935, 224 § 6.)

SECT. 71 amended, 1941, 319 § 2. (See 1941, 319 §§ 3, 4.)

SECT. 75 amended, 1936, 189 § 1.

SECT. 76 revised, 1935, 318 § 1; amended, 1936, 189 § 2. (See 1935, 318 §§ 2, 8.)

SECT. 76A added, 1935, 354 § 2 (providing for redemption in part from tax sales in certain cases); paragraph added at end, 1939, 181; amended, 1953, 674 § 10. (See 1935, 354 § 3.)

SECT. 76B added, 1938, 415 § 6 (relative to the effect of errors or irregularities in respect to water rates and charges included in a tax title account).

SECT. 76C added, 1945, 268 (providing for notice to certain municipal officers of certain action in connection with tax titles).

SECT. 77, paragraph added at end, 1938, 339 § 3; amended, 1953, 654 § 37.

SECT. 77A added, 1945, 78 (relative to recording of deeds of cities and towns conveying land acquired through foreclosure of tax titles).

SECT. 77B added, 1947, 224 § 1 (making permanent certain temporary provisions of law relative to certain land acquired by municipalities). (See 1947, 224 § 2.) [For prior temporary legislation, see 1938, 358; 1939, 123; 1941, 296.]

SECT. 78 amended, 1933, 325 § 13; repealed, 1936, 194. (See 1933, 325 § 20.)

SECT. 79, second paragraph amended, 1933, 325 § 14; 1935, 173 § 1; section revised, 1941, 594 § 1; third paragraph amended, 1963, 201; 1966, 114 § 1. (See 1966, 114 § 2.)

SECT. 80 amended, 1933, 325 § 15; revised, 1935, 173 § 2; amended, 1941, 594 § 2. (See 1939, 123; 1941, 296.)

SECTS. 80A and 80B added, 1941, 594 § 3 (relative to the validity of title acquired at sales of lands of low value held by cities and towns under tax titles).

SECT. 80B revised, 1946, 302.
SECT. 82 amended, 1945, 267 § 1.
SECT. 83 amended, 1945, 267 § 2.
SECT. 84 revised, 1935, 260.
SECT. 84A revised, 1933, 325 § 16; 1935, 181 § 1. (See 1935, 181 § 2.)
SECT. 92 revised, 1933, 82 § 1; amended, 1934, 259 § 1.
SECT. 93 revised, 1943, 199; last sentence revised, 1945, 397 § 2. (See 1945, 397 § 3.)
SECT. 95 revised, 1933, 325 § 17; amended, 1934, 315 § 2; revised, 1935, 248 § 3; amended, 1939, 451 § 23; 1941, 380 § 6; sentence added at end, 1943, 107; revised, 1949, 202. (See 1934, 315 § 3.)
SECT. 97 revised, 1934, 151 § 1.
SECT. 104 revised, 1937, 43.
SECT. 105 revised, 1933, 168 § 3; 1941, 258 § 4.
Form 2 in schedule at end of chapter repealed, 1932, 54 § 1; schedule of forms at end of chapter stricken out, 1933, 168 § 3.

Chapter 60A. — Excise Tax on Registered Motor Vehicles in Lieu of Local Tax.

For legislation exempting certain disabled veterans from payment of certain motor vehicle excise taxes and registration fees, see 1948, 368.

SECT. 1, first paragraph amended, 1936, 384 § 1; last paragraph amended, 1936, 384 § 2; paragraph added at end, 1938, 111; section revised, 1938, 480 § 1; table revised, 1953, 653; third paragraph revised, 1953, 654 § 38; fourth paragraph amended, 1941, 718 § 1; revised, 1949, 342; amended, 1950, 666 § 1; 1951, 736 § 4; paragraph inserted after fourth paragraph, 1949, 401; same paragraph revised, 1950, 731; 1954, 548; sixth paragraph revised, 1953, 388; last paragraph revised, 1947, 644; 1952, 412; paragraph added at end, 1951, 165; section revised, 1954, 640 § 1; first paragraph revised, 1960, 758 § 1; fifth paragraph revised, 1955, 320; amended, 1955, 403 § 4; revised, 1959, 273 § 1; amended, 1966, 140; paragraph inserted after fifth paragraph, 1962, 644 § 1; sixth paragraph revised, 1955, 587 § 1; fifth and sixth paragraph stricken out and paragraph inserted, 1965, 622 § 1; seventh paragraph amended, 1956, 328 § 1; last paragraph revised, 1957, 174. (See 1941, 718 § 2; 1951, 736 § 5; 1955, 403 § 14, 587 § 3; 1956, 328 § 2; 1959, 273 § 2; 1960, 758 § 2; 1965, 622 § 2.)

SECT. 1A added, 1949, 484 (providing for but one excise tax on a motor vehicle in each year in certain cases); sentence added at end, 1952, 285; repealed, 1955, 587 § 2. (See 1955, 587 § 3.)

SECT. 2 revised, 1936, 384 § 3; 1938, 480 § 2; amended, 1939, 366 § 4; 1950, 666 § 2; 1952, 400; 1953, 654 § 39; 1954, 373 § 1; revised, 1954, 640 § 2; third sentence revised, 1962, 231 § 2; sixth sentence revised, 1957, 375; ninth sentence revised, 1959, 371 § 1. (See 1934 375 § 2; 1959, 371 § 2; 1962, 231 § 4.) Affected by 1962, 727.

SECT. 2A added, 1938, 492 § 1 (providing for the suspension of certificates of registration in cases of nonpayment of the excise on registered motor vehicles); last sentence stricken out, 1943, 18; second sentence revised, 1945, 443; section revised, 1953, 339 § 1; amended, 1958, 91. (See 1953, 339 § 2.)

SECT. 3 revised, 1936, 384 § 4; 1938, 480 § 3.
SECT. 4 revised, 1938, 480 § 4, 492 § 2.
SECT. 5 stricken out, 1953, 654 § 40.
SECT. 6 amended, 1936, 384 § 5; revised, 1938, 480 § 5.

Chapter 61. — Classification and Taxation of Forest Lands and Forest Products (former title Taxation of Forest Products and Classification and Taxation of Forest Lands).

Chapter stricken out, and new chapter 61 (with new title) inserted, 1941, 652 § 1. (See 1941, 652 § 2.)

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

The following references are to chapter 61, as so inserted:

SECT. 1, first paragraph stricken out and two paragraphs inserted, 1943, 461 § 1; first paragraph amended, 1955, 705 § 1. (See 1943, 461 §§ 4 and 5.

SECT. 2, first schedule revised, 1955, 705 § 2; second schedule and all preceding such schedule revised, 1943, 461 § 2. (See 1943, 461 §§ 4 and 5.)

SECT. 6 amended, 1943, 461 § 3. (See 1943, 461 §§ 4 and 5.)

SECT. 7 added, 1955, 705 § 3 (relative to the taxation of wild land).

Chapter 62. — Taxation of Incomes.

For legislation establishing an additional tax upon personal incomes to provide funds for old age assistance, see 1941, 729 §§ 9, 15; 1948, 503 § 5; 1949, 674 § 2; 1951, 386 § 2; 1953, 246 § 6; 1955, 707 § 5. (See also 1951, 800 §§ 1, 2, 3.)

For prior temporary legislation relative to the taxation of dividends of certain corporations, see 1933, 307, 357; 1935, 489; 1936, 82 § 1; 1937, 395; 1938, 489 §§ 2–5; 1939, 373; 1941, 331; 1943, 285. (See also 1945, 735.)

For temporary legislation providing for additional taxes upon personal incomes, see 1935, 480; 1936, 397; 1937, 422; 1938, 502; 1939, 454 § 19; 1941, 416 §§ 1, 3; 1943, 482 §§ 1, 3, 4; 1945, 557 §§ 1, 3, 4; 1948, 503 §§ 1, 4, 6; 1949, 674 § 2; 1951, 386 § 2; 1953, 246 § 2; 1955, 707 § 2; 1956, 354; 1957, 456; 1959, 31 §§ 2–4; 1961, 139; 1963, 499. (See also 1951, 800 §§ 1, 2, 3; 1953, 246 §§ 5, 15.)

For temporary legislation relative to the payment of income taxes by persons who served in the armed forces of the United States during the existing war, see 1946, 604.

For temporary legislation providing that income taxes shall be due and payable when the tax return therefor is required to be filed, see 1950, 816 § 2; affected, 1951, 750; 1952, 623; 1953, 246 § 5; 1954, 70 § 2. (See 1950, 816 § 4.)

SECT. 1, first sentence revised, 1954, 679 § 1; 1966, 698 § 2; subsection (*a*), paragraph First revised, 1957, 491 § 1; 1958, 554 § 1; 1961, 250, 493 § 2; 1966, 698 § 2A; paragraph Fifth added, 1946, 539; subsection (*b*) revised, 1945, 735 § 1; amended, 1957, 445 § 1; revised, 1959, 556 § 1; subsection (*c*) amended, 1957, 445 § 2; paragraph Third added, 1935, 489 § 6; subsection (*d*) revised, 1966, 698 § 3; subsection (*e*) amended, 1935, 489 § 7; sentence added at end, 1963, 496; subsection (*g*) revised, 1954, 545; 1955, 635 § 1; subsection (*h*) added, 1954, 679 § 2. (See 1945, 735 § 5; 1954, 679 § 7; 1957, 445 § 3, 491 § 2; 1958, 554 § 2.)

SECT. 3 revised, 1943, 45 § 1.

SECT. 5 amended, 1966, 698 § 4; first sentence of subsection (*a*) revised, 1954, 679 § 3; 1966, 698 § 5; subsection (*b*) amended, 1935, 489 § 8; revised, 1939, 486 § 1; first sentence stricken out and three sentences in-

serted, 1954, 679 § 4; first three sentences stricken out and four sentences inserted, 1956, 443 § 1; first sentence revised, 1957, 677 § 1; second sentence revised, 1966, 14 § 5; sentence inserted after fourth sentence, 1966, 14 § 6; subsection (*b*) revised, 1966, 559; first five sentences stricken out and sentence inserted, 1966, 698 § 6; subsection (*c*) revised, 1934, 363 § 1; 1935, 481 § 1; amended and paragraph added at end, 1954, 599 § 1; subsection (*c*) revised, 1955, 635 § 2; amended, 1956, 607 § 1; revised, 1957, 540 § 1; amended, 1959, 556 § 2; 1960, 554 § 1; 1966, 698 § 7; subsections (*f*) and (*g*) added, 1954, 679 § 5; subsection (*f*), first paragraph amended, 1957, 435 § 1; subsection (*g*) revised, 1957, 677 § 2. (See 1934, 363 § 2; 1935, 481 § 2; 1939, 486 § 3; 1954, 679 § 7; 1956, 443 § 2, 607 § 2; 1957, 435 § 4, 540 § 3, 677 § 8; 1960, 554 § 2.)

SECT. 5A added, 1955, 780 § 1 (relative to the taxation of income earned in the commonwealth by nonresidents); subsection (*c*), first sentence revised, 1957, 677 § 3; subsection revised, 1958, 491 § 1; subsection (*d*), second sentence revised, 1957, 677 § 4; section revised, 1966, 698 § 8. (See 1957, 677 § 8; 1958, 491 § 3.)

SECT. 5B added, 1966, 698 § 9 (relative to certain exemptions against business income in computing income tax).

SECT. 6, first paragraph revised, 1954, 611 § 1; amended, 1955, 780 § 2; first paragraph revised, 1957, 677 § 5; first sentence amended, 1960, 557; revised, 1966, 698 § 10; clause (*a*), sentence added at end, 1947, 485 § 1; clause (*b*) amended, 1956, 460 § 1; clause (*c*) revised, 1956, 517 § 1; 1957, 448 § 1; 1960, 556 § 1; clause (*g*) revised, 1935, 436 § 1; amended, 1956, 460 § 2; clause (*h*) revised, 1943, 511; 1951, 800 § 4; 1953, 514; 1954, 251 § 1, 657 § 1; 1958, 510 § 1; 1963, 750 § 1; stricken out, 1966, 698 § 11; clause (*i*) added, 1955, 717 § 1; stricken out, 1966, 698 § 12. (See 1935, 436 § 2; 1947, 485 § 3; 1951, 800 § 6; 1954, 251 § 2, 611 § 3, 657 § 2; 1955, 717 § 2, 780 § 10; 1956, 460 § 3, 157 § 2; 1957, 448 § 3; 1958, 510 § 2; 1963, 750 § 2.)

SECT. 6A added, 1955, 780 § 2A (providing for a credit for taxes paid to another state for income earned therein); revised, 1957, 448 § 2, 677 § 6; 1958, 489 § 1. (See 1955, 780 § 10; 1957, 448 § 3, 677 § 8; 1958, 489 § 2.)

SECT. 6B added, 1966, 14 § 7 (providing credit for taxes paid); third paragraph amended, 1966, 698 § 13.

SECT. 7 amended, 1953, 654 § 41; first paragraph stricken out, 1955, 618 § 1; second and third paragraphs revised, 1954, 599 § 2; same paragraphs stricken out and three paragraphs inserted, 1955, 635 § 3; first paragraph amended, 1957, 446 § 1; third paragraph revised, 1957, 540 § 2; section revised, 1958, 152; first paragraph revised, 1958, 576 § 1; clause (*j*) revised, 1959, 556 § 3; first paragraph amended, 1962, 596 § 1; third paragraph amended, 1958, 576 § 2. (See 1958, 576 § 3.)

SECTS. 7A and 7B added, 1935, 438 § 1 (relative to income taxation of gains from certain transactions in real property).

SECT. 7A revised, 1959, 461.

SECT. 7B amended, 1953, 654 § 42.

SECT. 8, paragraph (*a*) revised, 1951, 800 § 5; paragraph (*d*) revised, 1957, 644 § 1; 1966, 698 § 14; paragraph (*e*) revised, 1954, 560; paragraph (*g*) amended, 1947, 83 § 2; 1952, 555; revised, 1962, 576 § 1; amended, 1966, 557 § 1; paragraph (*h*) added, 1945, 625 § 4; paragraphs (*i*) and (*j*) added, 1947, 485 § 2; paragraph (*k*) added, 1954, 443; paragraph (*l*) added, 1957, 677 § 7. (See 1947, 485 § 3; 1951, 800 § 6; 1953, 208; 1957, 644 § 5, 677 § 8; 1962, 576 § 2; 1966, 557 § 2.)

SECT. 9 amended, 1955, 592 § 1; revised, 1957, 644 § 2; second paragraph amended, 1966, 698 § 15. (See 1957, 644 § 5.)

SECT. 10 amended, 1954, 387 § 1; revised, 1955, 592 § 2; paragraph added at end, 1955, 780 § 3; section revised, 1957, 644 § 3; subsection (*a*) amended, 1966, 698 § 16; subsection (*d*) revised, 1966, 698 § 17. (See 1954, 387 § 2; 1955, 780 § 10; 1957, 644 § 5.)

SECT. 11 revised, 1955, 592 § 3.

SECT. 12A added, 1954, 679 § 6 (relative to the exemption of certain unearned income); first sentence revised, 1957, 437 § 1. (See 1954, 679 § 7; 1957, 437 § 2.)

SECT. 13 revised, 1955, 527; 1957, 644 § 4. (See 1957, 644 § 5.)

SECT. 16 amended, 1953, 654 § 43.

SECT. 17 revised, 1955, 780 § 4. (See 1955, 780 § 10.)

SECT. 18. See Sect. 18 of Chapter 58 in this Table.

SECTS. 17–21 stricken out and sections 17, 18 and 19 inserted, 1966, 698 § 18.

SECT. 21A added, under caption, 1936, 310 (providing that individuals under certain circumstances shall be presumed to be inhabitants of the commonwealth for income tax purposes); repealed, 1938, 489 § 8.

SECT. 22 revised, 1939, 486 § 2; clause (*a*) revised, 1954, 611 § 2; paragraph added after first paragraph, 1954, 648 § 1; revised, 1957, 435 § 2; paragraph added at end, 1955, 780 § 5; amended, 1957, 435 § 3; paragraph added at end, 1958, 491 § 2; section revised, 1966, 698 § 19. (See 1939, 486 § 3; 1954, 611 § 3; 1955, 780 § 10; 1957, 435 § 4; 1958, 491 § 3.)

SECT. 24 revised, 1943, 45 § 2; amended, 1954, 70 § 1; first sentence amended, 1966, 698 § 20. (See 1954, 70 § 2.)

SECT. 25, third sentence revised, 1955, 592 § 4; last sentence revised, 1947, 322 § 1.

SECT. 25A added, 1935, 438 § 3 (relative to returns of taxable gains from certain transactions in real property).

SECT. 26 amended, 1966, 698 § 21.

SECT. 27 repealed, 1956, 128.

SECT. 29 revised, 1954, 648 § 2.

SECT. 30 amended, 1935, 152; first sentence amended, 1951, 452 § 1; revised, 1956, 310 § 1; section revised, 1958, 509 § 1. (See 1956, 310 § 3; 1958, 509 § 3.)

SECT. 31 revised, 1943, 45 § 3.

SECT. 32, first sentence amended, 1962, 117 § 1; third sentence amended, 1951, 452 § 2; 1953, 654 § 44.

SECT. 33, first paragraph revised, 1943, 45 § 4; 1954, 391 § 1; amended, 1955, 780 § 6; second paragraph revised, 1945, 735 § 2; paragraph inserted before last paragraph, 1932, 186; last paragraph amended, 1958, 54 § 1. (See 1945, 735 § 5; 1954, 391 § 2; 1955, 780 § 10; 1958, 54 § 2.)

SECT. 34 repealed, 1947, 483 § 2.

SECT. 35 revised, 1961, 555 § 1. (See 1961, 555 § 5.)

SECT. 36 amended, 1933, 167 § 2; revised, 1955, 539 § 1.

SECT. 36A added, 1966, 698 § 22 (relative to the assessment of income tax on income of a non-resident who fails to file a return of income earned by him from sources within the commonwealth).

SECT. 37 revised, 1933, 350 § 1; amended, 1949, 698 § 1; first sentence revised, 1956, 310 § 2; sentence inserted after second sentence, 1954, 605 § 1; section revised, 1958, 509 § 2; 1961, 555 § 2. (See 1933, 350 § 9; 1949, 698 § 2; 1954, 605 § 2; 1956, 310 § 3; 1958, 509 § 3; 1961, 555 § 5.)

SECT. 37A added, 1933, 350 § 2 (providing for the payment of income taxes in two installments); amended, 1947, 322 § 2; revised, 1954, 69; 1961, 555 § 3. Temporarily affected, 1950, 816 § 2; 1951, 750; 1952, 623 § 2; 1953, 246 § 5. (See 1933, 350 § 9; 1950, 816 § 4; 1961, 555 § 5.)

SECT. 38 stricken out, 1953, 654 § 45.

SECT. 39, first sentence revised, 1933, 350 § 3; 1956, 300; third sentence amended, 1962, 117 § 2. (See 1933, 350 § 9.)

SECT. 40 repealed, 1961, 251.

SECT. 41 revised, 1932, 152; 1933, 350 § 4; 1964, 460 § 2. (See 1933, 350 § 9.)

SECT. 43 amended, 1933, 350 § 5; 1937, 135 § 2; first sentence stricken out and three sentences inserted, 1951, 528; section amended, 1953, 654 § 46; revised, 1954, 269; 1955, 545; 1959, 17 § 2; 1961, 252 § 1; 1964, 488 § 1; second paragraph amended, 1966, 698 § 23. (See 1933, 350 § 9; 1961, 252 § 2; 1964, 488 § 2.)

SECT. 44 amended, 1953, 654 § 47.

SECT. 45 amended, 1939, 451 § 24; 1945, 523 § 2; 1953, 654 § 48; revised, 1958, 523 § 2. (See 1958, 523 § 4.)

SECT. 46 revised, 1933, 350 § 6; 1955, 243. (See 1933, 350 § 9.)

SECT. 55 revised, 1958, 298 § 1; second paragraph amended, 1966, 698 § 24. (See 1958, 298 § 2.)

SECT. 56 revised, 1943, 45 § 5; 1955, 539 § 2; two paragraphs added at end, 1959, 315.

SECT. 58 revised, 1955, 661.

SECT. 61 added, under caption, 1952, 262 (defining the term "received" as relates to income); revised, 1956, 597 § 1; subsection (*b*), first paragraph revised, 1962, 596 § 2; subsections (*c*), (*d*) and (*e*) added, 1966, 698 § 25. (See 1956, 597 § 2; 1962, 596 § 3.)

SECT. 62 added, under caption, 1955, 618 § 2 (relating to the method of accounting required under the income tax law).

SECT. 63 added, 1958, 308 § 1 (permitting income to be reported on the installment method under certain circumstances). (See 1958, 308 § 2.)

Chapter 62A. — Simplified Method of Computing Individual Income Taxes.

New chapter inserted, 1955, 692 § 1. (See 1955, 692 § 2.)

SECT. 1, definition of "Dependent" revised, 1966, 698 § 26.

SECT. 2 revised, 1957, 544 § 1; 1966, 698 § 27. (See 1957, 544 § 2.)

SECT. 3, paragraph added, 1966, 14 § 8; section revised, 1966, 698 § 28.

SECT. 4, first paragraph amended, 1961, 555 § 4; section revised, 1966, 698 § 29.

SECT. 6 revised, 1966, 698 § 30.

SECT. 7, first sentence amended, 1966, 14 § 32. (See 1966, 14 § 71.)

Chapter 62B. — Withholding of Taxes on Wages and Declaration of Estimated Income Tax.

New chapter inserted, 1959, 17 § 1.

SECT. 1, definition of "Employee" revised, 1966, 698 § 32; definition of "Internal Revenue Code" revised, 1963, 714 § 1; 1966, 698 § 31. (See 1963, 714 § 10.)

SECT. 2, first sentence amended, 1966, 698 § 33.

SECT. 4, paragraph (*a*) revised, 1966, 698 § 34; paragraph (*b*) amended, 1966, 698 § 35; paragraphs (*c*), (*d*) and (*e*) revised, 1966, 698 § 36.

SECT. 5, first paragraph revised, 1963, 714 § 2; amended, 1964, 402; third paragraph amended, 1966, 698 § 37; fifth paragraph stricken out, 1963, 714 § 3. (See 1963, 714 § 10.)

SECT. 6, last sentence amended, 1963, 405.

SECT. 8 amended, 1963, 714 § 4. (See 1963, 714 § 10.)

SECT. 11, paragraph (*d*) amended, 1966, 698 § 38.

SECT. 12 amended, 1966, 698 § 39.

SECT. 13, first sentence revised, 1960, 159 § 1; second paragraph, clause (*a*) revised, 1966, 698 § 40; paragraph added at end, 1963, 434 § 1. (See 1960, 159 § 2; 1963, 434 § 2.)

SECT. 17 amended, 1966, 698 § 41.

SECT. 18, paragraph (*a*) amended, 1966, 698 § 42; paragraph (*b*) amended, 1966, 698 § 43; paragraph (*d*) amended, 1966, 698 § 44.

Chapter 63. — Taxation of Corporations.

SECT. 1, paragraph definining "Bank" revised, 1943, 472; amended, 1966, 698 § 44A; paragraph definining "Net income" revised, 1933, 327 § 1; paragraph defining "Taxable year" revised, 1962, 613 § 1. (See 1933, 327 § 7.)

SECT. 2 amended, 1933, 327 § 2; 1939, 451 § 25; 1941, 509 § 3; 1953, 654 § 49; first two sentences stricken out and three sentences inserted, 1962, 613 § 2; first sentence revised, 1966, 14 § 9. Temporarily affected, 1951, 386 § 5; 1953, 246 § 9; 1955, 707 § 8; 1957, 456 § 8; 1959, 31 § 7; 1961, 139 § 7. (See 1933, 327 § 7; 1941, 509 § 9; 1962, 613 §§ 5, 6; 1966, 14 § 16.)

SECT. 3 amended, 1933, 254 § 58; 1934, 323 § 5; 1945, 161 § 2; 1953, 654 § 50; 1955, 611 § 1; revised, 1962, 613 § 3. (See 1933, 254 § 66; 1934, 323 § 11.)

SECT. 4 amended, 1939, 368; 1941, 509 § 4; revised, 1962, 613 § 4. (See 1941, 509 § 9.)

SECT. 5 amended, 1933, 254 § 59; repealed, 1934, 323 § 1. (See 1933, 254 § 66; 1934, 323 § 11.)

SECT. 6 repealed, 1934, 323 § 1. (See 1934, 323 § 11.)

SECT. 7 revised, 1966, 14 § 10.

SECT. 11 revised, 1959, 456 § 1; 1961, 493 § 3; 1966, 14 § 11. (See 1959, 456 § 5.)

SECT. 12, paragraph (*c*) amended, 1937, 274 § 1; 1955, 432 § 5; paragraph (*h*) added, 1934, 362; paragraph (*i*) added, 1948, 544 § 7A; paragraphs (*j*) and (*k*) added, 1953, 292; paragraph (*l*) added, 1954, 354; paragraph (*m*) added, 1954, 436; paragraph (*n*) added, 1954, 543; paragraph (*o*) added, 1955, 476 § 9; paragraph (*p*) added, 1956, 465 § 30; paragraph (*q*) added, 1956, 463; paragraph (*r*) added, 1957, 701 § 11; revised, 1958, 606 § 24; paragraph (*s*) added, 1958, 603 § 18; paragraph (*t*) added, 1960, 701 § 7; paragraph (*u*) added, 1960, 773 § 23; paragraph (*v*) added, 1960, 804 § 1; paragraph (*w*) added, 1961, 452 § 26; paragraph (*x*) added, 1961, 557 § 23; paragraph (*y*) added, 1962, 778 § 17; paragraph (*z*) added, 1963, 703 § 25; paragraph (*aa*) added, 1964, 563 § 3; paragraph (*bb*) added, 1964, 703 § 26; section repealed, 1966, 14 § 12. (See 1955, 432 §§ 2, 4, 24, 476 § 10.)

SECT 13 revised, 1959, 456 § 2; 1961, 493 § 4; 1966, 14 § 13. (See 1959, 456 § 5.)

SECT. 17 revised, 1959, 456 § 3; 1966, 14 § 14. (See 1959, 456 § 5.)

SECT. 18 revised, 1939, 447 § 1; 1948, 486 § 1; amended, 1954, 515 § 1; revised, 1960, 558 § 1. (See 1939, 447 § 3; 1948, 486 §§ 2–4.)

SECT. 18A amended, 1939, 447 § 2; 1953, 654 § 51; revised, 1959, 456 § 4. (See 1939, 447 § 3.)

SECT. 19 repealed, 1966, 14 § 15.

SECT. 20 amended, 1941, 509 § 5; revised, 1943, 531 § 1; second paragraph revised, 1958, 575; fourth paragraph amended, 1953, 654 § 52; section revised, 1960, 558 § 4; second paragraph revised, 1966, 596 § 1. (See 1941, 509 § 9; 1943, 531 §§ 2, 3, 7; 1948, 587; 1966, 596 § 2.)

SECT. 22 revised, 1945, 721 § 1; amended, 1946, 387 § 1; 1966, 698 § 45; temporarily affected, 1951, 386 § 6; 1953, 246 § 10; 1955, 707 § 9; 1957, 456 § 9; 1959, 31 § 8. (See 1945, 721 § 5; 1946, 387 § 7.)

SECT. 23 revised, 1945, 721 § 2; amended, 1946, 387 § 2. (See 1945, 721 § 5; 1946, 387 § 7.)

SECT. 24 amended, 1943, 531 § 4; revised, 1945, 721 § 3. (See 1943, 531 § 7; 1945, 721 § 5.)

SECT. 25 amended, 1943, 531 § 5; 1945, 721 § 4; 1960, 558 § 7; 1953, 654 § 53. (See 1943, 531 § 7; 1945, 721 § 5.)

SECT. 26 amended, 1946, 387 § 3; 1953, 654 § 54. (See 1946, 387 § 7.)

SECT. 27 amended, 1946, 387 § 4; revised, 1960, 558 § 8. (See 1946, 387 § 7.)

SECT. 28 amended, 1939, 451 § 27; 1941, 509 § 6; revised, 1943, 531 § 6; paragraph inserted after second paragraph, 1945, 342; second and third paragraphs revised, 1946, 387 § 5; third paragraph revised, 1950, 427; paragraph inserted after third paragraph, 1953, 633; last paragraph amended, 1953, 654 § 55; section revised, 1960, 558 § 9. (See 1941, 509 § 9; 1943, 531 § 7; 1946, 387 § 7.)

SECT. 29, first sentence revised, 1960, 558 § 10.

SECT. 29A added, 1946, 387 § 6 (relative to the taxation of marine and fire and marine insurance companies); subsection (7) revised, 1960, 558 § 11. (See 1946, 387 § 7.)

SECT. 29B added, 1947, 488 § 4 (relative to the taxation of the exchange of reciprocal or inter-insurance contracts).

SECTS. 30–51. For temporary legislation providing for further additional taxes levied under these sections, see 1947, 598; 1948, 574; 1949, 674; 1950, 608; 1951, 386; 1953, 246; 1955, 707 § 1; 1956, 354; 1957, 456.

SECTS. 30–60. For legislation establishing an additional tax under these sections to provide funds for old age assistance, see 1941, 729 §§ 9, 15; 1955, 540 § 5.

For temporary legislation providing for additional taxes levied under these sections, see 1935, 480; 1936, 397; 1937, 422; 1938, 502; 1939, 454 § 19; 1941, 416 §§ 1, 3; 1943, 482 §§ 1, 3, 4; 1945, 557 §§ 1, 3, 4; 1948, 503 §§ 1, 4, 6; 1948, 574; 1956, 354; 1957, 456 § 1; 1959, 31 § 1; 1960, 548 § 10; 1961, 139; 1963, 499.

SECT. 30, paragraph 1 revised, 1963, 654 § 2; 1964, 723 § 2; paragraph 2 revised, 1943, 459 § 1; 1966, 14 § 18; paragraph 3, subdivision (*a*) revised, 1939, 24 § 5; sentence added at end, 1947, 622 § 1; paragraph contained in lines 48–51 amended, 1933, 58 § 3; revised, 1943, 459 § 2, stricken out, 1956, 550 § 1; paragraph contained in lines 52–69 revised, 1934, 237 § 1;

paragraph 3 revised, 1958, 679 § 1; subdivision (*b*) revised, 1960, 548 § 1; subdivision (*d*) revised, 1960, 548 § 2; paragraph 3 stricken out, 1962, 756 § 1; paragraph 4, subdivision (*a*) revised, 1939, 24 § 6; subdivision (*b*), last paragraph stricken out, 1956, 550 § 2; sentence added at end, 1947, 622 § 2; paragraph contained in lines 70–74 amended, 1933, 58 § 4; revised, 1934, 237 § 1, 1943, 459 § 3; paragraph 4 revised, 1958, 679 § 2; subdivision (*b*) revised, 1960, 548 § 3; amended, 1961, 450 § 1; paragraph 4 stricken out, 1962, 756 § 1; paragraph 5 revised, 1933, 327 § 3; 1966, 698 § 46; paragraph 6 revised, 1956, 550 § 3; paragraphs 7–12 added, 1962, 756 § 2; paragraph 7 amended, 1966, 698 § 47; paragraph 8 amended, 1964, 375 § 1; paragraph 9 amended, 1964, 375 § 2; 1966, 698 § 48; paragraph 10 amended, 1964, 375 § 3; 1966, 698 § 49; paragraph 11 amended, 1964, 375 § 4; 1966, 698 § 50; paragraph 13 added, 1966, 698 § 51. (See 1933, 58 § 5, 327 § 7; 1934, 237 § 2; 1947, 622 § 5, 1956, 550 § 13; 1958, 679 § 3; 1961, 450 § 2, 1964, 375 § 5, 723 §§ 6, 7.)

SECT. 30A added, 1962, 756 § 3 (relative to the determination of the rate of tax on certain corporate property); repealed, 1966, 698 § 52. (See 1962, 756 § 12.)

SECT. 31 repealed, 1962, 756 § 4.

SECT. 32 revised, 1933, 342 § 1; amended, 1936, 362 § 5; 1939, 363 § 1; revised, 1956, 550 § 4; 1957, 577 § 1; subsection (*b*) revised, 1958, 406 § 1; section revised, 1960, 548 § 4; 1962, 756 § 5; 1966, 698 § 53. (See 1933, 342 § 6; 1936, 362 § 8; 1939, 363 § 2; 1956, 550 § 13; 1957, 577 § 3; 1958, 406 § 3; 1960, 548 § 11.)

SECT. 32A amended, 1933, 342 § 2; revised, 1956, 550 § 5; repealed, 1960, 548 § 5. (See 1933, 342 § 6; 1956, 550 § 13.)

SECT. 33 revised, 1933, 303 § 1; second paragraph stricken out, 1962, 756 § 6; paragraph inserted after first paragraph, 1966, 698 § 54. (See 1933, 303 § 3.)

SECT. 34 amended, 1933, 327 § 4; repealed, 1960, 548 § 6. (See 1933, 327 § 7.)

SECT. 35 revised, 1933, 58 § 1; amended, 1953, 654 § 56; revised, 1956, 550 § 6. (See 1956, 550 § 13.)

SECT. 36 revised, 1933, 327 § 5; amended, 1935, 473 § 2; second sentence revised, 1950, 506; first two sentences stricken out and sentence inserted, 1954, 270 § 1; section amended, 1953, 654 § 57; paragraph added at end, 1954, 270 § 2; section revised, 1955, 613; second sentence revised, 1956, 550 § 7; amended, 1966, 698 § 55; second paragraph amended, 1966, 698 § 56. (See 1933, 327 § 7; 1935, 473 § 7; 1956, 550 § 13.)

SECT. 37 repealed, 1966, 698 § 57.

SECT. 38, paragraph 2, subdivision (*c*) revised, 1960, 553; paragraph 3 amended, 1961, 419 § 1; paragraph 10 added at end, 1933, 342 § 3; section revised, 1966, 698 § 58. (See 1933, 342 § 6; 1961, 419 § 2.)

SECT. 38A revised, 1966, 698 § 59.

SECT. 38B, first sentence amended, 1953, 654 § 58; last paragraph amended, 1935, 473 § 3; revised, 1956, 379 § 2; section revised, 1956, 550 § 8; amended, 1962, 560 § 1; last two paragraphs stricken out, 1962, 756 § 7; section revised, 1966, 698 § 60. (See 1935, 473 § 7; 1956, 550 § 13.) [For temporary legislation affecting taxation, during the years 1934 to 1946, inclusive, of corporations subject to this section, see 1934, 317 § 1; 1935, 489 § 4; 1937, 395 § 5; 1938, 489 § 6; 1939, 373 § 5; 1941, 331 § 5; 1943, 285 § 5.]

SECT. 38C revised, 1937, 383 § 1; first sentence revised, 1964, 723 § 3. (See 1937, 383 § 3; 1964, 723 §§ 6, 7.)

SECT. 38D added, 1966, 701 (providing for an elective deduction and exemption under the business and manufacturing corporation excise for the construction or improvement of industrial waste treatment facilities.)

SECT. 39, subsection (1) revised, 1936, 362 § 6; last paragraph amended, 1933, 327 § 6; new paragraph added at end, 1933, 342 § 4; section revised, 1956, 550 § 9; 1957, 577 § 2; subsection (*b*) revised, 1958, 406 § 2; section revised, 1960, 548 § 7; 1962, 756 § 8; second sentence revised, 1966, 14 § 19; section revised, 1966, 698 § 61. (See 1933, 327 § 7, 342 § 6; 1936, 362 § 8; 1956, 550 § 13; 1957, 577 § 3; 1958, 406 § 3.)

SECT. 39A revised, 1933, 303 § 2; first paragraph amended, 1934, 134; paragraph inserted after first paragraph, 1966, 698 § 62; second paragraph stricken out, 1962, 756 § 9. (See 1933, 303 § 3.)

SECT. 39C revised, 1956, 550 § 10; repealed, 1960, 548 § 8. (See 1956, 550 § 13.)

SECT. 40 revised, 1933, 58 § 2.

SECT. 41 repealed, 1966, 698 § 63.

SECT. 42, last sentence amended, 1932, 180 § 11; section revised, 1933, 342 § 5; second sentence revised, 1956, 550 § 11; last sentence stricken out, 1953, 654 § 59; section revised, 1966, 698 § 64. (See 1933, 342 § 6; 1956, 550 § 13.)

SECT. 42A revised, 1966, 698 § 65.

SECT. 42B revised, 1937, 383 § 2. (See 1937, 383 § 3.)

SECT. 42C added, 1962, 560 § 2 (relative to the taxation of corporations dealing exclusively in securities on their own behalf); repealed, 1966, 698 § 66. (See 1962, 560 § 4.)

SECT. 43 repealed, 1945, 735 § 3. (See 1933, 307 § 9A; 1935, 489 § 2; 1937, 395 § 2; 1938, 489 § 3; 1939, 373 § 2; 1941, 331 § 2; 1943, 285 § 2.)

SECT. 44 amended, 1935, 473 § 4; 1936, 362 § 7; first sentence revised, 1960, 548 § 9; last sentence revised, 1955, 549 § 1; section revised, 1962, 557 § 1; third and fifth sentences amended, 1962, 756 § 18; 1966, 698 § 67. (See 1935, 473 § 7; 1936, 362 § 8; 1960, 548 § 11; 1962, 557 § 5.)

SECT. 45 amended, 1933, 195 § 1; revised, 1935, 473 § 5; amended, 1943, 395; 1950, 505; first sentence revised, 1955, 549 § 2; section revised, 1962, 557 § 2. (See 1933, 195 § 2; 1935, 473 § 7.)

SECT. 45A added, 1961, 440 (authorizing an extension of the statutory time limit for the assessment of the corporation excise).

SECT. 46 revised, 1954, 193; sentence added at end, 1955, 549 § 3; section revised, 1962, 557 § 3.

SECT. 47 stricken out, 1953, 654 § 60.

SECT. 48 revised, 1935, 473 § 1; 1956, 379 § 1; first sentence revised, 1962, 557 § 4. (See 1935, 473 § 7.)

For temporary legislation providing that certain taxes payable under this section shall be due and payable when the tax return therefor is required to be filed, see 1950, 816; affected, 1951, 750; 1952, 623 § 2; 1953, 246 § 5; 1954, 70 § 2.

SECT. 49 amended, 1953, 654 § 61.

SECT. 51, first sentence stricken out and three sentences inserted, 1951, 529; section amended, 1953, 654 § 62; 1954, 515 § 2; revised, 1957, 434 § 1; 1958, 503 § 1. (See 1957, 434 § 2; 1958, 503 § 2.)

SECT. 52, second sentence amended, 1946, 394 § 1; fourth sentence amended, 1946, 394 § 2; eighth sentence amended, 1955, 611 § 2.

SECT. 52A added, under caption, 1951, 641 § 1 (relative to taxation of certain utility corporations); subdivision (1), paragraph (*a*) amended, 1963, 662; paragraph (*b*) amended, 1952, 344; 1955, 611 § 3; paragraph (*d*) added, 1957, 629 § 1; subdivision (2) revised, 1966, 698 § 68; subdivision (4) amended, 1954, 515 § 3; clause Fifth revised, 1954, 490; subdivisions (6) and (7) amended, 1953, 654 § 63; subdivision (6) amended, 1954, 515 § 4; revised, 1956, 555 § 1; subdivision (7) amended, 1956, 555 § 2; subdivision (9) amended, 1955, 611 § 4; subdivisions (4)–(11) stricken out and subdivisions (4)–(7) inserted, 1962, 475 § 1. (See 1951, 641 § § 18, 19; 1956, 555 § § 3, 4; 1957, 629 § 2; 1962, 475 § 2.)

SECT. 53, first paragraph amended, 1933, 254 § 60; 1941, 509 § 7; 1951, 641 § 11; clause Third amended, 1955, 611 § 5; clause Fourth revised, 1934, 323 § 6; stricken out, 1951, 641 § 11. (See 1933, 254 § 66; 1934, 323 § 11; 1941, 509 § 9; 1951, 641 §§ 18, 19.)

SECT. 54, paragraph in lines 9–17 amended, 1933, 254 § 61; same paragraph revised, 1934, 323 § 7; last paragraph amended, 1934, 323 § 7A; section repealed, 1951, 641 § 2. (See 1933, 254 § 66; 1934, 323 § 11; 1951, 641 §§ 18, 19.)

SECT. 55, first paragraph amended, 1936, 134; section amended, 1939, 24 § 7; second last paragraph revised, 1947, 622 § 3; section revised, 1951, 641 § 12; last paragraph amended, 1963, 365 § 1. (See 1947, 622 § 5; 1951, 641 §§ 18, 19; 1963, 365 § 4.)

SECT. 56A revised, 1934, 317 § 3; first sentence amended, 1951, 641 § 13; revised, 1962, 560 § 3; section repealed, 1966, 698 § 69. (See 1934, 317 § 4; 1951, 641 § § 18, 19.)

SECT. 58 amended, 1951, 641 § 14. (See 1951, 641 §§ 18, 19.)

SECT. 59 amended, 1934, 323 § 8; 1951, 641 § 15. (See 1934, 323 § 11; 1951, 641 §§ 18, 19.)

SECT. 60 amended, 1939, 451 § 28; 1941, 509 § 8; 1954, 515 § 5; 1953, 654 § 64. (See 1941, 509 § 9.)

SECT. 67, third sentence revised, 1956, 550 § 12; fourth sentence amended, 1963, 365 § 2; sentence added at end, 1951, 641 § 16. (See 1951, 641 §§ 18, 19; 1956, 550 § 13; 1963, 365 § 4.)

SECT. 68A amended, 1939, 24 § 8; revised, 1947, 622 § 4; amended, 1954, 515 § 6. (See 1947, 622 § 5.)

SECT. 68B added, 1961, 283 § 1 (authorizing the commissioner of corporations and taxation to extend the time for filing corporation excise returns). (See 1961, 283 § 2.)

SECT. 69 amended, 1951, 641 § 17; revised, 1961, 278. (See 1951, 641 §§ 18, 19.)

SECT. 70 revised, 1935, 473 § 6. (See 1935, 473 § 7.)

SECT. 71 amended, 1933, 167 § 3; 1939, 451 § 29; 1945, 523 § 3; 1953, 654 § 65; revised, 1954, 515 § 7; first sentence revised, 1958, 523 § 3; amended, 1961, 277. (See 1958, 523 § 4.)

SECT. 71A amended, 1935, 150; 1939, 451 § 30; 1953, 654 § 66; revised, 1958, 305.

SECT. 71B added, 1937, 135 § 3 (providing that applications for abatement or correction of taxes, made pursuant to any provision of this chapter, shall be in writing upon forms approved by the commissioner); amended, 1953, 654 § 67.

SECT. 72 revised, 1964, 460 § 3.

SECT. 74 stricken out and sections 74 and 74A inserted, 1966, 14 § 20.

SECT. 76 revised, 1954, 461 § 1. (See 1954, 461 §§ 3, 4.)
SECT. 81 revised, 1939, 24 § 9.

Chapter 63A. — Taxation of Certain Corporations, Associations and Organizations Engaged in the Sale of Alcoholic Beverages.

For temporary legislation providing for additional taxes upon certain corporations, see 1948, 503 §§ 3, 4; 1949, 674 § 4; 1951, 386 §§ 4, 7; 1953, 246 §§ 8, 11, 15; 1955, 495, 707 § 7; 1956, 354; 1957, 456 § 7; 1959, 31 § 6; 1961, 139 § 6.

For temporary legislation providing that certain taxes under this chapter shall be due and payable when the tax return therefor is required to be filed, see 1950, 816; affected, 1951, 750; 1952, 623; 1953, 246 § 5; repealed, 1954, 70 § 2.

New chapter inserted, 1947, 632 § 1. (See 1947, 632 § 3.)

Chapter stricken out and new chapter 63A inserted, 1955, 580 § 1. (See 1955, 580 § 2.)

For prior changes see Table of Changes contained in Acts and Resolves of 1954.

The following references are to chapter 63A, as so inserted:

SECT. 2 revised, 1966, 698 § 70.

Chapter 63B. — Declaration of Estimated Tax by Corporations.

New chapter inserted, 1963, 714 § 5. (See 1963, 714 §§ 9, 10.)

Chapter 63C. — Taxation of Income of Certain Corporations.

New chapter inserted, 1966, 14 § 21. (See 1966, 14 § 79.)

SECT. 3 revised, 1966, 698 § 71.
SECT. 6 amended, 1966, 698 § 72.

Chapter 64. — Taxation of Stock Transfers.

For prior changes see Table of Changes contained in Acts and Resolves of 1953.

Chapter repealed, 1954, 353 § 1. (See 1954, 353 §§ 2, 3.)

Chapter 64A. — Taxation of Sales of Gasoline (former title, Taxation of Sales of Gasoline and Certain Other Motor Vehicle Fuel).

Title changed, 1956, 619 § 3.

Chapter affected, 1932, 248; 1935, 336; 1936, 398; 1938, 431 § 2; 1939, 408; 1941, 330; 1943, 270; 1945, 571; 1949, 744 § 3.

SECT. 1, paragraph (*c*) revised, 1957, 617 § 1; paragraph (*d*) revised, 1936, 357 § 1; amended, 1948, 492 § 1; revised, 1951, 414 § 1; definition of "Special fuels" stricken out, 1956, 619 § 4; sentence defining "Diesel engine fuel" added, 1947, 666 § 1; paragraph (*e*) revised, 1957, 617 § 2; paragraph (*f*) revised, 1957, 617 § 3; paragraph (*g*) amended, 1941, 490 § 16; paragraph (*i*) added, 1957, 617 § 4. (See 1936, 357 § 3; 1947, 666 §§ 2A, 4; 1956, 619 § 6; 1957, 617 § 13.)

SECT. 2 revised, 1957, 617 § 5; paragraph inserted after fifth paragraph, 1961, 300. (See 1957, 617 § 13.)

SECT. 3, last sentence amended, 1943, 420 § 1; 1957, 383 § 1; section amended, 1957, 617 § 8. (See 1957, 383 § 4, 617 § 13.)

SECT. 4 revised, 1938, 431 § 1; paragraph added at end, 1945, 556; section revised, 1949, 744 § 1; first sentence amended, 1953, 654 § 72; second sentence revised, 1951, 699 § 2; 1952, 556 § 12; 1956, 718 § 12; third sentence amended, 1953, 654 § 72; first paragraph revised, 1960, 411 § 1; amended, 1965, 451 § 1; paragraph added at end, 1957, 617 § 6; amended, 1965, 451 § 2. (See 1951, 699 §§ 3–5; 1952, 556 §§ 13–15; 1956, 718 §§ 14, 15; 1957, 617 § 13; 1960, 411 § 3; 1965, 451 §§ 7, 9A, 10.)

SECT. 4A added, 1947, 666 § 2 (providing for the taxation of Diesel engine fuel); next to last sentence revised, 1948, 464; section stricken out and sections 4A–4E inserted, 1949, 744 § 2 (relative to the sale, distribution and rate of tax on Diesel engine fuel); repealed, 1956, 619 § 5. (See 1947, 666 §§ 2A, 4; 1956, 619 § 6.)

SECT. 4A revised, 1951, 414 § 2; repealed, 1956, 619 § 5.

SECT. 5 amended, 1936, 357 § 2; 1939, 451 § 32; revised, 1943, 420 § 2; amended, 1953, 654 § 73; revised, 1957, 383 § 2; amended, 1957, 617 § 9; revised, 1958, 336. (See 1936, 357 § 3; 1957, 383 § 4, 617 § 13.)

SECT. 6 amended, 1957, 617 § 10. (See 1957, 617 § 13.)

SECT. 7 revised, 1943, 420 § 3; first sentence revised, 1948, 492 § 2; amended, 1952, 377 § 3; 1956, 552 § 1; section amended, 1949, 200; 1953, 654 § 74; section revised, 1957, 383 § 3, 728 § 1; third sentence amended, 1962, 715 § 3; revised, 1963, 503 § 1. (See 1956, 552 § 3; 1957, 383 § 4, 728 § 5; 1963, 503 § 2.)

SECT. 7A added, 1956, 552 § 2 (relative to the reimbursement of the excise tax on certain fuels used by persons engaged in the business of farming); revised, 1960, 410 § 1. (See 1960, 410 § 2.)

SECT. 8A added, 1956, 559 (providing for the sale of certain motor vehicle fuel); revised, 1957, 617 § 7; sentence added at end, 1959, 540 § 1. (See 1957, 617 § 13; 1959, 540 § 2.)

SECT. 9 amended, 1953, 654 § 75.

SECT. 10 amended, 1939, 451 § 33; revised, 1943, 420 § 4; second sentence revised, 1953, 654 § 76; amended, 1957, 617 § 11; section revised, 1960, 383. (See 1957, 617 § 13.)

SECT. 11 amended, 1957, 617 § 12. (See 1957, 617 § 13.)

SECT. 12 revised, 1941, 490 § 17.

SECT. 13 revised, 1962, 715 § 4.

Chapter 64B. — Excise upon Charges for Meals served to the Public.

New chapter inserted, 1941, 729 § 17. (See 1941, 729 § 15.)

SECT. 1, definition of "taxable charge", revised, 1945, 663 § 1; 1946, 326 § 1; 1949, 725; 1953, 627 § 1.

SECT. 2 revised, 1945, 663 § 2; 1946, 326 § 2; amended, 1953, 654 § 77.

SECT. 2A added, 1953, 627 § 2 (exempting certain meals from the excise imposed by this chapter); clause (*d*) added, 1961, 477.

SECT. 3 revised, 1945, 663 § 3; 1946, 326 § 3.

SECT. 4 revised, 1953, 617.

SECT. 5 amended, 1953, 654 § 78.

SECT. 6, paragraph added at end, 1943, 521 § 2; amended, 1948, 658; 1953, 654 § 79; second paragraph revised, 1954, 503 § 1. (See 1954, 503 § 2.)

SECT. 7 revised, 1946, 564; next to last sentence stricken out and two

sentences inserted, 1953, 654 § 80; third sentence revised, 1957, 368 § 1. (See 1957, 368 § 2.)

SECT. 10 amended, 1953, 654 § 81; revised, 1955, 540 § 4; repealed, 1966, 14 § 33. (See 1955, 540 §§ 5–7.)

Chapter 64C. — Cigarette Excise.

New chapter inserted, 1945, 547 § 1. (See 1945, 547 §§ 2, 3; 731 § 9; 1949, 771.)

For legislation providing for temporary cigarette taxes, see 1939, 454 §§ 1–18; 1941, 417, 715; 1943, 407; 1945, 731 § 9; 1949, 771; 1951, 386 § 9; 1953, 246 § 13; 1955, 707 § 11; 1956, 354; 1957, 456 § 11; 1958, 457 § 1; 1959, 31 § 10; 1961, 139; 1963, 499.

For legislation providing for temporary taxes on cigars and tobacco, see 1949, 796 § 2 (see 1949, 796 § 3); repealed, 1950, 827.

SECT. 1, third sentence revised, 1966, 541 § 1; sentence added, 1966, 435 § 1. (See 1966, 435 § 7, 541 § 2.)

SECT. 2, seventh sentence amended, 1956, 90 § 1. (See 1956, 90 § 3.)

SECT. 3 revised, 1956, 90 § 2. (See 1956, 90 § 3.)

SECT. 4 amended, 1953, 654 § 82.

SECT. 6 amended, 1953, 654 § 83; 1956, 720 § 1; revised, 1960, 774 § 7; second, third and fourth sentences revised, 1964, 563 § 5; same sentences revised, 1966, 14 § 22; third sentence stricken out, 1966, 435 § 2. (See 1956, 720 §§ 2–4; 1960, 774 §§ 6, 8, 9, 10; 1964, 563 § 4; 1966, 435 §§ 6, 7.)

SECT. 7, first two sentences stricken out and three sentences inserted, 1957, 373 § 1. (See 1957, 373 § 2.)

SECT. 9, first paragraph amended, 1964, 469; paragraph added at end, 1956, 322 § 1. (See 1956, 322 § 2.)

SECT. 10, sentence inserted after tenth sentence, 1966, 435 § 3. (See 1966, 435 § 7.)

SECT. 13, paragraph (*b*) revised, 1958, 633 § 1; paragraph (*d*) revised, 1958, 633 § 2.

SECT. 15 amended, 1958, 633 § 3.

SECT. 21 amended, 1966, 435 § 4. (See 1966, 435 § 7.)

SECT. 22 amended, 1953, 654 § 84.

SECT. 23 amended, 1953, 654 § 85.

SECT. 24 amended, 1956, 239.

SECT. 25 amended, 1953, 654 § 86.

SECT. 28 added, 1964, 563 § 6 (providing that a portion of the cigarette excise shall be credited to the General Fund and used solely for meeting certain transportation requirements); subsection (*c*) added, 1966, 14 § 23.

SECTS. 29–39 added, 1966, 435 § 5 (providing that payment of the cigarette excise be evidenced by stamps affixed to the cigarette packages).

Chapter 64D. — Excise on Deeds, Instruments and Writings.

New chapter inserted, 1951, 710 § 1. (See 1951, 710 § 2.)

SECT. 1 revised, 1953, 303.

SECT. 2, sentence inserted after first sentence, 1955, 651 § 2; section revised, 1962, 491 § 1. (See 1962, 491 § 2.)

SECT. 3, five paragraphs added at end, 1955, 651 § 1.

SECTS. 3A and 3B added, 1954, 550 (establishing a fund for the purchase by registries of deeds of documentary stamps to be sold by said registries).

SECT. 4 amended, 1953, 654 § 87.

SECT. 6, second sentence stricken out and two sentences inserted, 1953, 503.

Chapter 64E. — Taxation of Special Fuels Used in the Propulsion of Motor Vehicles.

New chapter inserted, 1956, 619 § 1. (See 1956, 619 § 6.)

SECT. 3, last paragraph revised, 1957, 382 § 1. (See 1957, 382 § 4.)

SECT. 4, first paragraph amended, 1956, 718 § 12A; 1965, 451 § 3; second paragraph revised, 1960, 411 § 2; 1965, 451 § 4. (See 1956, 718 §§ 14, 15; 1960, 411 § 3; 1965, 451 §§ 8, 9A, 10.)

SECT. 5 revised, 1957, 382 § 2, 728 § 2. (See 1957, 382 § 4, 728 § 5.)

SECT. 7 revised, 1957, 382 § 3. (See 1957, 382 § 4.)

SECT. 11 revised, 1961, 64.

Chapter 64F. — Taxation of Fuel and Special Fuels Acquired Outside and Used within the Commonwealth.

New chapter inserted, 1956, 619 § 2. (See 1956, 619 § 6.)

SECT. 3, first paragraph revised, 1956, 718 § 12B; first sentence amended, 1965, 451 § 5; two sentences added, 1957, 728 § 3. (See 1956, 718 §§ 14, 15; 1957, 728 § 5.)

SECT. 4, first sentence revised, 1957, 377 § 1. (See 1957, 377 § 4.)

SECT. 6, second sentence revised, 1956, 718 § 12C; section revised, 1960, 375 § 1; second sentence revised, 1965, 451 § 6. (See 1956, 718 §§ 14, 15; 1960, 375 § 3.)

SECT. 7, second paragraph revised, 1957, 377 § 2. (See 1957, 377 § 4.)

SECT. 8 revised, 1957, 377 § 3; first sentence revised, 1960, 375 § 2. (See 1957, 377 § 4.)

Chapter 64G. — Room Occupancy Excise.

New chapter inserted, 1966, 14 § 25. (See 1966, 14 § 79.)

Chapter 65. — Taxation of Legacies and Successions.

For legislation establishing an additional tax upon legacies and successions to provide funds for old age assistance, see 1941, 729 §§ 9A, 15.

For temporary legislation providing for additional taxes upon legacies and successions, see 1935, 480; 1936, 397; 1937, 422; 1938, 502; 1939, 454 §§ 20, 22; 1941, 416 §§ 2, 3; 1943, 482 §§ 2, 3, 4; 1945, 557 §§ 2, 3, 4; 1948, 503 §§ 2, 4; 1949, 674 § 3; 1951, 386 § 3; 1953, 246 § 7; 1955, 707 § 6; 1956, 354; 1957, 456 § 6; 1959, 31 § 5; 1961, 139 § 5; 1963, 499 § 5.

SECT. 1, table revised, 1933, 293; 1939, 454 § 22; 1941, 415 § 1; 1966, 698 § 73; first sentence revised, 1941, 605 § 1; amended, 1949, 792 § 1; revised, 1950, 556; 1955, 596; paragraph added after table, 1949, 792 § 2; revised, 1961, 403. (See 1941, 415 § 2, 605 § 2; 1966, 698 § 87.)

SECT. 3 amended, 1939, 380.

SECT. 7 revised, 1957, 429 § 1. (See 1957, 429 § 2.)

SECT. 9, first sentence revised, 1952, 445 § 1; paragraph added at end, 1954, 595 § 1; section revised, 1957, 502 § 1; second paragraph amended, 1964, 470 § 1. (See 1957, 502 § 2.) (See 1954, 595 §§ 2, 3; 1956, 488.)

SECT. 11 amended, 1949, 749.

SECT. 14 amended, 1953, 654 § 88.

SECT. 15 revised, 1948, 543 § 1. (See 1948, 543 § 2.)

SECT. 22 revised, 1961, 469 § 1; first paragraph revised, 1964, 470 § 2. (See 1961, 469 § 4.)

SECTS. 24A–24F added, 1933, 319 (providing reciprocal relations in respect to death taxes upon estates of nonresident decedents).

SECT. 25 amended, 1939, 451 § 34; revised, 1939, 494 § 1; 1954, 572 § 1; 1961, 469 § 2. (See 1961, 469 § 4.)

SECT. 26 amended, 1939, 451 § 35; revised, 1939, 494 § 2; amended, 1953, 654 § 89; revised, 1954, 572 § 2; 1961, 469 § 3.

SECT. 27 amended, 1953, 654 § 90.

SECT. 32 amended, 1939, 451 § 36; last sentence stricken out, 1945, 523 § 4.

SECT. 33 revised, 1963, 417; 1964, 460 § 4.

SECT. 35 revised, 1958, 313.

SECT. 35A added, 1957, 369 § 1 (relative to the furnishing of certain certificates and other papers relating to the tax on legacies and succession and establishing fees therefor).

Chapter 65A. — Taxation of Transfers of Certain Estates.

SECT. 1, paragraph added at end, 1932, 284; second paragraph revised, 1933, 316 § 1; section amended, 1937, 420 § 1. (See 1933, 316 § 2; 1937, 420 § 4.)

SECT. 5 stricken out, and new sections 5–5B inserted, 1943, 519 § 1 (providing for the equitable apportionment in certain cases of estate taxes and the collection and payment thereof). (See 1943, 519 § 2.)

SECT. 5 revised, 1948, 605 § 1. (See 1948, 605 §§ 3, 4.)

SECT. 5A revised, 1948, 605 § 2. (See 1948, 605 §§ 3, 4.)

SECT. 6 amended, 1937, 420 § 2; last sentence revised, 1943, 471; 1945, 529; section amended, 1953, 654 § 91. (See 1937, 420 § 4.)

SECT. 7 repealed, 1937, 420 § 3. (See 1937, 420 § 4.)

Chapter 65B. — Settlement of Disputes respecting the Domicile of Decedents for Death Tax Purposes.

New chapter inserted, 1943, 428 § 1. (See 1943, 428 § 3.)

SECT. 3 amended, 1953, 654 § 92.

SECT. 4, paragraph (*a*) amended, 1953, 654 § 93.

Chapter 66. — Public Records.

SECT. 1 amended, 1945, 580 § 7.

SECT. 3 revised, 1936, 305; 1941, 662 § 1.

SECT. 4 amended, 1950, 310.

SECTS. 5, 7 and 16 affected, 1941, 662 § 2.

SECT. 5A added, 1958, 626 § 10 (relative to the records of certain public boards and commissions); amended, 1960, 437 § 6; revised, 1964, 323 § 2.

SECT. 8 amended, 1943, 128; 1949, 395 § 2; first sentence revised, 1962, 427 § 3. (See 1949, 395 § 3; 1950, 182, 350.)

SECT. 8A added, 1951, 56 (relative to the destruction of certain records by city and town clerks).

SECT. 10 revised, 1948, 550 § 5.

SECT. 13, sentence added at end, 1951, 200.

SECT. 15 amended, 1939, 40.

SECT. 16 revised, 1948, 550 § 6.

SECT. 17A added, 1941, 630 § 1 (making records relating to old age assistance, aid to dependent children and aid to the blind confidential); revised, 1943, 169; amended, 1945, 240 § 1; revised, 1946, 67; amended, 1948, 202; revised, 1948, 525; amended, 1953, 342; 1966, 535 § 4; sentence added at end, 1956, 356.

SECT. 18 amended, 1945, 393 § 6.

Chapter 67. — Parishes and Religious Societies.

SECT. 7 revised, 1945, 28.

SECT. 40 amended, 1952, 580.

SECT. 51 revised, 1962, 750 § 2.

SECT. 55 added, 1953, 592 (to provide for the incorporation of churches, congregations, parishes, committees and other religious organizations under the jurisdiction of the Orthodox Church); third paragraph amended, 1962, 750 § 3.

Chapter 68. — Donations and Conveyances for Pious and Charitable Uses.

SECT. 9 repealed, 1965, 40.

SECT. 10, first sentence amended, 1957, 94; sentence added at end, 1934, 238.

SECT. 15 amended, 1946, 23; repealed, 1954, 529 § 3.

SECT. 17 added, 1954, 559 (relative to the solicitation of funds for charitable purposes); fifth paragraph amended, 1955, 498; section revised, 1957, 352; repealed, 1964, 718 § 2. (See 1964, 718 § 3.)

SECTS. 18–31 added, 1964, 718 § 1 (regulating the solicitation of charitable contributions from the public). (See 1964, 718 § 3.)

SECT. 27, subsection (*e*) revised, 1965, 324.

Chapter 69. — Powers and Duties of the Department of Education.

For an act to encourage the establishment of regional and consolidated public schools and to provide financial assistance to cities and towns in the construction of school buildings, see 1948, 645; 1949, 637, 741; 1950, 490, 508, 528; 1952, 413; 1953, 470; 1954, 329, 346; 1957, 322, 358, 703; 1958, 356; 1959, 591; 1961, 377, 471.

SECT. 4 revised, 1952, 585 § 8.

SECT. 6 amended, 1932, 127 § 3; 1960, 403 § 1.

SECT. 7 amended, 1935, 275; 1937, 213, 327; 1938, 315; revised, 1938, 424; amended, 1941, 351 § 6, 561; revised, 1943, 403; second sentence amended, 1958, 613 § 2D; sentence inserted after second sentence, 1956, 186; section revised, 1965, 572 § 9.

SECT. 7A added, 1946, 439 § 1 (extending to certain members of the armed forces, and to veterans of World War II, university extension courses free of charge); revised, 1954, 627 § 20; 1958, 409. (See 1946, 439 § 2; 1954, 627 §§ 65, 67.)

SECT. 7B added, 1946, 548 § 1 (relative to higher educational opportunities for children of certain deceased members or former members of the armed forces); first paragraph amended, 1948, 381; second paragraph amended, 1947, 399; 1948, 357; section revised, 1950, 758; 1951, 747; amended, 1952, 497; first paragraph revised, 1954, 627 § 21; 1963, 492. (See 1954, 627 §§ 65, 67.)

SECT. 7C added, 1957, 692 (providing for the granting of certain scholarships to certain students at the State Teachers College at Fitchburg); amended, 1960, 403 § 2.

SECT. 7D added, 1963, 702 (establishing additional special education scholarships).

SECT. 7E added, 1966, 712 § 1 (establishing education scholarships for certain children of certain police officers and fire fighters who are killed or die in the performance of duty).

SECT. 8 amended, 1932, 127 § 4; 1960, 403 § 3.

SECT. 9 amended, 1938, 442 § 1.

SECT. 9A added, 1938, 442 § 2 (further regulating education in the use of English and certain other subjects adapted to fit persons for American citizenship).

SECT. 10 revised, 1966, 14 § 44.

SECT. 10A added, 1951, 693 (providing for the advancement of education for American citizenship).

SECT. 11 revised, 1939, 409 § 4. (See 1939, 409 §§ 1, 5.)

SECT. 12 repealed and caption preceding section stricken out, 1966, 535 § 5.

SECT. 13 stricken out and sections 13–13D inserted, 1951, 673 § 1. (See 1951, 673 § 8.)

SECTS. 13A–13D repealed, 1966, 535 § 5.

SECT. 14 revised, 1951, 673 § 2; repealed, 1966, 535 § 5. (See 1957, 669.)

SECT. 15, sentence added at end, 1951, 673 § 3, section repealed, 1966, 535 § 5.

SECT. 16 repealed, 1952, 345.

SECTS. 17 and 18 stricken out and section 17 inserted, 1951, 673 § 4.

SECT. 17 repealed, 1966, 535 § 5.

SECT. 19 amended, 1943, 89 § 1; revised, 1951, 673 § 5; repealed, 1966, 535 § 5.

SECT. 19A added, 1943, 89 § 2 (requiring reports to the director of the division of the blind of results of examinations of blind persons); repealed, 1966, 535 § 5.

SECT. 19B added, 1945, 554 (providing for examinations by ophthalmologists of certain applicants for aid to the blind); repealed, 1966, 535 § 5.

SECTS. 20–22 repealed, 1951, 673 § 6.

SECT. 23 revised, 1943, 526; first paragraph amended, 1947, 458; 1951, 555; revised, 1956, 585 § 1; amended, 1962, 503 § 1; paragraph inserted after first paragraph, 1951, 551; paragraph added at end, 1945, 541 § 1; amended, 1962, 505; section repealed, 1966, 535 § 5. (See 1956, 585 § 2; 1962, 503 § 2.)

SECT. 23A added, 1938, 28 (requiring the furnishing of information to the director of the division of the blind by certain banks and other depositories); repealed, 1966, 535 § 5.

SECT. 23B added, 1945, 541 § 2 (relative to granting aid or assistance to certain blind persons); repealed, 1966, 535 § 5.

SECT. 24 repealed, 1966, 535 § 5.

SECT. 24A added, 1953, 457 § 1 (providing that permits to operate vending stands in public buildings be granted to the division of the blind); revised, 1956, 477; 1962, 336; repealed, 1966, 535 § 5. (See 1953, 457 § 2.)

SECT. 25 revised, 1935, 397; repealed, 1966, 535 § 5.

SECTS. 25A–25E added, 1938, 329 (regulating the raising of funds for the benefit of the blind); repealed, 1966, 535 § 5.

SECT. 26, first sentence amended, 1945, 524; 1951, 673 § 6A; paragraph added at end, 1935, 286; section revised, 1952, 498 § 1; 1957, 582, 1958, 508; third sentence amended, 1964, 497.

SECT. 26A added, 1941, 630 § 2 (relative to information concerning recipients of aid to the blind); repealed, 1966, 535 § 5.

SECT. 28 revised, 1952, 498 § 2; 1957, 615 § 1.

SECT. 28A added, 1957, 615 § 2 (providing reimbursement to cities, towns and regional school districts for extra compensation paid to teachers of special day classes for deaf pupils).

SECT. 29 added, 1938, 313 (relative to instruction in lip reading for certain school children whose hearing is defective); revised, 1960, 600.

SECTS. 29A and 29B added, under caption, 1954, 514 § 3 (relative to the powers and duties of the division of special education for mentally retarded children).

SECT. 29A revised, 1955, 626 § 1; amended, 1956, 570 § 1.

SECT. 29B revised, 1955, 626 § 1; amended, 1956, 535 § 1; 1957, 615 § 3; revised, 1960, 627; amended, 1960, 750 § 2; 1966, 647 § 2; sentence added, 1966, 501 § 2. (See 1960, 750 § 3.)

SECT. 29C added, 1956, 570 § 2 (relative to the allocation of the expense of purchasing, leasing and maintaining special audio-equipment for the instruction of physically handicapped children); revised, 1966, 14 § 45.

SECT. 29D added, 1956, 635 (relative to recreational programs for physically handicapped children); revised, 1958, 556; last sentence revised, 1966, 14 § 46.

SECTS. 30 and 31 added, under caption, 1943, 549 § 3 (relative to approval by the Board of Collegiate Authority of the organization of certain educational institutions and of certain amendments to their charters).

SECT. 30 amended, 1962, 750 § 4; sentence inserted after fifth sentence, 1953, 290; sentence added at end, 1960, 405; caption preceding section stricken out, 1965, 572 § 10; section amended, 1965, 572 § 11.

SECT. 30A added, 1963, 202 (providing for the revocation or suspension of the power of certain educational institutions to grant degrees); amended, 1965, 572 § 12.

SECT. 31 amended, 1965, 572 § 13.

SECT. 31A added, 1964, 66 (further regulating the awarding of degrees by educational institutions in the commonwealth).

SECTS. 32 and 33 added, under caption, 1951, 673 § 7 (relative to instruction of visually handicapped and blind children).

SECT. 33, sentence added at end, 1952, 397.

Chapter 70. — School Funds and State Aid for Public Schools (former title, School Funds and Other State Aid for Public Schools).

Chapter stricken out and new chapter 70 (with new title) inserted, 1948, 643 § 1. (See 1948, 643 § 3, 645.)

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

The following references are to chapter 70, as so inserted:

SECT. 3, first sentence revised, 1956, 599 § 2. (See 1956, 599 §§ 4, 5.)

SECT. 3A added, 1950, 703 (providing state reimbursement for cities and towns for payment to certain teachers); repealed, 1955, 626 § 2A.

SECT. 3B added, 1950, 774 (providing state reimbursement for towns forming regional school districts); sentence added at end, 1953, 547 § 2.

SECT. 3C added, 1954, 514 § 4 (providing for reimbursement of cities and towns on account of special education for mentally retarded children); repealed, 1955, 626 § 2A.

SECT. 4, sentence added at end, 1953, 547 § 1.

SECT. 4A added, 1956, 453 (relative to state reimbursement to certain towns in regional school districts).

SECT. 6 revised, 1951, 592 § 1. (See 1951, 592 § 2.)

SECT. 9, second sentence revised, 1956, 599 § 3. (See 1956, 599 § 5.)

SECT. 10, sentence added at end, 1950, 620.

SECT. 11 amended, 1960, 403 § 4; revised, 1963, 642 § 4.

Chapter stricken out and new chapter 70 inserted, 1966, 14 § 40. (See 1966, 14 § 79.)

Chapter 71. — Public Schools.

SECT. 1 amended, 1953, 137; first sentence amended, 1962, 11; revised, 1965, 572 § 14; two sentences inserted after first sentence, 1966, 187; second sentence (as appearing in 1953, 137) amended, 1962, 301 § 1.

SECT. 1A added, 1966, 130 (providing for the opening of each school day with a period of silent meditation).

SECT. 2 amended, 1938, 246 § 1; revised, 1949, 468; 1952, 282.

SECT. 3 amended, 1962, 301 § 2; revised, 1966, 150.

SECT. 4 amended, 1953, 260; second sentence revised, 1955, 109; same sentence stricken out and two sentences inserted, 1963, 530 § 1; section revised, 1965, 572 § 15.

SECT. 4A added, 1963, 530 § 2 (providing penalties for failure to keep open certain schools for one hundred and eighty days during each school year); revised, 1965, 572 § 16.

SECT. 5 repealed, 1948, 643 § 2. (See 1948, 643 § 3.)

SECT. 6, second and third sentences of first paragraph stricken out, 1947, 679 § 4.

SECT. 6A added, 1963, 9 (permitting the admission of students from outside the commonwealth to certain public schools therein).

SECT. 7 amended, 1941, 590; repealed, 1947, 679 § 5.

SECT. 7A added, 1947, 679 § 1 (providing for reimbursement to cities and towns for certain expenses incurred for the transportation of pupils); first paragraph revised, 1949, 754; amended, 1962, 729 § 1; 1963, 539; 1966, 14 § 47; three paragraphs inserted after first paragraph, 1962, 729 § 2; fifth paragraph stricken out, 1966, 14 § 48.

SECT. 7B added, 1964, 563 § 8 (providing additional reimbursement to certain cities and towns for certain expenses incurred for the transportation of pupils).

SECTS. 8 and 9 repealed, 1948, 643 § 2. (See 1948, 643 § 3.)

SECT. 13A added, 1938, 241 (requiring the teaching of the Italian language in certain public high schools in certain cases).

SECT. 13B added, 1939, 311 (relative to the teaching of modern languages in certain public high schools).

SECT. 13C added, 1945, 402 (requiring the teaching of the Polish language in certain public high schools in certain cases).

SECT. 13D added, 1948, 205 (providing for motor vehicle driving education in high schools); paragraph added at end, 1954, 49; 1963, 349 § 1.

SECT. 13E added, 1949, 99 (requiring the teaching of the Lithuanian language in public schools in certain cases).

SECT. 13F added, 1957, 709 (providing that cities and towns may contribute to the financing of educational television programs from funds appropriated for school purposes).

SECT. 13F stricken out and sections 13F–13I inserted, 1960, 567 § 1 (establishing in the department of education an executive committee for educational television). (See 1960, 567 § 3.)

SECTS. 14–16 stricken out and sections 14–16I inserted, under caption, 1949, 638 § 1 (relative to the formation of regional school districts). (See 1949, 638 § 2.)

SECT. 14 revised, 1951, 331 § 1.

SECT. 14A amended, 1951, 331 § 2.

SECT. 14B amended, 1951, 331 § 3; clause (*b*) revised, 1955, 142 § 1; clause (*c*) revised, 1952, 471 § 1; 1960, 650 § 1. (See 1952, 471 § 2; 1955, 142 § 2; 1960, 650 § 2.)

SECT. 14C added, 1954, 214 (authorizing certain towns to sell, lease or license school buildings to a regional school district); last sentence stricken out and two sentences inserted, 1955, 58; section amended, 1955, 127 § 1. (See 1955, 127 § 2.)

SECT. 15, first paragraph revised, 1951, 331 § 4; 1955, 141 § 1; amended, 1957, 53; last paragraph revised, 1966, 136. (See 1955, 141 § 2.)

SECTS. 16–16I inserted, 1949, 638 § 1. (See 1949, 638 § 2.)

SECT. 16, clause (*a*) revised, 1962, 232 § 3; clause (*c*) revised, 1955, 65; clause (*d*) revised, 1955, 65; 1956, 243; 1961, 380; 1965, 367; amended, 1966, 137; clause (*e*) revised, 1962, 232 § 4.

SECT. 16A revised, 1958, 129; second sentence stricken out and two sentences inserted, 1963, 132; sentence added at end, 1964, 17.

SECT. 16B, paragraph added at end, 1958, 619.

SECT. 16C revised, 1952, 470; 1966, 14 § 49.

SECT. 16F. See 1952, 601.

SECT. 19 amended, 1939, 461 § 1.

SECT. 20 revised, 1951, 680; 1962, 28.

SECT. 21 amended, 1945, 133 § 1.

SECT. 24, first sentence revised, 1966, 14 § 50; last sentence revised, 1966, 14 § 51.

SECTS. 26A–26F added, 1946, 165 § 1 (providing for extended school services for certain children of certain employed mothers). (See 1946, 165 §§ 2, 3.)

SECTS. 26E and 26F stricken out and section 26E inserted, 1966, 14 § 52.

SECT. 30A added, 1935, 370 § 1 (requiring that an oath or affirmation be taken and subscribed to by certain professors, instructors and teachers in the colleges, universities and schools of the commonwealth); sentence added at end, 1948, 160 § 2. (See 1935, 370 §§ 2, 2A, 3.)

SECT. 34 revised, 1939, 294.

SECTS. 34A and 34B added, 1943, 547 (requiring persons operating or maintaining educational institutions to furnish, upon request, certain transcripts of records).

SECT. 34C added, 1951, 67 (relative to granting high school diplomas to certain students who enter the armed forces); revised, 1954, 91; repealed, 1965, 43.

SECT. 37A added, 1958, 119 (authorizing school committees to accept

and disburse grants and gifts for educational purposes from charitable foundations and private corporations).

SECT. 37B added, 1963, 466 § 3 (authorizing the purchase of annuities for employees of public educational institutions).

SECTS. 37C and 37D added, 1965, 641 § 1 (providing for the elimination of racial imbalance in the public schools).

SECT. 38, two sentences inserted after first sentence, 1965, 164; sentence added at end, 1960, 333 § 2.

SECTS. 38A–38F added, 1941, 676 § 2 (relative to occupational guidance and placement). (See 1941, 646.)

SECT. 38B revised, 1966, 14 § 53.

SECT. 38E revised, 1966, 14 § 54.

SECT. 38G added, 1951, 278 § 1 (to establish standards of certification of teachers in the public schools); first two paragraphs stricken out and one paragraph inserted, 1952, 530; revised, 1953, 264; amended, 1956, 122; section revised, 1960, 20 § 1; first paragraph revised, 1960, 333 § 1; second paragraph amended, 1965, 172; paragraph added, 1965, 345. (See 1951, 278 § 2; 1960, 20 § 2.)

SECT. 38H added, 1965, 276 (providing that school librarians and school library supervisors or co-ordinators be given tenure in the same manner as teachers).

SECT. 38I added, 1966, 143 (authorizing school committees to reimburse teachers for certain tuition charges and fees).

SECT. 40 amended, 1941, 507; 1943, 494; revised, 1945, 727 § 1; two sentences added at end, 1946, 527 § 1; section revised, 1949, 684; first sentence revised, 1951, 499; 1952, 69; 1956, 434; 1957, 447; 1958, 545; 1959, 602 § 1; 1962, 594 § 1; 1964, 267 § 1; last sentence stricken out, 1962, 519. (See 1945, 727 § 2; 1946, 527 §§ 2, 3; 1959, 602 § 2; 1962, 594 § 2; 1964, 267 § 2.)

SECT. 41 revised, 1947, 597 § 1; sentence added at end, 1950, 283; section revised, 1953, 372; amended, 1956, 132 § 1.

SECT. 41A added, 1962, 277 (providing for leaves of absence to public school teachers for study or research).

SECT. 42 revised, 1934, 123; first sentence revised, 1947, 597 § 2; amended, 1956, 132 § 2; sentence inserted after second sentence, 1953, 244; third sentence (as appearing in 1934, 123) amended, 1966, 185 § 1; sentence inserted after said sentence, 1946, 195; fourth sentence (as appearing in 1934, 123) amended, 1966, 185 § 2.

SECT. 42A added, 1945, 330 (giving certain rights to school principals and supervisors in cases of demotion); revised, 1953, 269.

SECT. 42B added, 1952, 545 (providing for tenure of teachers and superintendents in regional school districts); sentence added at end, 1956, 136 § 1. (See 1956, 136 § 2.)

SECT. 42C added, 1957, 195 (requiring school officials to permit teachers to inspect records kept concerning them or their work).

SECT. 42D added, 1966, 185 § 3 (relative to the suspension of teachers and superintendents of public schools).

SECT. 43, sentence added at end, 1963, 466 § 4.

SECT. 43A added, 1958, 462 (providing that certain teachers or superintendents dismissed by action of a school committee may appeal therefrom to the superior court).

SECT. 43B added, 1961, 240 (providing for the reimbursement of cer-

tain teachers and superintendents of schools for expenses incurred in defending themselves against removal proceedings).

SECT. 46 amended, 1941, 194 § 4; revised, 1954, 514 § 5; 1955, 626 § 3; 1956, 535 § 4; amended, 1965, 221; paragraph inserted after first paragraph, 1965, 701; paragraph added at end, 1957, 584; revised, 1966, 72.

SECT. 46A amended, 1932, 159; revised, 1945, 534; 1946, 357; paragraph inserted after second paragraph, 1953, 352; stricken out, 1954, 296 § 2; last sentence stricken out and three sentences inserted, 1947, 384; section revised, 1955, 772 § 1; first paragraph amended, 1956, 570 § 3.

SECT. 46B added, 1954, 296 § 1 (providing for reimbursement of cities and towns for transportation of certain handicapped children to special schools); revised, 1955, 772 § 2; 1960, 649; first sentence amended, 1964, 554; second sentence amended, 1966, 14 § 55.

SECTS. 46C and 46D added, 1954, 514 § 6 (relative to joinder of cities and towns for the purpose of conducting special classes for mentally retarded children).

SECT. 46C revised, 1955, 626 § 4; amended, 1956, 535 § 5; revised, 1963, 574.

SECTS. 46E and 46F added, 1955, 626 § 2 (providing for reimbursement by the commonwealth of certain costs of conducting special classes approved by the division of special education by certain school districts).

SECT. 46E amended, 1956, 535 § 2; paragraph added at end, 1962, 708; section amended, 1966, 14 § 56.

SECT. 46F amended, 1956, 535 § 3, 570 § 4; revised, 1960, 628; amended, 1966, 14 § 57.

SECT. 46G added, 1955, 696 (to strengthen the activities of cities and towns in the prevention of juvenile delinquency); last sentence revised, 1966, 14 § 58.

SECTS. 46H and 46I added, 1960, 750 § 1 (providing for the instruction and training of certain emotionally disturbed children, and reimbursing cities and towns and school districts expenses incurred in connection therewith). (See 1960, 750 § 3.)

SECT. 46J added, 1962, 555 (providing for joint special education programs for emotionally disturbed children).

SECTS. 46K and 46L added, 1966, 647 § 1 (providing for the instruction and training of children with certain learning impairments).

SECT. 47 revised, 1935, 199; 1950, 658; 1951, 411 § 1; amended, 1952, 316 § 1; revised, 1954, 271; third sentence amended, 1962, 301 § 3; fourth sentence revised, 1959, 113; 1962, 301 § 4.

SECT. 47A added, 1954, 220 (authorizing school committees to contract for hire of athletic coaches for periods not exceeding three years).

SECT. 48A amended, 1935, 47; revised, 1958, 164.

SECT. 48B added, 1964, 32 (authorizing school committees to purchase uniforms to be worn by certain employees).

SECT. 52 amended, 1932, 90.

SECT. 53A, sentence added at end, 1950, 208 § 1. (See 1950, 208 § 2.)

SECT. 54 amended, 1938, 265 § 1; 1945, 133 § 2.

SECT. 55 revised, 1938, 265 § 2; amended, 1952, 89.

SECT. 55A added, 1938, 265 § 3 (relative to the disposition of children showing signs of ill health or of being infected with a dangerous disease).

SECT. 55B added, 1950, 732 § 1 (prohibiting the employment in schools of certain persons suffering from tuberculosis and requiring periodic ex-

aminations of school employees); eighth sentence stricken out and two sentences inserted, 1952, 469; eighth sentence revised, 1954, 658; section revised, 1958, 15; 1964, 378.

SECT. 55C added, 1964, 51 (requiring pupils and teachers to wear eye protective devices while attending certain classes in public schools); revised, 1966, 21. (See 1964, 510.)

SECT. 56 revised, 1938, 265 § 4.

SECT. 57 revised, 1943, 384; 1951, 502 § 1; second sentence revised, 1955, 684; 1956, 428. (See 1951, 502 § 2.)

SECT. 58 amended, 1932, 127 § 8; revised, 1935, 287; repealed, 1945, 543 § 1.

SECT. 59A added, 1952, 506 (providing for the employment of a superintendent of schools in certain small towns); revised, 1953, 557; second paragraph revised, 1966, 14 § 59.

SECT. 61 amended, 1951, 643 § 1; revised, 1952, 108; 1953, 334. (See 1951, 643 §§ 1A–3.)

SECT. 63, paragraph added at end, 1945, 223 § 1. (See 1945, 223 § 2.)

SECT. 64 revised, 1949, 794; 1955, 565; first sentence revised, 1956, 237; section revised, 1956, 448 § 1; 1963, 740 § 1.

SECT. 65 revised, 1949, 794; 1955, 565; 1956, 448 § 2; 1963, 740 § 2; 1966, 14 § 60.

SECT. 66, paragraph added at end, 1937, 281; section repealed, 1958, 241.

SECT. 68 revised, 1934, 97 § 1. (See 1934, 97 § 2.)

SECT. 69 revised, 1935, 258.

SECT. 69A added, 1965, 502 (providing for a plaque containing the words "For God and Country" to be placed in a conspicuous location in every public school building within the commonwealth).

SECT. 71 amended, 1935, 193; sentence inserted after third sentence, 1966, 344.

SECT. 71A added, 1965, 404 (authorizing school committees to designate the location of highway safety stations for children awaiting a school bus).

SECT. 72. See 1948, 548; 1949, 303.

SECTS. 75–79 added, 1948, 620 § 5 (providing for extended courses of instruction on junior college level in high schools). (See 1948, 620 § 6.)

SECT. 78 revised, 1957, 756; 1966, 14 § 61, 724.

SECT. 79 revised, 1958, 168; amended, 1965, 572 § 17.

SECT. 80 added, 1958, 127 § 1 (establishing a lunch period for public school teachers); amended, 1958, 368. (See 1958, 127 § 2.)

SECT. 81 added, 1958, 605 § 2 (providing that no junior college shall be established by a city or town).

Chapter 72. — School Registers and Returns.

SECT. 2, sentence inserted after first sentence, 1966, 14 § 62.

SECT. 2A added, 1966, 14 § 63 (providing for the filing by superintendents of schools of certain reports of student enrollment).

SECT. 3, paragraph in lines 6–10 revised, 1939, 461 § 2; section revised, 1966, 14 § 64.

SECT. 6 revised, 1962, 410.

SECT. 8, first two sentences stricken out and one sentence inserted, 1957, 290; first paragraph amended, 1954, 231 § 1; fourth sentence revised, 1966, 14 § 65; second paragraph added, 1959, 321.

Chapter 73. — State Colleges and Community Colleges (former title, State Teachers Colleges and Community Colleges).

Title changed, 1932, 127 § 9; 1948, 620 § 1; 1960, 403 § 5.

SECT. 1 amended, 1932, 127 § 10; revised, 1948, 620 § 2; 1952, 585 § 9; amended, 1952, 618 § 1; revised, 1959, 246 § 2; paragraph added at end, 1960, 284; section revised, 1960, 403 § 6; five paragraphs added at end, 1962, 553; section revised, 1963, 642 § 5; first sentence revised, 1964, 561 § 7; first paragraph stricken out and two paragraphs inserted, 1965, 572 § 18; three paragraphs added at end, 1964, 561 § 8. (See 1948, 620 § 6; 1952, 618 §§ 4–12.)

SECT. 1A added, 1952, 499 § 1 (relative to the increase of fees and charges for services rendered by the department of education); amended, 1959, 246 § 3; revised, 1960, 403 § 7; amended, 1963, 642 § 6.

SECT. 1B added, 1961, 434 (authorizing the board of education to establish activity fees in state colleges); first sentence amended, 1963, 642 § 7; revised, 1964, 561 § 9.

SECT. 1C and 1D added, 1963, 642 § 8.

SECT. 2 amended, 1932, 127 § 11; 1960, 403 § 8.

SECT. 2A added, 1938, 246 § 2 (making the constitutions of the United States and of this commonwealth required subjects of instruction in state teachers colleges); amended, 1960, 403 § 9.

SECT. 3 amended, 1932, 127 § 12; first sentence revised, 1952, 618 § 2; section revised, 1960, 403 § 10; amended, 1963, 642 § 9. (See 1952, 618 §§ 4–12.)

SECT. 4 amended, 1932, 127 § 13; 1960, 403 § 11.

SECT. 4A amended, 1932, 127 § 14; sentence added at end, 1952, 618 § 3; section revised, 1960, 403 § 12; amended, 1963, 642 § 10. (See 1952, 618 §§ 4–12.)

SECT. 4B added, 1954, 350 (regulating the dismissal of certain teachers in state teachers colleges); revised, 1956, 480; first sentence amended, 1960, 403 § 13; 1963, 642 § 11; revised, 1964, 561 § 10.

SECT. 5 amended, 1932, 127 § 15; 1960, 403 § 14; revised, 1963, 642 § 12. (Temporarily affected, 1933, 233; 1934, 130; 1935, 277.)

SECT. 5A added, 1963, 429 (establishing the State College Research Foundation); repealed, 1963, 642 § 12A.

SECT. 6 amended, 1932, 127 § 16; 1960, 403 § 15; revised, 1963, 642 § 12.

SECT. 7 amended, 1932, 127 § 17; revised, 1935, 21; 1948, 620 § 3; sentence added at end, 1950, 60; section revised, 1957, 309; 1958, 605 § 3; amended, 1959, 246 § 4, 592; revised, 1960, 403 § 16; amended, 1963, 86, 642 § 13; last sentence stricken out and two sentences inserted, 1964, 561 § 11; section repealed, 1965, 572 § 19. (See 1948, 620 § 6; 1959, 477.)

SECTS. 8 and 9 added, 1948, 620 § 4 (relative to the establishment of community colleges by the department of education and providing courses therein). (See 1948, 620 § 6.)

SECT. 8 amended, 1959, 246 § 5; revised, 1960, 403 § 17; amended, 1963, 642 § 14.

SECT. 9 repealed, 1958, 605 § 4.

SECTS. 10–18 added, 1963, 642 § 15 (relative to the administration of the state colleges). (See 1963, 642 §§ 16, 17.)

SECT. 10, second sentence revised, 1964, 561 § 12.

SECT. 16, second paragraph amended, 1964, 357 § 4; third paragraph amended, 1964, 357 § 5. (See 1964, 357 § 11.)

Chapter 74. — Vocational Education.

SECT. 1 revised, 1938, 446 § 1; amended, 1941, 617 § 1; "State board" defined, 1952, 630 § 2; definition revised, 1965, 572 § 20. (See 1938, 446 § 14.)

SECT. 2 amended, 1938, 446 § 2; revised, 1952, 630 § 3; 1957, 599 § 1. (See 1938, 446 § 14.)

SECT. 3 amended, 1938, 446 § 3; revised, 1957, 599 § 2. (See 1938, 446 § 14.)

SECT. 4 amended, 1938, 446 § 4; revised, 1957, 599 § 3. (See 1938, 446 § 14.)

SECT. 5 amended, 1952, 630 § 4.

SECT. 5A added, 1952, 471 § 3 (relative to the establishment of independent distributive occupations, industrial, agricultural and household arts schools by regional school districts). (See 1952, 471 § 2.)

SECT. 6 amended, 1938, 446 § 5; 1952, 630 § 5; revised, 1957, 599 § 4. (See 1938, 446 § 14.)

SECT. 7 amended, 1938, 446 § 6; 1952, 630 § 6; revised, 1957, 599 § 5. (See 1938, 446 § 14.)

SECT. 7A amended, 1952, 630 § 7.

SECT. 8 amended, 1952, 630 § 8.

SECT. 8A revised, 1937, 323; paragraph added at end, 1939, 308; section revised, 1950, 622; amended, 1966, 14 § 66.

SECT. 9 amended, 1938, 446 § 7; 1952, 471 § 4; revised, 1957, 496 § 1, 599 § 6; 1966, 14 § 67. (See 1938, 446 § 14.)

SECT. 10 revised, 1966, 14 § 68.

SECT. 11 amended, 1933, 102 § 2; 1941, 617 § 2; revised, 1966, 561. (See 1933, 102 § 4; revised, 1966, 561.)

SECT. 12 amended, 1952, 471 § 5; revised, 1957, 496 § 2; 1966, 14 § 69.

SECT. 13 amended, 1938, 446 § 8; revised, 1957, 599 § 7. (See 1938, 446 § 14.)

SECT. 14 revised, 1943, 540; paragraph added at end, 1952, 471 § 6.

SECT. 14A added, 1943, 540 (relative to federal funds for vocational education); amended, 1952, 630 § 9.

SECT. 18 amended, 1952, 630 § 10.

SECT. 19 revised, 1938, 446 § 9. (See 1938, 446 § 14); repealed, 1947, 652 § 13.

SECT. 20 revised, 1947, 652 § 9; sentence added at end, 1955, 700 § 2; stricken out, 1956, 602 § 7; section revised, 1965, 572 § 21. (See 1956, 602 §§ 17–20.)

SECT. 21 amended, 1938, 446 § 10; 1946, 552 § 2; revised, 1947, 652 § 10; amended, 1956, 602 § 8; revised, 1965, 572 § 22. (See 1938, 446 § 14; 1946, 552 §§ 4, 5; 1956, 602 §§ 17–20.)

SECT. 22 amended, 1938, 446 § 11; revised, 1947, 652 § 11; amended, 1956, 602 § 9; revised, 1965, 572 § 23. (See 1938, 446 § 14; 1956, 602 §§ 17–20.)

SECT. 22A amended, 1938, 446 § 12; revised, 1947, 652 § 12; two sentences added at end, 1955, 700 § 1; section repealed, 1956, 602 § 10. (See 1938, 446 § 14; 1956, 602 §§ 17–20.)

SECT. 22B, first paragraph amended, 1948, 360; section repealed, 1956, 602 § 10. (See 1956, 602 §§ 17–20.)

SECT. 22C added, 1945, 561 (authorizing the division of the blind to use federal funds available in a program of rehabilitation of the blind); repealed, 1966, 535 § 6.

SECT. 22D added, 1946, 552 § 3 (providing for co-operation by the commonwealth with the veterans' administration in the administration of federal laws and regulations relating to the rehabilitation of disabled veterans of World War II); amended, 1965, 572 § 24. (See 1946, 552 §§ 4, 5.)

SECT. 22E added, 1950, 206 (relative to tenure of teachers elected for vocational education).

SECT. 23 repealed, 1933, 102 § 3.

SECT. 24 revised, 1963, 24.

SECT. 24A added, 1947, 497 (relative to the appointment of veterans as teachers in state aided approved vocational schools); revised, 1958. 154.

SECT. 25 revised, 1962, 419 § 2.

SECT. 26 revised, 1962, 419 § 3.

SECT. 28 revised, 1939, 501 § 6; amended, 1945, 158 § 6.

SECT. 30 amended, 1937, 41; revised, 1962, 419 § 4.

SECT. 31 revised, 1964, 498.

SECT. 31A added, 1934, 65 (authorizing the trustees of the Essex county agricultural school to pay transportation costs of certain pupils attending said school); amended, 1943, 42; revised, 1954, 63; 1962, 419 § 5.

SECT. 31B added, 1960, 481 (relative to athletic and other organizations of county agricultural school pupils); first sentence revised, 1962, 419 § 5A.

SECT. 31C added, 1963, 323 (authorizing the county commissioners of Essex county to appropriate money for insurance coverage for students at the Essex Agricultural and Technical Institute who are injured while participating in athletic activities); amended, 1964, 512.

SECT. 33 revised, 1962, 419 § 6.

SECT. 35, second sentence revised, 1956, 455; section revised, 1962, 419 § 7.

SECT. 35A added, 1961, 525 (authorizing the Essex county agricultural school to give certain courses to high school graduates and to award associate degrees to those completing such courses); revised, 1962, 419 § 7A; amended, 1965, 572 § 25.

SECT. 36 revised, 1962, 419 § 8.

SECT. 37 revised, 1962, 419 § 9.

SECT. 37A added, 1963, 562 §1 (authorizing certain industrial, technical, agricultural and vocational schools to establish courses beyond secondary level and authorizing said schools to grant certain degrees to persons completing such courses of instruction); revised, 1965, 572 § 26.

SECT. 42, caption preceding section changed, 1946, 257 § 9; section revised, 1946, 257 § 1; 1947, 387; amended, 1953, 488 § 1; caption preceding section changed and section revised, 1957, 347 § 1; amended, 1965, 572 § 27. (See 1953, 488 § 4.)

SECT. 42A added, 1953, 523 (authorizing the Bradford Durfee Technical Institute of Fall River and the New Bedford Institute of Textiles and Technology to grant the honorary degree of master of science); revised, 1957, 347 § 2.

SECT. 42B added, 1957, 410 (authorizing the board of trustees of the New Bedford Institute of Technology to grant certain honorary doctorates); revised, 1958, 243; amended, 1965, 572 § 28.

SECT. 42C added, 1958, 538 § 2 (providing tenure for certain teachers in the employ of the commonwealth after three years' service); three paragraphs added at end, 1962, 499 § 2; stricken out, 1963, 696 § 1.

SECTS. 42 D–42Q added, 1963, 696 § 2 (relative to the administration of the Bradford Durfee College of Technology and the New Bedford Institute of Technology). (See 1963, 696 §§ 3–5.)

SECT. 42O, second paragraph amended, 1964, 357 § 6; third paragraph amended, 1964, 357 § 7. (See 1964, 357 § 11.)

SECT. 43 amended, 1946, 257 § 2; 1957, 347 § 2A.

SECT. 44 amended, 1946, 257 § 3; 1957, 347 § 2B.

SECT. 45 amended, 1946, 257 § 4; 1957, 347 § 2C.

SECT. 46 amended, 1946, 257 § 5; 1957, 347 § 2D.

SECT. 46A amended, 1946, 257 § 6; 1957, 347 § 2E.

SECT. 46B added, 1957, 409 (authorizing the board of trustees of the New Bedford Institute of Technology to establish and manage the research foundation of said Institute); revised, 1962, 258.

SECT. 46C added, 1961, 513 (providing for scholarships at the Bradford Durfee College of Technology and the New Bedford Institute of Technology).

SECT. 47E, paragraph added at end, 1935, 22; section revised, 1946, 378; second paragraph amended, 1949, 28; section revised, 1951, 202.

SECT. 47G revised, 1950, 772.

SECTS. 47–48 and caption preceding section 47 stricken out, 1953, 407 § 2. (See 1953, 407 §§ 1, 8.)

SECT. 49, caption preceding section changed, 1942, 1 § 3; stricken out, 1964, 561 § 13; section amended, 1942, 1 § 5; revised, 1946, 340; 1952, 499 § 2; repealed, 1964, 561 § 13. (See 1942, 1 § 9.)

SECT. 49A added, 1946, 340 (authorizing the board of commissioners of the Massachusetts Maritime Academy to grant degrees); repealed, 1964, 561 § 13.

SECT. 50 repealed, 1964, 561 § 13.

SECT. 51 repealed. 1964, 561 § 13.

SECT. 53 revised, 1942, 1 § 6; repealed, 1964, 561 § 13. (See 1942, 1 § 9.)

SECT. 54 added, under caption, 1949, 630 (providing for institutional on-farm training for veterans of World War II); revised, 1955, 680; 1965, 572 § 29.

SECT. 55 added, under caption, 1953, 581 (establishing a state agency for surplus property); revised, 1965, 572 § 30.

Chapter 75. — University of Massachusetts (former title, Massachusetts State College).

Name changed, 1947, 344 § 1.

SECTS. 1–15 stricken out and sixteen sections inserted, 1962, 648 § 1. (See 1962, 648 §§ 3, 4, 5.)

For prior changes see Table of Changes contained in Acts and Resolves of 1961.

The following references are to sections 1 to 15, as so inserted:

SECT. 2 amended, 1962, 787 § 2; sentence inserted after fourth sentence, 1964, 562 § 1; section revised, 1965, 572 § 31.

SECT. 11, two sentences added, 1965, 877.

SECT. 14, second paragraph, first sentence amended, 1964, 357 § 8; second sentence stricken out and two sentences inserted, 1963, 801 § 75; second paragraph revised, 1966, 659 § 1; third paragraph, second sentence amended, 1964, 357 § 9; 1966, 659 § 2. (See 1964, 357 § 11.)

SECT. 16 amended, 1947, 344 § 20.

SECT. 16A added, 1945, 586 (providing for the establishment at the Massachusetts Agricultural Experiment Station of a diagnostic laboratory dealing with the causes, etc., of diseases of domestic animals); amended, 1947, 344 § 21; revised, 1947, 471.

SECT. 22 amended, 1947, 344 § 22.

SECT. 24 amended, 1947, 344 § 23.

SECT. 25 amended, 1947, 344 § 24.

SECT. 26 amended, 1947, 344 § 25.

SECT. 31 added, 1951, 524 (providing for scholarships at the University of Massachusetts).

SECT. 32 added, 1960, 493 (providing that annually a graduate of Kfar Silver Agricultural Training Institute in Israel be admitted to the University of Massachusetts).

SECTS. 31 and 32 stricken out and sections 31, 32 and 32A added, 1962, 648 § 2 (relative to the administration of the University of Massachusetts).

SECT. 33 added, 1962, 621 (establishing scholarships for students of agriculture and others at the University of Massachusetts).

SECTS. 34–36 added, under caption, 1962, 787 § 3 (establishing a medical school within the University of Massachusetts).

SECT. 35, sentence added at end, 1963, 727; section revised, 1966, 659 § 3.

Chapter 75A. — Lowell Technological Institute of Massachusetts.

New chapter inserted, 1953, 407 § 3. (See 1953, 407 §§ 1, 7, 8.)

SECT. 1, paragraph added at end, 1963, 701 § 1; section revised, 1965, 572 § 32.

SECT. 1A added, 1963, 701 § 2.

SECTS. 3A and 3B added, 1963, 701 § 3.

SECT. 4, last sentence revised, 1963, 701 § 4.

SECT. 5 revised, 1963, 701 § 5.

SECT. 7 revised, 1963, 701 § 6.

SECT. 8, paragraph added at end, 1963, 701 § 7.

SECT. 9A added, 1963, 701 § 8 (relative to the purchasing power of the board of trustees).

SECT. 11 repealed, 1965, 572 § 33.

SECT. 12 amended, 1958, 538 § 3; sentence added at end, 1955, 730 § 41A; amended, 1960, 563; revised, 1963, 801 § 76; 1965, 828; three paragraphs added at end, 1962, 499 § 1; eight paragraphs added at end, 1963, 701 § 9; ninth paragraph amended, 1964, 357 § 10. (See 1955, 730 § 43; 1963, 701 §§ 11, 12 and 13; 1964, 357 § 11.)

SECTS. 12A and 12B added, 1963, 701 § 10.

SECT. 17 amended, 1963, 601.

Chapter 75B. — Southeastern Massachusetts Technological Institute.

New chapter inserted, 1960, 543 § 3. (See 1960, 543 §§ 4–10.)

SECT. 12, two sentences added at end, 1963, 801 § 77.

SECTS. 1–20, inclusive, stricken out and sections 1–17, inclusive, inserted, 1964, 582 § 1. (See 1964, 582 §§ 2, 3, 4.)

SECT. 1 revised, 1965, 572 § 34.

SECT. 2 repealed, 1965, 572 § 35.

Chapter 75C. — Private Correspondence Schools.

New chapter inserted, 1963, 652 § 1.

SECT. 1 amended, 1965, 34 § 1.
SECT. 3, first paragraph revised, 1965, 34 § 2.
SECT. 9 amended, 1965, 34 § 3.

Chapter 76. — School Attendance.

SECT. 1 revised, 1939, 461 § 3; first paragraph, first sentence revised, 1965, 572 § 36; sentence inserted after third sentence, 1941, 423; last sentence revised, 1950, 400.
SECT. 2, two sentences added at end, 1947, 241 § 1; third sentence revised, 1965, 659 § 1. (See 1947, 241 § 2; 1965, 659 § 7.)
SECTS. 7–10. (See 1939, 454 § 21.)
SECT. 7 amended, 1951, 579.
SECTS. 12A and 12B added, 1966, 506 (providing for the attendance of certain children in public schools of cities and towns other than the cities and towns in which they reside).
SECT. 15 revised, 1938, 265 § 5.
SECT. 15A added, 1966, 583 (exempting certain physicians and nurses from civil liability in carrying out public health programs).

Chapter 77. — School Offenders and County Training Schools.

SECT. 1 revised, 1933, 295 § 1; amended, 1943, 82.
SECT. 2 revised, 1961, 396 § 3.
SECT. 3 revised, 1948, 573 § 1; amended, 1957, 565 § 1; 1964, 520 § 1.
SECT. 4 revised, 1948, 573 § 2; amended, 1957, 565 § 2; 1964, 520 § 2. (See 1948, 573 § 7.)
SECT. 5 revised, 1948, 573 § 3; amended, 1957, 565 § 3; 1964, 520 § 3. (See 1948, 573 § 7.)
SECT. 10 revised, 1949, 593 § 5.
SECT. 11 amended, 1948, 573 § 4. (See 1948, 573 § 7.)
SECT. 12 revised, 1948, 573 § 5. (See 1948, 573 §§ 6, 7.)
SECT. 13 amended, 1954, 231 § 2; revised, 1960, 313 § 1.
SECT. 14 amended, 1949, 594.

Chapter 78. — Libraries.

SECT. 4 revised, 1935, 202.
SECT. 9 amended, 1952, 585 § 10.
SECT. 11 revised, 1952, 585 § 16.
SECT. 14, caption preceding section revised, 1952, 585 § 11; section amended, 1952, 585 § 12.
SECT. 15 amended, 1952, 585 § 13.
SECTS. 16, 17 and 18 repealed, 1960, 429 § 5.
SECT. 19 revised, 1952, 585 § 17; 1960, 429 § 6.
SECTS. 19A–19D added, 1960, 760 § 1 (providing state aid for free public libraries). (See 1960, 760 §§ 2, 3.)
SECT. 19A amended, 1963, 672.
SECTS. 22–31 added, under caption, 1948, 320 (providing for the certification of librarians).
SECT. 22 amended, 1952, 585 § 14.
SECT. 24 amended, 1952, 585 § 15.
SECT. 26 revised, 1952, 585 § 18.

SECT. 32 added, 1964, 150 (providing for leaves of absence to members of a public library staff for study or research).

Chapter 79. — Eminent Domain.

SECT. 3, first paragraph amended, 1938, 172 § 6; 1959, 626 § 1; two sentences added at end of first paragraph, 1943, 251 § 1; third, fourth and fifth sentences stricken out and one sentence inserted, 1964, 579 § 1. (See 1943, 251 § 4.)

SECT. 5A added, 1948, 180 (restricting the taking by eminent domain of ancient landmarks and property of historical or antiquarian interest); revised, 1963, 697 § 5.

SECT. 5B added, 1950, 532 (restricting the taking by eminent domain of property used for agricultural purposes).

SECT. 6 revised, 1964, 579 § 2.

SECT. 6A added, 1963, 843 § 1 (providing for payment by the commonwealth of certain moving costs of persons displaced by eminent domain proceedings). (See 1963, 842 § 2.)

SECTS. 7A–7G added, 1964, 579 § 3 (relating to proceedings for the taking of real estate and interests therein by eminent domain). (See 1964, 579 § 8.)

SECT. 7C amended, 1966, 530 § 2.

SECT. 7D revised, 1965, 573.

SECT. 8 amended, 1936, 187 § 1; first sentence amended, 1960, 49; second sentence revised, 1959, 626 § 2; sentence inserted after second sentence, 1943, 251 § 2; section repealed, 1964, 579 § 4. (See 1943, 251 § 4; 1959, 626 § 6.)

SECT. 8A added, 1959, 626 § 3 (relative to land takings and providing that offers in settlement or pro tanto for such takings shall be made within certain periods of time); second paragraph amended, 1963, 793 § 2; section revised, 1966, 530 § 1. (See 1959, 626 § 6; 1963, 793 § 3.)

SECT. 8B added, 1964, 633 § 1 (providing that certain persons shall not be required to vacate certain property taken by eminent domain until four months after notice of such taking); paragraph added, 1965, 468. (See 1964, 633 § 2.)

SECT. 9, last sentence amended, 1938, 172 § 7.

SECT. 10A added, 1964, 579 § 5 (relative to the method of enforcing compliance with certain proceedings for takings by eminent domain).

SECT. 12, first sentence amended, 1959, 626 § 4; sentence added at end, 1953, 634 § 1. (See 1953, 634 § 2.)

SECT. 15 repealed, 1936, 385 § 1. (See 1936, 385 § 2.)

SECT. 16 amended, 1936, 187 § 2; 1938, 185; revised, 1943, 95; paragraph added at end, 1943, 251 § 3; sentence added at end, 1950, 230; section revised, 1962, 797 § 1; second paragraph stricken out, 1964, 579 § 6. (See 1943, 251 § 4; 1962, 797 § 2.)

SECT. 22, last sentence revised, 1964, 548 § 1.

SECT. 34 amended, 1952, 633.

SECT. 35A added, 1964, 457 (relating to the apportionment of taxes in certain eminent domain proceedings).

SECT. 36A added, 1964, 579 § 7 (relative to the time within which certain bodies politic and corporate against which judgments entered for damages for eminent domain takings shall make payment).

SECT. 37 amended, 1956, 641; revised, 1960, 298 § 1; first sentence amended, 1963, 793 § 1; section revised, 1964, 548 § 2; third sentence revised, 1965, 653 § 1. (See 1963, 793 § 3; 1965, 653 § 2.)

SECT. 39, sentence added at end, 1955, 242; section revised, 1959, 626 § 5; sentence added at end, 1964, 548 § 3. (See 1959, 626 § 6.)

SECT. 44A added, 1935, 189 (relative to certain tax liens upon real estate taken by right of eminent domain); amended, 1936, 137.

Chapter 79A. — Relocation Assistance.

New chapter inserted, 1965, 790 § 4. (See 1965, 790 §§ 5, 6.)

Chapter 80. — Betterments.

SECT. 1 amended, 1933, 254 § 62. (See 1933, 254 § 66.)

SECT. 2, first sentence revised, 1962, 234.

SECT. 4 revised, 1933, 63 § 1.

SECT. 5 amended, 1933, 157 § 2. (See 1933, 157 § 3.)

SECT. 10 revised, 1933, 147.

SECT. 10A added, 1933, 157 § 1 (providing that failure of a board of officers to take action upon a petition for abatement of a betterment assessment shall, for the purposes of appeal, be equivalent to refusal to abate the assessment). (See 1933, 157 § 3.)

SECT. 12 revised, 1943, 252 § 1, 478 § 4; seventh sentence amended, 1955, 194; sentence added at end, 1947, 116; 1953, 344.

SECT. 13 amended, 1933, 63 § 2, 254 § 63; revised, 1934, 315 § 1; last sentence stricken out and new paragraph added, 1938, 489 § 1; first sentence of section amended, 1941, 595; section amended, 1954, 286; third sentence revised, 1956, 311 § 1; 1960, 248; second paragraph revised, 1956, 311 § 2. (See 1933, 254 § 66; 1934, 315 § 3; 1941, 724.)

SECT. 13A added, 1943, 252 § 2 (relative to the time within which certain betterment and other assessments on unimproved land shall be paid).

Chapter 80A. — Eminent Domain Takings and Betterment Assessments by Judicial Proceedings.

SECT. 12, fourth sentence amended, 1964, 478 § 1. (See 1964, 478 § 2.)

Chapter 81. — State Highways.

For legislation providing for an accelerated highway program, see 1949, 306; 1950, 685; 1952, 556; 1954, 403; 1956, 718; 1958, 32 §§ 1–5; 1962, 782; 1963, 822; 1965, 679. For act making available certain federal funds for highway construction, see 1960, 528; 1961, 590.

SECT. 3, last sentence stricken out and two sentences inserted, 1952, 401.

SECT. 5 revised, 1937, 218 § 1.

SECT. 7A added, 1937, 344 (granting certain powers to the department of public works with respect to certain ways connecting with state highways); revised, 1948, 448; sentence inserted before last sentence, 1951, 453; revised, 1960, 183.

SECT. 7B added, 1941, 519 (giving the department of public works the power to take a slope easement, so called, in certain cases).

SECT. 7C added, 1943, 397 (relative to limited access ways); sentence added at end, 1949, 583; 1950, 829; revised, 1957, 700 § 1. (See 1957, 700 § 2.)

SECT. 7D added, 1948, 449 (authorizing the department of public works to grant certain easements within state highway locations).

SECT. 7E added, 1949, 764 (authorizing the department of public works to sell certain land or rights therein which it has acquired for certain purposes); revised, 1957, 530, 761; amended, 1962, 610; revised, 1965, 755.

SECT. 7F added, 1958, 582 (authorizing agents and employees of the department of public works to enter upon private property for the purpose of making surveys, soundings and drillings).

SECT. 7G added, 1960, 710 (authorizing the department of public works to acquire land or easements therein for the purpose of relocating the facilities of public utility companies).

SECT. 7H added, 1960, 767 (relative to the leasing of land by the department of public works for use as a public parking facility).

SECT. 7I added, 1962, 587 (authorizing the advancement of funds by the department of public works in furtherance of agreements with railroad corporations which provide for relocation or other work on property of such corporations).

SECT. 7J added, 1963, 594 § 1 (providing persons displaced from real property taken by the department shall be granted relocation payments); revised, 1966, 646 § 1. (See 1963, 594 § 2; 1966, 646 § 2.)

SECT. 7K added, 1966, 215 (authorizing a public utility company to enter on certain land taken by eminent domain for the purpose of relocating its facilities).

SECT. 7L added, 1966, 677 (authorizing the department of public works to lease air-rights over state highways).

SECT. 8 revised, 1936, 371; amended, 1937, 218 § 2; last sentence revised, 1951, 532.

SECT. 13 revised, 1952, 563 § 1; third sentence amended, 1953, 354 § 1; stricken out and two sentences inserted, 1955, 379 § 1. (See 1952, 563 § 2; 1953, 354 § 2; 1955, 379 § 2.)

SECT. 13A added, 1936, 342 (authorizing the department of public works to accept in behalf of the commonwealth gifts of certain easements for the purpose of landscaping along state highways, and to do such landscaping).

SECT. 19, last four sentences stricken out, 1933, 187 § 1. (See 1933, 187 § 2.)

SECT. 20A added, 1945, 539 (providing for the illumination of hazardous locations on state highways).

SECT. 21 amended, 1948, 298; first sentence revised, 1954, 219; two sentences added at end, 1950, 507; 1963, 370 § 2.

SECT. 25, first sentence amended, 1947, 454.

SECT. 26 amended, 1934, 366; first paragraph amended, 1949, 706 § 1; revised, 1951, 655 § 1; paragraph inserted after second paragraph, 1962, 603 § 2; paragraph added at end, 1946, 523; amended, 1949, 706 § 2; revised, 1954, 524. (See 1951, 655 § 3.)

SECT. 27 amended, 1939, 224.

SECT. 29A added, 1943, 416 (authorizing the department of public works to lay out and alter ways other than state highways and facilitating the securing of federal aid in connection therewith).

SECT. 30, first sentence revised, 1951, 520.

SECT. 31 repealed, 1951, 655 § 2.

Chapter 82. — The Laying Out, Alteration, Relocation and Discontinuance of Public Ways, and Specific Repairs Thereon.

SECT. 7 amended, 1933, 283 § 2.

SECT. 11A added, 1962, 589 (authorizing agents and employees of county commissioners to enter upon private property for the purpose of making reconnaissances, surveys, soundings, inspections and examinations).

SECT. 24, first sentence revised, 1958, 240.

SECT. 32B added, 1933, 283 § 3 (authorizing the taking of easements of slope, so called, by county, city or town officers in connection with the laying out, widening, altering or relocating of public ways).

SECT. 34 amended, 1935, 309; 1941, 533.

SECT. 40 added, 1959, 316 (requiring a contractor making an excavation in a public way to give notice thereof to public utility companies); revised, 1963, 370 § 1.

Chapter 83. — Sewers, Drains and Sidewalks.

SECT. 1 revised, 1964, 736 § 2.

SECT. 10 revised, 1964, 736 § 3.

SECT. 8 revised, 1963, 370 § 3.

SECT. 15A added, 1948, 52 § 1 (authorizing municipalities to redetermine from time to time the fixed uniform rates charged to abutters for the construction of sewers). (See 1948, 52 § 2.)

SECT. 16 amended, 1961, 311.

SECT. 19 revised, 1943, 252 § 4. (See 1943, 252 § 6.)

SECT. 23 revised, 1964, 736 § 4.

SECT. 27, last sentence revised, 1943, 252 § 5.

SECT. 29 added, 1943, 252 § 3 (relative to the continuance of liens created under special acts in connection with certain betterment and other assessments).

Chapter 84. — Repair of Ways and Bridges.

SECT. 2, paragraph added at end, 1956, 270.

SECT. 5A added, 1945, 319 (authorizing towns to enter into agreements for the removal of snow and ice from public ways in adjoining towns, etc.).

SECT. 15 amended, 1965, 214.

SECT. 18 revised, 1933, 114 § 1; 1965, 378 § 1.

SECT. 19 amended, 1933, 114 § 2; revised, 1965, 378 § 2.

SECT. 20 revised, 1933, 114 § 3; amended, 1939, 147.

SECT. 21 amended, 1955, 505; revised, 1965, 378 § 3.

SECT. 27 added, 1960, 766 § 1 (imposing liability for damages for failure to maintain a barrier around an excavation abutting on a public way).

Chapter 85. — Regulations and By-Laws relative to Ways and Bridges.

SECT. 2, second and third sentences amended, 1947, 442 § 2; section revised, 1951, 646 § 1.

SECT. 2A added, 1941, 346 § 2 (authorizing the department of public works to remove vehicles from state highways when said vehicles interfere with the removal of snow and ice); revised, 1957, 338.

SECT. 2B added, 1959, 541 (authorizing the department of public works to make regulations to exclude, govern and restrict the use of limited access and express state highways).

SECT. 2C added, 1961, 524 (authorizing the towing of vehicles from state highways for purposes of promoting public safety and convenience).

SECT. 8 revised, 1960, 88.

SECT. 9 revised, 1958, 158.

SECT. 11A added, 1941, 710 § 1 (relative to the registration and operation of certain bicycles); first paragraph amended, 1961, 518 § 2; second paragraph revised, 1961, 518 § 3. (See 1961, 518 § 5.)

SECT. 11B added, 1961, 518 § 4 (further regulating the operation of bicycles on the highways of the commonwealth); third sentence stricken out and three sentences inserted, 1962, 346. (See 1961, 518 § 5.)

SECTS. 12–14 repealed, 1941, 710 § 2.

SECT. 14B added, 1938, 432 (requiring the use of certain signal lights at locations on unlighted ways where certain vehicles are disabled); first paragraph amended, 1946, 375; 1953, 234 § 1; second paragraph amended, 1953, 234 § 2.

SECT. 15 revised, 1964, 71.

SECT. 17B added, 1933, 43 (prohibiting riding upon the rear or on the side of street railway cars or motor buses without the consent of the persons in charge thereof); revised, 1943, 322 § 2.

SECT. 21A added, 1951, 618 (authorizing cities and towns to erect certain signs on state highways); revised, 1952, 61.

SECT. 25 amended, 1953, 319 § 10. (See 1953, 319 §§ 39, 40.)

SECT. 30 amended, 1935, 30; 1938, 171 § 1; first sentence amended, 1946, 397 § 2; 1951, 568.

SECT. 31 revised, 1938, 171 § 2.

SECT. 35, last sentence revised, 1955, 91.

SECT. 36 added, 1951, 303 (providing that vehicles driven on public ways shall be so constructed or loaded as to prevent the contents from dropping); revised, 1961, 281; 1962, 160; first sentence stricken out and two sentences inserted, 1965, 518.

Chapter 86. — Boundaries of Highways and Other Public Places, and Encroachments Thereon.

SECT. 1, last sentence revised, 1964, 189.

Chapter 87. — Shade Trees.

SECT. 5 amended, 1961, 265; 1941, 490 § 18; 1949, 761 § 12.

Chapter 88. — Ferries, Canals and Public Landings.

SECT. 14 revised, 1956, 262.

SECT. 19 revised, 1945, 442.

Chapter 89. — Law of the Road.

SECT. 1 revised, 1951, 646 § 2; 1964, 124 § 1.

SECT. 2 revised, 1933, 301; 1966, 86.

SECT. 4 revised, 1949, 301 § 1; 1951, 646 § 3; amended, 1964, 124 § 2. (See 1949, 301 § 2.)

SECTS. 4A and 4B added, 1952, 461 § 1 (relative to driving vehicles on ways which are divided into lanes).

SECT. 4B, sentence added at end, 1954, 304.

SECT. 5 amended, 1936, 49; 1952, 461 § 2. (See 1938, 149.)
SECT. 7 amended, 1961, 173.
SECT. 7A revised, 1952, 172.
SECT. 7B added, 1934, 382 (relative to the application of traffic laws and regulations to fire apparatus and other emergency vehicles); revised, 1964, 182.
SECT. 9 revised, 1948, 416; fourth sentence stricken out and two sentences inserted, 1962, 225.

Chapter 90. — Motor Vehicles and Aircraft.

For legislation exempting certain disabled veterans from payment of certain motor vehicle excise taxes and registration fees, see 1948, 368; repealed, 1954, 627 § 61.

SECT. 1, definition of "ambulance" inserted, 1965, 35; revised, 1965, 689; "antique motor car" defined, 1948, 432 § 1; definition of "dealer" revised, 1948, 511 § 1; "farmer" defined, 1951, 736 § 1; amended, 1965, 643; revised, 1966, 23; "farming" defined, 1955, 483 § 2; revised, 1956, 539; 1965, 528 § 1; "heavy duty platform trailer" defined, 1939, 354 § 1; amended, 1941, 30; revised, 1945, 595 § 1; "manufacturer" defined, 1948, 511 § 2; revised, 1956, 268; definition of "motor cycle" revised, 1950, 321 § 1; 1965, 85 § 1; definition of "motor vehicles" amended, 1932, 182; 1938, 36; revised, 1948, 93; 1950, 321 § 2; definition of "non-resident" revised, 1952, 266 § 1; amended, 1952, 566 § 1; revised, 1953, 463 § 1; "owner" defined, 1952, 266 § 2; "owner-repairman" defined, 1948, 511 § 3; definition of "register number" revised, 1935, 43; "repairman" defined, 1948, 511 § 4; revised, 1951, 89; 1953, 378; definition of right to operate" inserted, 1966, 238; "school bus" defined, 1932, 271 § 1; revised, 1946, 91; amended, 1947, 216 § 1; revised, 1950, 502 § 1; "semi-trailer" and "semi-trailer unit" defined, 1933, 332 § 1; "tractor" defined and definition of "trailer" revised, 1933, 332 § 2; definition of "tractor" revised, 1961, 121 § 1; definition of "trailer" amended, 1939, 354 § 2; revised, 1951, 578 § 1; 1956, 267; "transporter" defined, 1948, 511 § 5; revised, 1950, 321 § 3. (See 1932, 271 § 7; 1933, 322 § 5; 1951, 578 § 2; 1951, 736 § 5; 1952, 566 § 2; 1965, 85 § 2.)

SECT. 1A amended, 1933, 372 § 3; 1934, 264 § 2; last sentence revised, 1948, 572 § 1; section revised, 1950, 471; second sentence revised, 1955, 172; paragraph added at end, 1950, 502 § 5. (See 1948, 572 § 3.)

SECT. 2, first paragraph revised, 1950, 443; amended, 1954, 305; revised, 1961, 73 § 1; second sentence of said paragraph revised, 1962, 231 § 1; third paragraph revised, 1956, 179; fourth paragraph revised, 1932, 5; amended, 1955, 283 § 1; fifth paragraph amended, 1956, 59; sentence inserted after first sentence, 1961, 568 § 1; revised, 1965, 102; said sentence stricken out and two sentences inserted, 1965, 202 § 1; sixth paragraph revised, 1960, 581; seventh paragraph revised, 1939, 436 § 1; 1949, 470, 644 § 3; 1952, 82; amended, 1953, 225; 1955, 458 § 3; 1956, 130, 168; 1957, 417 § 4; revised, 1958, 274; first sentence amended, 1959, 205; third sentence revised, 1959, 495; 1961, 442; two sentences inserted after third sentence, 1965, 819 § 2; fourth sentence (as appearing in 1958, 274) revised, 1965, 57; sentence added at end, 1965, 819 § 1; eighth paragraph revised, 1933, 54; amended, 1948, 94; second sentence of said paragraph stricken out, 1960, 226; paragraph added at end, 1952, 554. (See 1955, 283 § 3; 1961, 568 § 3; 1962, 231 § 3.)

SECT. 2A added, 1953, 579 (providing for the registration of motor vehicles or trailers owned by minors).

SECT. 3, first sentence revised, 1933, 188; section revised, 1939, 325; first sentence amended, 1953, 463 § 2; paragraph inserted after second paragraph, 1953, 463 § 3; 1962, 19 § 1; fifth paragraph amended, 1966, 144 § 1; paragraph added at end, 1941, 282. (See 1962, 19 § 2.)

SECT. 3A amended, 1952, 125; revised, 1953, 366 § 1; first sentence amended, 1955, 196 § 1.

SECT. 3B revised, 1953, 366 § 2; first sentence amended, 1955, 196 § 2.

SECT. 3C revised, 1937, 387.

SECT. 3D, first sentence revised, 1953, 366 § 3; 1956, 75.

SECT. 3G added, 1945, 590 § 1 (relative to recovery for damage caused by motor vehicles of non-residents); three sentences added at end, 1952, 77. (See 1945, 590 § 2.)

SECT. 5, last sentence amended, 1947, 311; section revised, 1947, 401 § 1; 1948, 511 § 6; 1949, 94; 1951, 736 § 2; 1952, 377 § 1; 1955, 483 § 1; second sentence amended, 1965, 528 § 2; third sentence revised, 1965, 700 § 1; first three sentences stricken out and four sentences inserted, 1965, 830; second sentence amended, 1966, 213 § 1; last sentence amended, 1966, 213 § 2. (See 1947, 401 § 3; 1951, 736 § 5.)

SECT. 5A added, 1943, 409 § 2 (relative to the use of a general distinguishing mark or number on all motor vehicles under the control of the military forces); revised, 1948, 304.

SECT. 5B added, 1961, 423 (relative to the registration of certain motor vehicles by residents of the commonwealth who are in the military service of the United States).

SECT. 6, first sentence revised, 1939, 436 § 2; 1965, 700 § 2.

SECT. 6A added, 1948, 432 § 3 (providing for special registration plates for antique motor cars).

SECT. 6B added, 1953, 2 § 2 (permitting the issuance of one number plate for each motor vehicle); first sentence revised, 1966, 537. (See 1953, 2 §§ 1, 3.)

SECT. 6C added, 1963, 472 (requiring the repossessor of a motor vehicle to return the number plates issued to the former owner).

SECT. 7 amended, 1932, 123 § 1; 1933, 51; second sentence amended, 1933, 109; stricken out and two sentences inserted, 1965, 627 § 1; two sentences inserted after second sentence, 1959, 618 § 1; third sentence, as so inserted, revised, 1964, 411; fourth sentence stricken out and two sentences inserted, 1966, 204; sentence added after fourth sentence, 1939, 153; sixth sentence (as appearing in 1933, 51) revised, 1960, 242; amended, 1966, 81; seventh sentence (as so appearing) revised, 1962, 116, 395 § 1; same sentence stricken out and two sentences inserted, 1962, 709 § 1; said two sentences stricken out and one sentence inserted, 1963, 409 § 1; ninth sentence revised, 1949, 260; amended, 1951, 235; revised, 1966, 149 § 1; sentence inserted after ninth sentence, 1951 370; eleventh, sentence revised, 1952, 253; twelfth and thirteenth sentences stricken out and one sentence inserted, 1955, 124; sentence added at end of first paragraph, 1954, 570 § 1; 1963, 826 § 1; 1965, 69 § 1; paragraph inserted after first paragraph, 1962, 132; paragraph added at end of section, 1941, 443; 1964, 187; revised, 1965, 392. (See 1932, 123 § 2; 1954, 570 § 2; 1959, 618 § 2; 1962, 395 § 3; 709 § 2; 1963, 409 § 2, 826 § 2; 1965, 69 § 2, 627 § 2.)

SECT. 7A revised, 1932, 41, 271 § 2. (See 1932, 271 § 7.)

SECT. 7B added, 1932, 271 § 3 (prerequisites to operation of school bus). (See 1932, 271 § 7.)

SECTS. 7A and 7B stricken out, and new sections 7A–7C inserted, 1945, 241 § 1. (See 1945, 241 § 3.)

SECT. 7A, first sentence amended, 1950, 140; first sentence stricken out and two sentences inserted, 1950, 525; first sentence amended, 1951, 416; revised, 1961, 581; amended, 1962, 395 § 2; revised, 1964, 178; 1965, 71; first sentence stricken out and two sentences inserted, 1966, 268; second sentence (as appearing in 1950, 525) revised, 1964, 179.

SECT. 7B, clause (1) revised, 1950, 502 § 2; clause (4) revised, 1962, 515 § 1; 1963, 199; 1966, 74; clause (6) inserted, 1950, 459 § 1; clause (7) inserted, 1951, 196 § 1; revised, 1966, 149 § 2. (See 1950, 459 § 2.)

SECT. 7C revised, 1948, 307; first sentence amended, 1951, 419 § 1; sentence added at end, 1950, 502 § 3. (See 1951, 419 § 2.)

SECT. 7D added, 1947, 216 § 2 (making certain provisions of law relating to school buses applicable to certain motor vehicles used for the transportation of school children); revised, 1950, 502 § 4.

SECT. 7E added, 1949, 266 (relative to the display of red lights upon vehicles owned and operated by firemen and certain other persons); first sentence revised, 1954, 306; amended, 1956, 142.

SECT. 7F added, 1957, 136 (providing that the operator or attendant of an ambulance transporting sick or injured persons shall be trained in first aid); revised, 1964, 164.

SECT. 7G added, 1964, 299 (prohibiting the servicing, sale or grinding of certain used brake drums).

SECT. 7H added, 1965, 394 § 1 (establishing minimum safety standards for brake linings). (See 1965, 394 § 2.)

SECT. 7I added, 1965, 823 (authorizing suitable identification and equipment for emergency disaster service vehicles of charitable corporations).

SECT. 7J added, 1966, 8 (authorizing the registrar of motor vehicles to make regulations relative to handle bars on motorcycles).

SECT. 7K added, 1966, 655 (providing for the establishment of minimum safety standards for construction and performance of tires).

SECT. 8 amended, 1934, 103; 1937, 284; next to last sentence revised, 1948, 399 § 1; sentence contained in lines 19–22 (as appearing in 1937, 284) stricken out, 1948, 619 § 1; first paragraph amended, 1955, 488 § 1; 1956, 388 § 1; 1957, 351; paragraph added at end, 1950, 655; section revised, 1958, 307; first sentence stricken out and four sentences (as appearing in 1962, 687) inserted, 1962, 687; first sentence revised, 1966, 144 § 2; second sentence amended, 1963, 745; same sentence stricken out and two sentences inserted, 1966, 358 § 1; fourth sentence amended, 1963, 278; fourth sentence (as appearing in 1958, 307) revised, 1960, 604; last paragraph stricken out, 1960, 582. (See 1948, 399 § 3, 619 §§ 2, 3; 1955, 488 § 3; 1966, 358 § 3.)

SECT. 8A added, 1962, 515 § 2 (regulating the licensing of operators of school buses); first paragraph revised, 1966, 144 § 3.

SECT. 8B added, 1963, 713 § 2 (relative to a learner's permit for unlicensed drivers learning to drive); first paragraph amended, 1966, 358 § 2; third paragraph amended, 1966, 522 § 1. (See 1963, 713 § 4; 1966, 358 § 3.)

SECT. 9 amended, 1934, 361; 1941, 283; first sentence revised, 1952, 244; first sentence stricken out and three sentences inserted, 1956, 85; first sentence amended, 1964, 271, 376; third sentence revised, 1959, 259; last sentence revised, 1961, 73 § 2.

SECT. 9A revised, 1932, 168 § 1; 1935, 393 § 1; 1949, 358; 1952, 100. (See 1932, 168 §§ 2, 3; 1935, 393 § 2.)

SECT. 9B added, 1957, 471 (exempting certain motor vehicles owned by military personnel from registration for a limited period of time); amended, 1962, 734.

SECT. 10 amended, 1935, 219; first sentence stricken out and two sentences inserted, 1963, 713 § 1; second sentence (as appearing in 1935, 219) stricken out and two sentences inserted, 1948, 130; second sentence revised, 1962, 501; third sentence revised, 1955, 314; paragraph added at end, 1950, 139; amended, 1966, 144 § 4. (See 1963, 713 § 4.)

SECT. 10A added, 1952, 126 (requiring operators of trackless trolleys to be licensed to operate motor vehicles); paragraph added at end, 1952, 287 § 1; section repealed, 1953, 276. (See 1952, 287 § 2.)

SECT. 11, first sentence revised, 1952, 377 § 2; sentence added at end, 1954, 446; section revised, 1956, 388 § 2; first sentence revised, 1963, 454; 1965, 58, 202 § 2.

SECT. 13, two sentences inserted after second sentence, 1950, 763; sentence added at end, 1949, 707; same sentence revised, 1950, 305.

SECT. 14 amended, 1938, 166; third sentence revised, 1947, 418; section revised, 1948, 324; sentence inserted after first sentence, 1961, 318; revised, 1961, 518 § 1; third sentence revised, 1950, 502 § 6; 1951, 196 § 2; 1961, 374; 1965, 244; last sentence stricken out and two sentences inserted, 1957, 166. (See 1961, 518 § 5.)

SECT. 14A added, 1949, 279 (providing for the protection of blind persons while crossing ways); last sentence revised, 1961, 60.

SECT. 14B added, 1951, 649 (providing that motor vehicle operators give uniform signals on all ways); first paragraph, clauses 1, 2 and 3 revised, 1965, 149; paragraph added at end, 1952, 321.

SECT. 15 amended, 1932, 271 § 5; 1933, 26 § 1; revised, 1951, 557; second sentence revised, 1961, 248. (See 1932, 271 § 7.)

SECT. 16, sentence inserted after second sentence, 1961, 66; section revised, 1965, 239.

SECT. 17, sentence added at end, 1932, 271 § 4; section amended, 1947, 406; revised, 1948, 564 § 1; second sentence revised, 1963, 716; amended, 1964, 185; revised, 1965, 474; last sentence revised, 1964, 176. (See 1932, 271 § 7.)

SECT. 18 amended, 1945, 125; revised, 1948, 564 § 2; first paragraph amended, 1956, 500; revised, 1960, 341; amended, 1962, 338 § 18; paragraph added at end, 1955, 135; amended, 1962, 338 § 19.

SECT. 18A added, 1962, 409 § 1 (authorizing the commonwealth, the metropolitan district commission, and cities and towns to adopt rules regulating the use of ways by pedestrians and for the non-criminal disposition of violations thereof); first two sentences revised, 1963, 298; second paragraph amended, 1964, 128. (See 1962, 409 § 2.)

SECT. 19, last sentence revised, 1933, 332 § 3; 1935, 223 § 1; section revised, 1935, 326 (but see 1935, 465); amended, 1936, 388 § 1; revised, 1941, 314; first sentence amended, 1946, 380; last two sentences amended, 1945, 595 § 4; same sentences stricken out and four sentences inserted, 1946, 341; paragraph added at end, 1948, 394; section revised, 1951, 573; first sentence amended, 1959, 378; 1966, 369; sentence inserted after second sentence, 1963, 321; third sentence (as appearing in 1951, 573) revised, 1961, 553; sentence inserted, 1965, 259. (See 1933, 332 § 5; 1935, 223 § 2; 1936, 388 § 2.) Affected, 1941, 589; 1915, 310.

SECT. 19A added, 1946, 397 § 1 (authorizing certain semi-trailer units and motor vehicles to travel upon public ways without certain permits); first paragraph revised, 1955, 736; 1961, 523 § 1; paragraph added at end, 1951, 344; amended, 1965, 282; paragraph added at end, 1951, 617; third paragraph amended, 1956, 389 § 1; paragraph added at end, 1951, 782; last paragraph revised, 1952, 408; first sentence amended, 1956, 389 § 2; 1961, 523 § 2; revised, 1962, 228; last sentence of said paragraph revised, 1956, 61.

SECT. 19B added, 1951, 572 § 1 (relative to the dimensions of motor buses); amended, 1957, 258 § 1; revised, 1958, 190 § 1. (See 1951, 572 § 2; 1957, 258 § 2; 1958, 190 § 2.) Affected, 1951, 310.

SECT. 20, first sentence revised, 1951, 567; amended, 1956, 389 § 3; 1966, 110.

SECT. 20A added, 1934, 368 § 1 (providing for the non-criminal disposition of charges for violation of motor vehicle parking rules, regulations, orders, ordinances and by-laws); revised, 1935, 176; first paragraph revised, 1938, 201; first sentence revised, 1952, 193 § 1; fifth sentence amended, 1949, 425 § 1; revised, 1952, 193 § 2; third paragraph revised, 1949, 425 § 2; amended, 1952, 98; fifth paragraph revised, 1949, 425 § 3; sentence added at end, 1951, 69; section revised, 1953, 249 § 1; first paragraph amended, 1962, 786 § 1; sentence added at end, 1955, 386 § 1; revised, 1955, 751 § 1; 1956, 404; 1962, 786 § 2; second paragraph amended, 1960, 454; 1961, 233 § 1; second sentence of said paragraph amended, 1962, 338 § 20; revised, 1962, 420 § 1, 786 § 3; third paragraph, second and third sentences revised, 1955, 386 § 2; fourth sentence revised, 1962, 786 § 4; fourth paragraph revised, 1961, 233 § 2; paragraph inserted after said paragraph, 1961, 233 § 3; revised, 1961, 455 § 6; 1962, 338 § 21; same paragraph stricken out, 1962, 786 § 5; paragraph added at end, 1954, 302. (See 1934, 368 § 2; 1949, 425 § 4; 1953, 249 §§ 2, 3; 1955, 751 § 2; 1962, 338 § 24, 786 § 8.)

SECT. 20B added, 1960, 810 (relative to the crossing of certain ways by pedestrians).

SECTS. 20C and 20D added, 1962, 786 § 6 (relative to the non-criminal disposition of parking violations). (See 1962, 786 § 8.)

SECT. 20C, fifth paragraph amended, 1966, 119; sixth paragraph amended, 1963, 451 § 1; eighth paragraph amended, 1963, 451 § 2.

SECT. 21 amended, 1936, 406; 1954, 669; revised, 1961, 422 § 1; amended, 1962, 254, 394 § 1; revised, 1963, 332; first sentence amended, 1963, 369 § 1.

SECT. 22, first paragraph amended, 1963, 276; paragraph inserted after first paragraph, 1962, 261; two paragraphs added at end, 1933, 191; first sentence (as appearing in 1933, 191) amended, 1941, 312.

SECT. 22A added, 1932, 304 § 1 (requiring the suspension of licenses to operate motor vehicles issued to persons who do not satisfy judgments in motor vehicle accident cases involving property damage); first sentence revised, 1963, 769; 1964, 133; second sentence amended, 1964, 298; paragraph added at end, 1960, 327. (See 1932, 304 § 2.)

SECT. 22B added, 1963, 525 (providing a penalty for abandoning motor vehicles on public or private ways or on certain property).

SECT. 22C added, 1965, 393 (providing for the removal and disposal of certain abandoned motor vehicles).

SECT. 22D added, 1965, 692 § 6 (providing that the registrar of motor

vehicles not suspend or revoke licenses to operate motor vehicles solely because of automobile law violations). (See 1965, 692 § 7.)

SECT. 22E added, 1966, 172 (providing a penalty for taking parts from certain abandoned motor vehicles).

SECT. 23, first paragraph revised, 1954, 74; amended, 1963, 331; paragraph added at end, 1933, 69.

SECT. 24 amended, 1932, 26 § 1; first sentence amended, 1936, 182 § 1; sentence contained in lines 65–97 amended, 1935, 360; paragraph added at end, 1936, 182 § 2; section revised, 1936, 434 § 1; paragraph (1) (*a*) amended, 1938, 145; first sentence revised, 1961, 347, 422 § 2; amended, 1962, 394 § 2; revised, 1963, 369 § 2; paragraph (1) (*b*) revised, 1964, 200 § 1; paragraph (1) (*c*) revised, 1939, 82; amended, 1955, 198 § 1; revised, 1964, 200 § 2; paragraph (1) (*d*) amended, 1955, 198 § 2; paragraph (1) (*e*) added, 1961, 340; paragraph (2) (*a*) amended, 1937, 230 § 1; 1964, 200 § 3; 1966, 316; paragraph (2) (*b*) amended, 1964, 200 § 4; paragraph (2) (*c*) amended, 1937, 117; 1955, 198 § 3; 1964, 200 § 5; 1966, 191 § 1. (See 1937, 230 § 2.)

SECT. 24B added, 1960, 249 (providing a penalty for the altering, forging, or counterfeiting of a license to operate a motor vehicle or of a certificate of registration); revised, 1962, 23; amended, 1965, 224.

SECT. 24C added, 1963, 338 (prohibiting a minor from operating any motor vehicle in which there is any alcoholic beverage unless he is accompanied by his parent or legal guardian); first paragraph revised, 1966, 122; section repealed, 1966, 317 § 1.

SECT. 26 revised, 1953, 570 § 2; 1956, 225; 1964, 405; first paragraph amended, 1965, 628; paragraph inserted after second paragraph, 1965, 270; same paragraph stricken out, 1965, 664.

SECT. 27 amended, 1949, 115 § 2; revised, 1953, 319 § 11; first sentence amended, 1953, 570 § 3; section revised, 1961, 592 § 1; first paragraph revised, 1962, 700; section revised, 1962, 789 § 1. (See 1953, 319 §§ 39, 40.)

SECT. 28 revised, 1950, 536.

SECT. 29, last sentence amended, 1932, 26 § 2; section amended, 1935, 477 § 1; second sentence revised, 1936, 391; first four sentences revised, 1947, 508; 1949, 557; second sentence revised, 1965, 216; two sentences inserted after fourth sentence, 1959, 610; sixth sentence (as appearing in 1935, 477 § 1) amended, 1952, 15; ninth sentence revised, 1964, 194; 1965, 156; last two sentences revised, 1938, 146.

SECT. 29A added, 1953, 570 § 4 (relative to notice by police officers and certain others of violations of the motor vehicle laws); repealed, 1961, 592 § 2.

SECT. 30, second sentence revised, 1956, 351.

SECT. 31 revised, 1948, 201 § 2; amended, 1966, 222 § 1. (See 1948, 201 § 4.)

SECT. 31A, last sentence revised, 1956, 387.

SECT. 32, first sentence revised, 1953, 196; 1966, 222 § 2; last sentence revised, 1966, 178.

SECT. 32A, first paragraph revised, 1958, 278; paragraph added at end, 1949, 321; first sentence of said paragraph revised, 1954, 392; fifth sentence revised, 1951, 418; 1957, 307; section revised, 1961, 458.

SECT. 32B repealed, 1934, 209 § 2. (See 1934, 209 § 3.)

SECTS. 32C–32F added, 1934, 209 § 1 (further regulating the business of leasing motor vehicles upon a mileage basis). (See 1934, 209 § 3.)

SECT. 32C amended, 1966, 222 § 3.

SECT. 32D amended, 1966, 222 § 4.

SECT. 32E, first paragraph revised, 1966, 222 § 5; paragraph added at end, 1959, 282 § 1; revised, 1961, 177 § 1. (See 1959, 282 § 6.)

SECT. 32F amended, 1966, 222 § 6.

SECT. 32G added, 1953, 563 (relative to licensing of persons engaged in the business of giving instruction in the driving of motor vehicles); first paragraph amended, 1960, 467; paragraph inserted after first paragraph, 1957, 628; amended, 1966, 189; fourth paragraph revised, 1956, 383 § 1; eleventh paragraph revised, 1956, 383 § 2; paragraph added at end, 1962, 415; revised, 1963, 349 § 2.

SECT. 32H added, 1963, 802 (requiring lessors of motorcycles to be licensed by the registrar of motor vehicles).

SECT. 33, first four paragraphs stricken out, and five new paragraphs inserted, 1932, 249 § 1; third paragraph (as appearing in 1932, 249 § 1) revised, 1948, 572 § 2; fourth paragraph (as so appearing) amended, 1933, 183 § 1; revised, 1948, 584 § 2; fifth paragraph (as so appearing) revised, 1947, 666 § 3; paragraph in lines 21–41 amended, 1932, 180 § 12; same paragraph stricken out, and two paragraphs inserted, 1933, 332 § 4; two paragraphs so inserted stricken out, and new paragraph inserted, 1935, 409 § 1; the paragraph so inserted amended, 1936, 380 § 1; subdivisions (2) and (3) of the paragraph so inserted revised, 1937, 377; subdivision (2) of said paragraph revised, 1945, 595 § 2; subdivision (3) of said paragraph amended, 1938, 430; subdivision (4) of said paragraph amended, 1939, 354 § 3; subdivision (6) of said paragraph amended, 1939, 354 § 4; revised, 1945, 595 § 3; last sentence revised, 1947, 463; sixth paragraph (inserted by 1935, 409 § 1) revised, 1951, 630 § 1; paragraph inserted after subdivision (6), 1948, 432 § 2; paragraph in lines 69–75 (as appearing in the Ter. Ed.) revised, 1948, 511 § 7; paragraph inserted after "registrar" in line 75 (as appearing in the Ter. Ed.) 1947, 401 § 2; same paragraph revised, 1948, 511 § 7; paragraph in lines 85–87 (as appearing in the Ter. Ed.) revised, 1948, 399 § 2, 619 § 2; paragraph inserted, 1950, 306; last paragraph amended, 1936, 401; paragraph added at end, 1949, 644 § 4; section revised, 1951, 699 § 1; paragraph inserted after paragraph numbered (6), 1952, 173 § 1; fifteenth paragraph revised, 1951, 736 § 3; twenty-fourth paragraph revised, 1952, 459; section revised, 1952, 540; third paragraph revised, 1954, 241; first sentence of fifth paragraph revised, 1953, 304; sentence inserted, 1953, 607; subdivision (3) revised, 1956, 569; eleventh paragraph of subdivision (7) revised, 1959, 414; fourteenth paragraph of subdivision (7) revised, 1955, 488 § 2; section revised, 1959, 571 § 1; second paragraph revised, 1965, 819 § 3; amended, 1963, 713 § 3; fourth paragraph (as appearing in 1959, 571 § 1) revised, 1963, 421; subdivision (2) revised, 1961, 121 § 2; 1962, 573; subdivisions (1) to (6) revised, 1965, 679 § 12; subdivision (1) amended, 1966, 723; subdivision (7) amended, 1965, 679 § 13; fifth paragraph revised, 1965, 700 § 3; eleventh paragraph revised, 1960, 580; 1966, 522 § 2. (See 1932, 249 § 2; 1933, 183 § 2, 332 § 5; 1935, 409 §§ 2; 1936, 380 § 2; 1947, 401 § 3, 666 § 4; 1948, 368, 399 § 3, 572 § 3, 619 § 3; 1951, 630 § 2, 699 § 5, 736 § 5; 1952, 173 § 2; 1955, 488 § 3; 1959, 571 § 2; 1963, 713 § 4.)

SECT. 33A added, 1958, 6 § 2 (confirming the validity of the signature on certain certificates of registration and certain licenses to operate motor vehicles); revised, 1966, 205.

SECT. 34, four words stricken out, 1933, 197 § 3; first paragraph

amended, 1934, 364 § 1; section revised, 1943, 427 § 2; amended, 1962, 603 § 1. (See 1934, 364 § 3.)

SECT. 34A, paragraph defining "certificate" revised, 1945, 384 § 1; amended, 1949, 571 § 1; new paragraph (defining "guest occupant") added, 1935, 459 § 1; paragraph defining "motor vehicle liability bond" revised, 1935, 459 § 2; amended, 1959, 282 § 2; 1961, 177 § 2; revised, 1963, 358 § 1, 476 § 1; amended, 1964, 517 § 1; paragraph defining "motor vehicle liability policy" revised, 1935, 459 § 2; amended, 1959, 282 § 3; 1961, 177 § 3; revised, 1963, 358 § 2, 476 § 2; amended, 1964, 517 § 2. (See 1935, 459 § 5; 1945, 384 § 3; 1959, 282 § 6; 1963, 358 § 4, 476 § 3; 1964, 517 § 4.)

SECT. 34B, second paragraph revised, 1933, 83 § 1; 1935, 302; fourth paragraph revised, 1933, 83 § 2; fifth paragraph revised, 1949, 571 § 2. (See 1933, 83 § 3.)

SECT. 34C amended, 1932, 180 § 13; 1949, 571 § 3.

SECT. 34D revised, 1935, 459 § 3; 1949, 571 § 4; first sentence amended, 1959, 282 § 4; 1961, 177 § 4; revised, 1963, 358 § 3; amended, 1964, 517 § 3; last sentence revised, 1950, 162 § 3; 1954, 126 § 3. (See 1935, 459 § 5; 1964, 517 § 4.)

SECT. 34E revised, 1949, 571 § 5.

SECT. 34F revised, 1949, 571 § 6.

SECT. 34H, first paragraph amended, 1933, 119 § 4; second paragraph amended, 1948, 39; second paragraph stricken out and two paragraphs inserted, 1960, 332; paragraph inserted after third paragraph, 1933, 119 § 5. (See 1933, 119 § 6.)

SECT. 34I revised, 1949, 571 § 7.

SECT. 34J, sentence added at end, 1959, 282 § 5.

SECT. 34K added, 1960, 360 (relative to the cancellation of compulsory motor vehicle liability insurance).

SECT. 34L added, 1966, 260 (requiring that protection on account of injuries to the insured caused by operators of uninsured motor vehicles shall be included in compulsory motor vehicle liability insurance policies).

Sects. 35-43 and 44-50 inc. (inserted by 1935, 418 § 2, as amended) and sect. 43A (inserted by 1938, 417 § 9) stricken out and new sections 35-52 inserted, 1939, 393 § 3 (further revising the laws relative to aviation). (See 1939, 393 §§ 4-6.)

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

The following references are to sections 35 to 52, as so inserted:

SECT. 35, paragraph defining "Airport" amended, 1941, 537 § 1; paragraph inserted after said paragraph, 1941, 537 § 2; paragraph defining "Landing field" amended, 1941, 537 § 3; two paragraphs added at end, 1941, 537 § 4; section revised, 1946, 507; "Navigable Air Space" defined, 1947, 292; paragraph (*q*) added, 1965, 670 § 1.

SECTS. 35A–35D added, 1960, 756 § 1 (limiting the height of certain structures within the approaches to certain airports). (See 1960, 756 § 2.)

SECTS. 36–38 repealed, 1946, 583 § 2. (See G. L. 6 §§ 57–59. See also 1946, 583 §§ 1, 4.)

SECT. 39, first paragraph revised, 1941, 695 § 13; section revised, 1946, 583 § 3; first paragraph revised, 1948, 637 § 10. (See 1946, 583 § 5; 1948, 637 §§ 4–9, 13, 663 § 4.)

SECTS. 39A–39F added, 1946, 607 § 1 (relative to a state airport plan).
SECT. 39A, paragraph added at end, 1953, 524 § 1.
SECT. 39B, paragraph inserted after first paragraph, 1948, 505.
SECT. 39C revised, 1949, 762 § 1. (See 1949, 762 § 2.)
SECT. 39D repealed, 1948, 637 § 11. (See 1948, 637 §§ 4–9, 13.)
SECT. 39F revised, 1947, 593 § 4; first paragraph amended, 1964, 544; paragraph added at end, 1953, 524 § 2. (See 1953, 524 § 3.)
SECT. 39G added, 1947, 593 § 5 (making certain provisions of law relating to airports in municipalities applicable to airports in counties).
SECT. 40 revised, 1946, 582 § 1; paragraph added at end, 1949, 60; revised, 1955, 189; two paragraphs added at end, 1956, 337.
SECTS. 40A–40I inserted, 1941, 537 § 5 (relative to protecting the approaches to publicly owned airports).
SECT. 40A, fifth sentence amended, 1950, 421.
SECT. 41 revised, 1946, 582 § 2.
SECT. 42 amended, 1941, 537 § 6.
SECT. 43 revised, 1946, 582 § 3.
SECT. 44 amended, 1941, 537 § 7.
SECT. 45 amended, 1941, 537 § 8; revised, 1947, 319.
SECT. 47 amended, 1965, 236.
SECT. 49 revised, 1964, 590; first paragraph revised, 1965, 670 § 2; paragraphs (*b*) and (*c*) revised, 1965, 670 § 3; paragraph (*e*) amended, 1965, 670 § 4.
SECT. 49A added, 1949, 115 § 1 (relative to court records of cases involving violations of aeronautical laws, rules and regulations); amended, 1953, 319 § 12. (See 1953, 319 §§ 39, 40.)
SECTS. 49B–49T added, 1955, 666 § 1 (requiring owners and operators of aircraft involved in accidents to provide security for payment of damages in certain cases). (See 1955, 666 § 2.)
SECTS. 50A–50L added, under caption, 1948, 637 § 3 (relative to the management of state-owned airports). (See 1948, 637 §§ 4–9, 13, 663 § 4.)
SECT. 50C, paragraph added at end, 1951, 672 § 1. (See 1951, 672 §§ 2, 3.)
SECT. 50D, first sentence amended, 1949, 762 § 3; first paragraph amended, 1955, 452; paragraph inserted after first paragraph, 1958, 275.
SECT. 50F, sentence added at end, 1948, 663 § 2; third paragraph revised, 1949, 763. (See 1948, 663 §§ 4, 5; 1949, 745 § 2.)
SECT. 50H, sentence added at end, 1948, 663 § 3. (See 1948, 663 §§ 4, 5.)
SECT. 51 stricken out, 1946, 613 § 1.
SECTS. 51A–51B added, 1946, 582 § 4 (relative to the supervision of state airports by airport managers and to the leasing thereof); repealed, 1948, 637 § 11. (See 1948, 637 §§ 4–9, 13.)
SECTS. 51C–51L added, 1946, 613 § 1 (relating to the acquisition, establishment, maintenance, operation and regulation of airports by the commonwealth and the cities and towns thereof).
SECT. 51C repealed, 1948, 637 § 11. (See 1948, 637 §§ 4–9, 13.)
SECT. 51E, sentence inserted after first sentence, 1948, 481; second and third sentences revised, 1947, 70; last sentence stricken out and five sentences inserted, 1947, 593 § 1.
SECT. 51F revised, 1949, 769 § 1.
SECT. 51H revised, 1949, 769 § 2.
SECT. 51I revised, 1947, 593 § 2.

SECT. 51K revised, 1947, 593 § 3; third paragraph revised, 1964, 103.
SECT. 51M added, 1947, 332 (prohibiting the granting of exclusive franchises for transportation of persons at airports publicly owned or controlled, or constructed wholly or partly with public funds).
SECT. 51N added, 1947, 501 (authorizing municipalities to establish, maintain and operate airports as joint enterprises).

Chapter 90A. — The Highway Safety Act.

New chapter inserted, 1953, 570 § 1.

SECT. 1 revised, 1954, 425; amended, 1960, 522 § 1; revised, 1963, 674 § 1. (See 1960, 522 § 2.)
SECTS. 2, 3 and 4 revised, 1963, 674 § 2.
Caption preceding section 5 stricken out, 1960, 390.
SECTS. 5 and 6 repealed, 1960, 390.
SECT. 7, first sentence amended, 1956, 646; section repealed, 1960, 390.
SECT. 7A added, 1955, 417 (relative to the assessment of points under highway safety act and merit rating system); repealed, 1960, 390.
SECT. 8 repealed, 1960, 390.
SECT. 8A added, 1956, 178 (providing that no points shall be charged against an owner or licensed operator before final disposition of an appeal in court); repealed, 1960, 390.
SECTS. 9 and 10 repealed, 1960, 390.
SECT. 11 repealed, 1956, 201 § 1. (See 1956, 201 § 2.)
SECTS. 12–15, 17 repealed, 1956, 51 § 1.
SECT. 16 amended, 1956, 51 § 2; repealed, 1960, 390.

Chapter 90B. — Motorboats and Other Vessels.

New chapter inserted, 1960, 275 § 2.

SECT. 1, definition of "motorboat" revised, 1961, 140 § 1.
SECT. 2 revised, 1961, 140 § 2.
SECT. 3, paragraph (*a*) amended, 1961, 505.
SECT. 4A added, 1966, 233 (relative to altering, forging or counterfeiting a certificate of number of a motorboat).
SECT. 11, clauses (*d*) and (*e*) revised, 1961, 320.
SECT. 12, first sentence revised, 1964, 547.
SECT. 13, sentence added at end, 1962, 250.

Chapter 90C. — Procedure against violators of Motor Vehicle Laws.

New chapter inserted, 1962, 789 § 2. (See 1962, 789 § 3.)

SECT. 1, definition of "Audit sheet" revised, 1965, 692 § 1; definition of "Automobile law violation" revised, 1963, 340 § 1; definition of "Citation", 1963, 637 § 1; revised, 1965, 692 § 2; definition of "Police chief" revised, 1965, 590 § 1; definition of "Police officer" revised, 1963, 340 § 2; revised, 1965, 590 § 2. (See 1965, 692 § 7.)
SECT. 2 revised, 1963, 637 § 2; first two paragraphs revised, 1963, 818; third paragraph amended, 1965, 501; section revised, 1965, 692 § 3; fourth paragraph, fourth sentence revised, 1966, 64. (See 1965, 692 § 7.)
SECT. 4, first sentence revised, 1964, 540; section revised, 1965, 692 § 4. (See 1965, 692 § 7.)

SECT. 4A added, 1964, 626 § 1 (authorizing clerks of district courts to accept pleas of guilty and payment of fines by mail in certain cases of violation of the motor vehicle laws). (See 1964, 626 § 2.)

SECT. 6A added, 1965, 692 § 5 (providing a penalty for falsifying citations, copies thereof or records of same issued in cases involving automobile law violations). (See 1965, 692 § 7.)

Chapter 91. — Waterways.

SECT. 5A added, 1962, 715 § 5 (relative to the promotion and development of marine fisheries of the commonwealth); section repealed, 1966, 621 § 1. (See 1966, 621 § 3.)

SECT. 9A added, 1938, 407 § 2 (providing a method for the development of waterfront terminal facilities).

SECT. 11, first sentence revised, 1950, 516; 1955, 5; amended, 1955, 448 § 1; sentence inserted after first sentence, 1955, 448 § 2.

SECT. 12A added, 1939, 513 § 6 (licensing and otherwise regulating structures, filling and excavations in certain rivers and streams).

SECT. 16 amended, 1954, 568 § 3.

SECT. 18, second sentence amended, 1956, 528.

SECT. 19A added, 1954, 258 (regulating the lowering of waters of a great pond).

SECT. 27, paragraph added at end, 1937, 372 § 2; sentence added at end, 1950, 768.

SECT. 29 revised, 1950, 524.

SECT. 29A added, 1963, 608 (authorizing cities and towns to appropriate money for the construction of certain structures along their shores).

SECT. 30A added, 1950, 214 (prohibiting the removal of certain natural barriers which furnish protection against erosion by the sea).

SECT. 46A added, 1935, 362 § 1 (penalizing the unlicensed breaking up or altering of vessels, scows, lighters or certain other structures).

SECT. 49 revised, 1935, 362 § 2.

SECT. 49A added, 1955, 464 (providing for the removal of certain whales or other mammals from tidewaters or shores of the commonwealth).

SECTS. 60–62 added, 1953, 666 § 2 (transferring the control of Salisbury Beach Reservation to the division of public beaches in the department of public works).

SECT. 60 amended, 1958, 640 § 7.

SECT. 61, first paragraph amended, 1958, 640 § 8; paragraph added at end, 1954, 533.

SECT. 62 amended, 1958, 640 § 9.

Chapter 91A. — Port of Boston Commission (formerly entitled Port of Boston Authority).

New chapter inserted, 1945, 619 § 3. (See 1945, 619 §§ 4–11.)

SECT. 1, section and caption preceding it revised, 1953, 608 § 5. (See 1953, 608 §§ 13–16.)

SECT. 2 revised, 1951, 457 § 1. (See 1951, 457 §§ 3, 4.)

SECT. 3 amended, 1951, 457 § 2; revised, 1953, 608 § 6. (See 1951, 457 §§ 3, 4.)

SECT. 4 amended, 1947, 413 § 1; 1953, 608 § 7.

SECT. 5 amended, 1953, 608 § 8.

SECT. 6 amended, 1953, 608 § 9; revised, 1955, 577 § 1. (See 1955, 577 § 2.)
SECT. 7 amended, 1953, 608 § 10.
SECT. 8 amended, 1953, 608 § 11; repealed, 1954, 568 § 4.
SECT. 9 amended, 1953, 608 § 12.

Chapter 92. — Metropolitan Sewers, Water and Parks.

For legislation abolishing the Metropolitan District Water Supply Commission and transferring its functions to the Metropolitan District Commission, see 1947, 583.

SECT. 1 amended, 1946, 367 § 1; 1950, 648 § 1; section and caption preceding it stricken out and sections 1 and 1A inserted under the caption "Metropolitan Sewerage District", 1959, 612 § 2. (See 1946, 367 § 2; 1959, 612 §§ 6–10.)

SECTS. 5 and 6 stricken out and sections 5, 5A, 5B and 6 inserted, 1959, 612 § 3. (See 1959, 612 §§ 5–10.)

SECT. 5A, first sentence revised, 1961, 230.

SECT. 8 amended, 1946, 432 § 5.

SECT. 9A added, under caption, 1952, 559 § 1 (providing for the construction and operation of metropolitan refuse disposal incinerators); first sentence revised, 1954, 495 § 1; 1955, 773 § 1. (See 1952, 559 §§ 2, 3; 1954, 495 § 2; 1955, 773 § 2.)

SECT. 10 revised, 1943, 543 § 1; 1945, 587 § 1; paragraph (2) amended, 1946, 549 § 1; paragraph (3) amended, 1947, 575 § 1; 1949, 385 § 1; paragraph (4) amended, 1946, 549 § 2; paragraph (5), sentence added at end, 1946, 549 § 3; paragraph (6) revised, 1946, 549 § 4; paragraph (10) amended, 1946, 243, 549 § 5; 1953, 373; paragraph (12) revised, 1947, 575 § 2; 1962, 723 § 1. (See 1943, 543 §§ 1A, 3; 1945, 587 § 5; 1947, 575 §§ 3–6; 1949, 494; 1962, 723 §§ 11, 12.)

SECT. 13 amended, 1950, 518 § 2.

SECT. 17, paragraph added at end, 1945, 693 § 1.

SECT. 25 revised, 1962, 723 § 2.

SECT. 25A added, 1962, 723 § 3 (relating to fiscal year charges to the metropolitan water district fund).

SECT. 26, first paragraph revised, 1943, 543 § 2; first two paragraphs revised, 1945, 587 § 2; second paragraph amended, 1946, 432 § 6; first two paragraphs revised, 1946, 549 § 6; first paragraph stricken out and five paragraphs inserted, 1953, 618; first paragraph amended, 1962, 723 § 4; fourth and fifth paragraphs revised, 1961, 221. (See 1945, 587 §§ 4, 5; 1962, 723 §§ 11, 12.)

SECTS. 26A and 26B added, 1945, 587 § 3 (fixing the price for water furnished to municipalities by the metropolitan water district and providing for a state borrowing to ensure the maintenance of the price as fixed and providing for disposition of the excess in the metropolitan water works sinking fund).

SECT. 26A, first two sentences revised, 1946, 549 § 7; first sentence amended, 1962, 723 § 5; second sentence amended, 1962, 723 § 6; paragraph added at end, 1962, 723 § 7.

SECT. 26B repealed, 1962, 723 § 8.

SECT. 33 amended, 1961, 542 § 2. (See 1961, 542 § 3.)

SECT. 35A added, 1963, 351 § 1 (authorizing the towing of vehicles from metropolitan parks district parkways, boulevards and roadways where such vehicles are parked or standing in violation of the law).

SECT. 43 amended, 1950, 518 § 3.

SECT. 46 revised, 1948, 550 § 7.

SECT. 48 amended, 1934, 266 § 1. (See 1934, 266 § 4.)

SECTS. 55 and 56 stricken out and section 55 inserted, 1949, 554 § 1.

SECT. 56 revised, 1933, 197 § 1; sentence added at end, 1939, 429 § 1; section stricken out, 1949, 554 § 1. (See 1939, 429 §§ 2, 4.)

SECT. 57 amended, 1933, 197 § 2; 1949, 554 § 2; paragraph added at end, 1963, 380.

SECT. 58 amended, 1946, 432 § 7.

SECT. 59 amended, 1949, 554 § 3.

SECT. 59A added, 1945, 637 § 7 (relative to annual assessments upon municipalities of the metropolitan districts for maintenance); sentence added at end, 1946, 432 § 8; section revised, 1959, 612 § 4; 1962, 723 § 9. (See 1945, 279; 1959, 612 § 10; 1962, 723 § 12.)

SECT. 60 revised, 1939, 429 § 3; last sentence revised, 1946, 432 § 9. (See 1939, 429 § 4.)

SECT. 60A added, 1937, 352 § 1 (regulating the making and awarding of certain contracts by the metropolitan district commission and metropolitan district water supply commission); repealed, 1941, 547 § 2. (See 1937, 352 § 2; 1941, 547 § 1.)

SECT. 61, first sentence revised, 1954, 162 § 2.

SECT. 62 revised, 1938, 396; amended, 1941, 658 § 1; revised, 1950, 730 § 1. (See 1941, 658 § 2; 1950, 730 § 2.)

SECT. 62A added, 1937, 416 § 1 (providing for a reserve police force for the metropolitan district commission); revised, 1939, 441 § 1. (See 1937, 416 § 5; 1939, 441 §§ 3, 5.)

SECT. 62B added, 1951, 612 (relative to compensation for metropolitan district police for overtime service).

SECT. 63 repealed, 1937, 416 § 2. (See 1937, 416 § 5; 1939, 441 § 3.)

SECT. 63B added, 1948, 653 (providing for the reimbursement of metropolitan district police officers for injuries or damages sustained by them in the line of duty).

SECT. 67 revised, 1963, 615 § 2.

SECT. 68 revised, 1963, 615 § 3.

SECT. 82, last sentence revised, 1962, 723 § 10.

SECT. 93 amended, 1934, 266 § 2. (See 1934, 266 § 4.)

SECT. 94 amended, 1934, 266 § 3. (See 1934, 266 § 4.)

SECT. 95A added, 1950, 518 § 1 (relative to the granting of permits by the metropolitan district commission for projections over property under its control).

SECT. 99 repealed, 1947, 530.

SECT. 100 revised, 1939, 499 § 7; 1945, 292 § 9. (See 1945, 637 § 8.)

Chapter 92A. — Massachusetts Public Building Commission.

New chapter inserted, 1947, 466 § 3. (See 1947, 466 §§ 4-6.)

For prior temporary legislation, see 1933, 365, 368; 1934, 41; 1935, 380; 1937, 338; 1938, 20, 501 § 3; 1939, 417, 418; 1941, 720 § 16; 1943, 517 § 3.

Chapter repealed, 1953, 612 § 8. (See 1953, 612 §§ 10–13.)

Chapter 93. — Regulation of Trade and Certain Enterprises.

SECT. 8, sentence added at end, 1938, 410 § 2.

SECT. 9A added, 1961, 432 (establishing the penalty for collusive bidding on contracts for public works or purchase).

SECTS. 14A–14D added, under caption, 1937, 398 (protecting trade mark owners, distributors and the public against injurious and uneconomic practices in the distribution of articles of standard quality under a trade mark, brand or name).

SECT. 14A amended, 1939, 231.

SECT. 14B amended, 1939, 313.

SECT. 14C revised, 1943, 40.

SECTS. 14E–14K added, under caption, 1938, 410 § 1 (defining and prohibiting unfair sales practices, with a view to preventing the advertising or offering for sale, or the selling below cost, of merchandise for the purpose of injuring competitors or destroying competition). (See 1941, 715.)

SECT. 14E, paragraphs (*a*) and (*b*) amended, 1939, 189 § 1; paragraph (*h*) added at end, 1939, 189 § 2.

SECT. 14F revised, 1941, 494.

SECT. 14G, clause (*h*) revised, 1966, 232.

SECT. 14I revised, 1958, 633 § 4.

SECTS. 14L–14R added, under caption, 1958, 632 § 1 (regulating trading stamp companies). (See 1958, 632 § 2.)

SECT. 18A added, 1953, 211 (requiring laundries and dry cleaning establishments to file their identification markings with the commissioner of public safety).

Caption preceding section 21 amended, 1939, 343 § 3.

SECT. 21 amended, 1939, 343 § 1; 1941, 583 § 1; 1954, 257 § 1; revised, 1955, 371 § 1; amended, 1963, 652 § 2.

SECTS. 21A–21D added, 1941, 583 § 2 (defining and further regulating private trade schools)

SECT. 21A revised, 1954, 257 § 2; 1955, 371 § 2; paragraph added at end, 1956, 437.

SECT. 21B revised, 1952, 499 § 3; amended, 1954, 257 § 3; revised, 1955, 371 § 3.

SECT. 21C amended and sentence added at end, 1954, 681 § 6. (See 1954, 681 §§ 20, 22.)

SECT. 21D amended, 1954, 257 § 4; revised, 1955, 371 § 4.

SECT. 22 amended, 1939, 343 § 2; 1941, 583 § 3; repealed, 1963, 652 § 3.

SECT. 23 repealed, 1963, 652 § 3.

SECT. 24 revised, 1949, 711 § 1; 1962, 670 § 1.

SECT. 24A added, 1949, 711 § 2 (relative to licenses for the conduct of collection agencies); revised, 1962, 670 § 2.

SECTS. 24B and 24C added, 1962, 670 § 3 (further regulating collection agencies).

SECT. 25 amended, 1962, 670 § 4.

SECTS. 28A–28D added, under heading "REGULATING CLOSING OUT SALES, SO CALLED, AND SIMILAR TYPES OF SALES", 1938, 165.

SECT. 28A revised, 1939, 207; 1948, 550 § 8; 1950, 473; 1953, 164 § 1; amended, 1955, 217; revised, 1961, 324.

SECT. 28B stricken out, 1953, 164 § 2.

SECT. 28D amended, 1958, 178 § 1.

SECT. 28E added, 1950, 511 (granting to the superior court jurisdiction in equity to restrain certain violations of the law regulating closing out sales); amended, 1958, 178 § 2.

SECT. 28F added, 1958, 178 § 3 (regulating fire sales, so called, and similar types of sales).

SECT. 29, heading and section amended, 1946, 612 § 3; section revised, 1955, 584 § 4; fourth sentence amended, 1958, 143. (See 1946, 612 §§ 5, 6; 1955, 584 §§ 9, 10.)

SECT. 29A added, 1955, 584 § 5 (relative to notice and hearings on objections to applications for certain permits, and on appeals from decisions of the director of the board of outdoor advertising). (See 1955, 584 §§ 8–10.)

SECT. 30 revised, 1945, 233.

SECT. 30A revised, 1946, 612 § 4; 1955, 584 § 6. (See 1955, 584 §§ 8–10.)

SECT. 31 revised, 1955, 584 § 7. (See 1955, 584 §§ 9, 10.)

SECT. 32 revised, 1964, 466.

SECT. 34, sentence added at end, 1959, 202 § 2. For temporary act to enable savings banks and certain other banking institutions to co-operate in the distribution of United States defense savings bonds and defense postal savings stamps, see 1941, 221, 575.

Chapter 94. — Inspection and Sale of Food, Drugs and Various Articles.

SECT. 1, paragraph in lines 128–132 (defining "pasteurized milk") revised, 1932, 158; section amended in part, 1933, 67 §§ 1–5; paragraph (defining "half and half") added, 1955, 757 § 1; paragraph (defining "milk plant" and "manufactory") added, 1933, 338 § 1; paragraph in lines 30–36 (defining "butter" and "cheese") stricken out and new paragraph defining "butter" inserted, 1937, 335 § 1; paragraph in line 40 reading, "cheese", see "butter", stricken out and four new paragraphs inserted, 1937, 335 § 2 (defining cheese and cream cheese); third paragraph (as so appearing) amended, 1961, 301 § 1; paragraph in lines 41–45 ("Closed package") stricken out, 1959, 528 § 1; paragraph (defining "bakery") amended, 1937, 362 § 1; definitions of "cosmetic" and "device" inserted, 1961, 600 § 1; definition of "label" revised, 1961, 600 § 1; definition of "labeling" inserted, 1961, 600 § 1; definition of "sausage" or "sausage meat" revised, 1962, 243; paragraphs in lines 148–164 (defining "agricultural seeds" or "agricultural seed", "noxious weed seeds" and "weed seeds") revised and definition of "vegetable seeds" added, 1938, 363 § 1; paragraphs in lines 165–169 (defining "Inert matter" and "Lot") stricken out, 1959, 396 § 1; last four definitions stricken out, 1946, 377 § 1; five paragraphs (defining "enriched bread", "enriched flour", "person", "rolls" and "white bread") added, 1948, 444 § 1; paragraph (defining "food") revised, 1949, 334 § 9; 1956, 663 § 1; paragraph (defining "garnetted clippings") added, 1957, 581 § 1; stricken out, 1959, 611 § 1; paragraph in lines 170–173 (defining "Article of bedding") stricken out, 1959, 611 § 1; paragraph (defining "New") revised, 1957, 581 § 2; stricken out, 1959, 611 § 1; paragraph in lines 177–181 revised, 1939, 196 § 1; stricken out, 1959, 611 § 1; paragraph (defining "Used or used material") added, 1957, 581 § 3; stricken out, 1959, 611 § 1; paragraph in lines 182–185 (defining "Article of upholstered furniture") stricken out, 1959, 611 § 1. (See 1937, 362 § 7.)

SECT. 6 amended, 1937, 362 § 2. (See 1937, 362 § 7.)

SECT. 7 amended, 1941, 490 § 19.
SECT. 8 revised, 1937, 53.
SECT. 9 amended, 1939, 261 § 6.
SECTS. 9A–9M added, 1937, 362 § 3 (changing the position in the General Laws of certain provisions of law relative to bakeries). (For prior legislation, see G. L. chap. 111 §§ 34–43, 46–49, repealed by 1937, 362 § 6.) (See 1937, 362 §§ 6, 7.)
SECT. 10 amended, 1937, 362 § 4. (See 1937, 362 § 7.)
SECTS. 10A–10E stricken out, and new sections 10A–10G (regulating the manufacture, bottling and sale of certain non-alcoholic beverages) inserted, 1935, 441.
SECT. 10F amended, 1941, 119.
SECTS. 10H–10K added, under caption, 1948, 444 § 2 (relative to enrichment of bread and flour).
SECTS. 12–48A. For temporary legislation establishing within the department of agriculture a milk control board, and defining its powers and duties, see note to G. L. chapter 94A, inserted by 1941, 691 § 2.
SECT. 12 stricken out, and new section 12 (relative to standards for milk and cream) inserted, 1955, 757 § 2.
SECT. 12A added, 1955, 757 § 2 (defining "fortified non-fat milk"); first paragraph revised, 1961, 598 § 2.
SECT. 12B added, 1955, 757 § 2 (defining "standardized milk"); revised, 1964, 190; second and third sentences revised, 1965, 223.
SECTS. 13, 14, 14A and 15 stricken out, and new sections 13–13E (relative to the grading of milk) inserted, 1933, 263 § 1. (See 1933, 263 § 3.)
SECT. 13 revised, 1965, 104 § 1.
SECT. 13A revised, 1948, 227; repealed, 1965, 104 § 2.
SECT. 16 stricken out and sections 16–16I (regulating the production, sale and distribution of milk) inserted, 1932, 305 § 3. (See 1932, 305 §§ 5, 6.)
SECT. 16C amended, 1941, 374; revised, 1946, 467; 1965, 632 § 1.
SECT. 16D revised, 1965, 632 § 2.
SECT. 16F revised, 1960, 687.
SECT. 16G revised, 1965, 632 § 3.
SECT. 16H revised, 1964, 262.
SECTS. 16J–16L added, 1946, 542 (relative to the regulation of transportation, handling and sale of milk).
SECT. 16K revised, 1947, 379.
SECT. 17A amended, 1933, 124.
SECT. 18 revised, 1933, 263 § 2. (See 1933, 263 § 3.)
SECT. 19, last paragraph revised, 1955, 757 § 3; amended, 1961, 598 § 1.
SECT. 20 revised, 1939, 212.
SECT. 27A added, 1961, 561 § 1 (requiring a person who receives raw milk from a producer at dairy farms to be licensed as qualified to measure, sample and accept milk for inclusion in a bulk tank truck).
SECT. 28A added, 1961, 561 § 2; sentence inserted after first sentence, 1966, 128.
SECT. 29A revised, 1933, 253; 1946, 447 § 1.
SECT. 30 revised, 1933, 253; 1946, 447 § 2; first sentence revised, 1961, 561 § 3.
SECT. 31 revised, 1933, 253; 1946, 447 § 3.
SECT. 40 amended, 1941, 298; fourth sentence revised, 1955, 757 § 4.

SECT. 42A stricken out, and new sections 42A–42K (requiring dealers in milk or cream to be licensed and bonded) inserted, 1933, 338 § 2; affected, 1939, 421.

SECT. 42A amended, 1935, 126; second sentence revised, 1961, 95 § 1. (See 1961, 95 § 2.)

SECT. 42B, sentence inserted after second sentence, 1963, 129.

SECT. 42F revised, 1934, 180 § 1.

SECT. 42H, paragraph 2 revised, 1934, 180 § 2.

SECT. 43 revised, 1932, 305 § 4; amended, 1935, 88; first paragraph amended, 1936, 210. (See 1932, 305 §§ 5, 6.)

SECT. 45 revised, 1935, 317; 1948, 550 § 9.

SECT. 46, sentence added at end, 1955, 757 § 5.

SECT. 48 revised, 1955, 757 § 6; amended, 1963, 326.

SECT. 48B added, 1935, 259 (requiring institutions supported wholly or in part by funds of the commonwealth to use milk, other than cream and certified milk, produced within the commonwealth).

SECT. 48C added, 1939, 317 (regulating the manufacture, sale and delivery of certain milk beverages, so called); revised, 1955, 757 § 7.

SECT. 48D added, 1955, 757 § 8 (relative to the blending of milk and cream, establishing sanitary and labelling requirements, and providing penalties for violations thereof).

SECT. 48E added, 1960, 43 (regulating the manufacture and sale of cultured milk products).

SECT. 49, sentence added at end, 1948, 453 § 3.

SECT. 50 amended, 1937, 335 § 3.

SECT. 52 amended, 1948, 550 § 10; revised, 1949, 297 § 2; repealed, 1954, 262.

SECT. 54 amended, 1948, 453 § 1.

SECTS. 56 and 57 repealed, 1954, 262.

SECT. 58 amended, 1948, 453 § 2.

SECT. 60 revised, 1934, 373 § 2; amended, 1957, 356 § 1.

SECT. 61A added, 1937, 335 § 4 (relative to the manufacture and sale of certain cheese).

SECTS. 64, 64A, 65, 65A, 65B, 65E and 65F, and the caption of said section 64, stricken out, and sections 65G–65S inserted, under caption "FROZEN DESSERTS AND ICE CREAM MIX", 1934, 373 § 1; caption stricken out and new caption "FROZEN DESSERTS AND FROZEN DESSERT MIX" inserted, 1957, 356 § 2. (See 1934, 373 § 8.)

SECT. 65G, "Buttermilk powder" defined, 1960, 45 § 2; "Frozen dessert mix" defined, 1957, 356 § 3; definition of "Ice Cream" revised, 1950, 236; "Ice milk mix" defined, 1957, 356 § 4; definition of "Imitation frozen dessert" revised, 1963, 274 § 1; definition of "milk product" revised, 1959, 468 § 1; 1960, 45 § 1; definition of "Stabilizer" revised, 1954, 664 § 1; "Sugar" defined, 1954, 664 § 2; "Whey powder" defined, 1959, 468 § 2.

SECT. 65H revised, 1957, 356 § 5.

SECT. 65I revised, 1957, 356 § 6.

SECT. 65J, second paragraph revised, 1937, 341 § 1.

SECT. 65L, subdivision (*c*) amended, 1937, 341 § 2; section revised, 1957, 356 § 7; paragraph (*b*) revised, 1963, 274 § 2.

SECT. 65M revised, 1957, 356 § 8.

SECT. 65N revised, 1957, 356 § 9.

SECT. 65O revised, 1957, 356 § 10.

SECT. 65P, paragraph (*f*) added at end, 1937, 341 § 3; revised, 1957, 356 § 11.

SECT. 65Q revised, 1957, 356 § 12.

SECT. 65T added, 1963, 274 § 3 (authorizing the department of public health to establish regulations and standards for frozen dietary dairy desserts).

SECT. 66A added, 1945, 109 (making certain laws relative to cold storage warehouses inapplicable to locker plants, so called).

SECT. 73A added, under caption, 1959, 423 (regulating the storage and transportation of frozen food).

SECT. 74 revised, 1933, 329 § 5; repealed, 1941, 598 § 2.

SECT. 74A added, 1933, 329 § 6 (definition of "fish"); repealed, 1941, 598 § 2.

SECTS. 75 and 76 repealed, 1933, 329 § 7.

SECT. 77, first sentence stricken out, 1933, 329 § 8; repealed, 1941, 598 § 2.

SECT. 77A added, 1934, 216 (regulating the importation of fresh swordfish).

SECT. 77A stricken out and sections 77A–77I, inclusive, added, 1964, 524 § 12 (relative to the sale and storage of fish, lobster meat and crabmeat).

SECT. 77G revised, 1966, 460.

SECT. 78 revised, 1933, 329 § 9; repealed, 1941, 598 § 2.

SECT. 78A added, 1933, 329 § 10 (prohibiting certain misrepresentations in the sale of lobsters); repealed, 1941, 598 § 2.

SECT. 79 repealed, 1933, 329 § 7.

SECT. 80 repealed, 1941, 598 § 2.

SECT. 81 revised, 1933, 329 § 11; 1939, 491 § 10; repealed, 1941, 598 § 2. (See 1939, 491 § 12.)

SECT. 82 repealed, 1941, 598 § 2.

SECT. 83 revised, 1933, 329 § 12; repealed, 1941, 598 § 2.

SECT. 85 amended, 1939, 261 § 7.

SECT. 86, two sentences added at end, 1955, 415.

SECT. 88A revised, 1933, 329 § 13; repealed, 1941, 598 § 2.

SECT. 88B added, 1936, 176 (requiring that shucked scallops and quahaugs in the shell be sold only by weight).

SECTS. 88C and 88D added, 1964, 524 § 13 (authorizing the commissioner of public health to adopt rules and regulations relative to the sanitary conditions for commercial processing establishments, and to inspection or distribution of fish, and the entry and inspection of places where fish is offered or exposed for sale or kept with intent to sell).

SECT. 90A added, 1935, 369 (relative to the sale and distribution of eggs).

SECT. 90B added, 1938, 404 (establishing standard sizes in connection with the sale and distribution of eggs); revised, 1951, 266.

SECTS. 90C–90E added, 1962, 393 § 1 (providing for the establishment by the commissioner of agriculture of grades of eggs sold at retail). (See 1962, 393 § 2.)

SECT. 90D, second sentence revised, 1965, 52; fourth sentence revised, 1963, 116.

SECT. 92B added, under caption, 1935, 97 (requiring the retail sale of meats and poultry to be by weight); section and caption preceding section revised, 1959, 219.

SECT. 98 amended, 1939, 261 § 8.
SECT. 99A amended, 1939, 261 § 9; sentence inserted after fourth sentence, 1952, 121.
SECT. 99B added, 1961, 85 (regulating the use of the word "native" in connection with the sale or packaging of vegetables); amended, 1962, 181; first sentence amended, 1963, 158; section revised, 1966, 65.
SECT. 100 repealed, 1959, 528 § 2.
SECTS. 101–109 stricken out, and new sections 101–109 inserted, 1959, 528 § 3.
SECT. 117A, first sentence amended, 1951, 600 § 1. (See 1951, 600 § 3.)
SECTS. 117G–117L added, under caption, 1951, 600 § 2 (relative to the grading and marking of potatoes). (See 1951, 600 § 3.)
SECT. 118 amended, 1943, 332 § 1.
SECT. 119 amended, 1943, 332 § 2; 1949, 334 § 1.
SECT. 120 amended, 1943, 332 § 3; revised, 1949, 334 § 2.
SECT. 120A amended, 1943, 332 § 4; revised, 1949, 334 § 3.
SECT. 123 amended, 1932, 180 § 15; 1943, 332 § 5.
SECT. 124 revised, 1943, 508 § 1.
SECT. 126 amended, 1946, 213 § 1.
SECT. 128 amended, 1946, 213 § 2; 1963, 579 § 2.
SECT. 129 revised, 1946, 213 § 3; amended, 1949, 334 § 4.
SECT. 130 amended, 1946, 213 § 4; 1949, 334 § 5.
SECT. 131 revised, 1943, 332 § 6; 1949, 334 § 6; first paragraph amended, 1952, 201; paragraph added at end, 1950, 317; revised, 1964, 112.
SECT. 132 amended, 1949, 334 § 7.
SECT. 133 amended, 1943, 332 § 7; 1946, 213 § 5.
SECT. 133A added, 1946, 213 § 6 (further regulating the slaughtering of certain animals).
SECT. 134 amended, 1946, 213 § 7.
SECT. 135 amended, 1943, 332 § 8.
SECT. 137 amended, 1949, 334 § 8.
SECT. 138 amended, 1943, 508 § 2.
SECT. 139 amended, 1946, 213 § 8.
SECT. 139A added, 1945, 679 (relative to the establishment and operation of poultry slaughtering houses); last paragraph revised, 1948, 339; 1955, 289.
SECT. 139B added, 1956, 712 § 1 (to protect the public against the sale of unwholesome poultry). (See 1956, 712 § 2.)
SECTS. 139C–139G added, 1960, 444 § 1 (requiring the humane slaughtering of livestock). (See 1960, 444 §§ 2, 3.)
SECT. 139C, definition of "commissioner" revised, 1962, 396 § 1. (See 1962, 396 § 2.)
SECTS. 143B and 143C added, 1956, 693 (permitting the manufacture of sausage contained in colored casings and regulating the sale thereof).
SECT. 146, first paragraph amended, 1934, 340 § 6; 1943, 508 § 3; second paragraph amended, 1952, 387. (See 1934, 340 § 18.)
SECT. 148, second paragraph amended, 1934, 340 § 6A. (See 1934, 340 § 18.)
SECT. 151 revised, 1943, 508 § 4.
SECT. 151A added, 1948, 189 (regulating the sale of horse meat for food in certain places); revised, 1953, 136.
SECTS. 152A–152C added, 1934, 296 (relative to the sale and transportation of poultry).

SECT. 152A amended, 1935, 157 § 1; 1949, 446 § 1; definitions of "poultry sold or used for food" and "producer" inserted, 1955, 515 § 1.

SECT. 152B revised, 1935, 157 § 2.

SECT. 152D added, 1949, 446 § 2 (relative to the bonding of licensees engaged in the business of buying or selling poultry).

SECTS. 152E–152G added, 1955, 515 § 2 (making the protection under the poultry bonding law applicable only to poultry producers).

SECT. 153A added, 1933, 116 (relative to the sale of meat and meat products containing certain preservatives); revised, 1933, 311; 1945, 165.

SECT. 156, second paragraph amended, 1960, 625.

SECT. 172 revised, 1939, 122.

SECT. 174A added, 1945, 92 § 1 (fixing standard weights of containers for certain flours, etc.); revised, 1946, 92.

SECT. 175 repealed, 1945, 92 § 2.

SECT. 177 revised, 1946, 176; amended, 1960, 243.

SECT. 181 amended, 1939, 261 § 10; revised, 1960, 244; 1965, 676.

SECT. 182 amended, 1939, 261 § 11.

SECT. 184 amended, 1939, 261 § 12.

Caption following section 184A revised, 1961, 600 § 2.

SECT. 185A repealed, 1937, 341 § 4.

SECT. 186 revised, 1948, 598 § 1; clause Thirteenth added, 1963, 487 § 1; section amended, 1961, 600 § 2.

SECT. 187 revised, 1948, 598 § 2; paragraph in lines 65–67 revised, 1954, 577 § 1; stricken out and two paragraphs inserted, 1957, 284; definitions of "Oral prescription", "Written prescription" and "Pharmacist" inserted, 1954, 577 § 2; amended, 1961, 600 § 3.

SECT. 187A added, 1948, 598 § 3 (further regulating the sale of certain harmful drugs); revised, 1954, 577 § 3; first paragraph amended, 1955, 718 § 1; second paragraph amended, 1965, 229 § 1; 1956, 299 § 1; third paragraph amended, 1965, 229 § 2; fourth paragraph amended, 1956, 299 § 2; sixth paragraph amended, 1965, 229 § 3; ninth paragraph amended, 1965, 27; last paragraph revised, 1960, 200. (See 1954, 577 § 4.)

SECTS. 187B and 187C added, 1955, 610 (relative to the illegal possession of harmful drugs and the reporting of harmful drug intoxication to the department of public health).

SECT. 187B amended, 1965, 229 § 4.

SECT. 187D added, 1955, 718 § 2 (providing a penalty for the unauthorized making or altering of a prescription); amended, 1965, 229 § 5.

SECT. 187E added, 1961, 509 (providing that manufacturers of harmful drugs be licensed by the department of public health); revised, 1965, 515 § 1.

SECT. 187F added, 1961, 603 (further regulating the shipment of harmful drugs into the commonwealth); revised, 1965, 515 § 2.

SECT. 189, first sentence amended, 1948, 598 § 4; section revised, 1961, 600 § 4.

SECT. 189A added, 1948, 598 § 5 (relative to the adulteration or misbranding of food and drugs); revised, 1961, 600 § 5.

SECT. 190 revised, 1961, 600 § 6.

SECT. 191 revised, 1961, 600 § 7.

SECT. 192 revised, 1948, 598 § 6; 1961, 600 § 8.

SECT. 193 revised, 1948, 598 § 7; 1961, 600 § 9.

SECT. 194 revised, 1961, 600 § 10.

SECT. 196 repealed, 1948, 598 § 8.

Sects. 197-217, as amended, stricken out, and new sections 197-217D inserted, 1957, 660 § 1. (See 1957, 660 §§ 6, 7.)

For prior changes see Table of Changes contained in Acts and Resolves of 1959.

The following references are to sections 197-217D, as so inserted:

SECT. 197 amended, 1960, 204 § 4; definition of "chiropodist (podiatrist)" inserted, 1965, 229 § 6; definition of "Pharmacist," or "druggist" revised, 1961, 345 § 1; definition of "Nurse" revised, 1960, 660; 1961, 245; definition of "Narcotic Drug" amended, 1966, 71 § 1; definitions of "amidone", "isoamidone" and "Keto-bemidoe" revised, 1963, 79; definitions of "LSD", "Psilocybin", and "D.M.T." inserted, 1966, 71 § 2.

SECT. 199A, first paragraph amended, 1965, 229 § 7; third paragraph amended, 1965, 229 § 8.

SECT. 199E, first paragraph revised, 1961, 345 § 2; last paragraph stricken out, 1961, 345 § 3.

SECT. 199F inserted, 1959, 210 (penalizing the use of certain narcotic preparations except in good faith as a medicine); revised, 1960, 455.

SECT. 199G added, 1966, 339 (prohibiting the purchase without a prescription of certain exempt narcotic drugs by minors).

SECT. 205 revised, 1958, 95 § 1.

SECT. 211, paragraphs (*a*), (*b*) and (*c*) revised, 1958, 276; paragraph (*a*) amended, 1961, 345 § 4; paragraph (*b*) amended, 1961, 345 § 5; paragraph (*c*) amended, 1959, 248; paragraph (*e*) added, 1961, 345 § 6.

SECT. 212 revised, 1958, 95 § 2.

SECT. 212A revised, 1960, 204 § 1.

SECT. 213 revised, 1958, 181.

SECT. 213A revised, 1960, 204 § 2.

SECTS. 217–217D stricken out and sections 217–217E inserted, 1960, 204 § 3 (further regulating the sale, possession and distribution of narcotic drugs).

SECT. 225, paragraph added at end, 1939, 69.

SECT. 239A amended, 1939, 261 § 13.

SECT. 244 amended, 1941, 155 § 1.

SECT. 245 revised, 1933, 94 § 2; amended, 1939, 261 § 13A; revised, 1941, 155 § 2.

SECT. 246 revised, 1941, 155 § 4.

SECT. 248 amended, 1934, 184; 1939, 261 § 14; revised, 1943, 241 § 1; amended, 1946, 222; revised, 1952, 99.

SECT. 249A amended, 1939, 261 § 15.

SECT. 249B amended, 1939, 261 § 16.

SECT. 249E revised, 1943, 241 § 2.

SECT. 249E½ added, 1943, 241 § 3 (relative to the allowable amount of non-combustible residue of coal and coke).

SECT. 249F amended, 1939, 261 § 17; 1943, 241 § 4.

SECT. 249G added, under caption, 1933, 94 § 1 (authorizing certain officers to direct the weighing of material for road construction); amended, 1939, 261 § 17A; repealed, 1941, 155 § 3.

SECT. 250 revised, 1933, 67 § 6.

SECT. 252 amended, 1933, 67 § 7.

SECT. 254 amended, 1933, 67 § 8.

SECT. 255 amended, 1933, 67 § 9.

SECT. 256 revised, 1933, 67 § 10.
SECT. 257 revised, 1933, 67 § 11.
SECT. 258 revised, 1933, 67 § 12.

Sects. 261A-261L, as amended, stricken out, and new sections 261A-261K inserted, 1946, 377 § 2.

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

Sects. 261A-261K stricken out and new sections 261A-261K inserted, 1959, 396 § 2.

SECT. 261A, definition of "Agricultural seeds" amended, 1965, 109 § 1; definition of "Seed potatoes" inserted, 1965, 109 § 2.
SECT. 261E, first sentence revised, 1966, 400.
SECT. 261L added, 1965, 109 § 3 (prohibiting the sale of seed potatoes that do not conform to the standards and allowable tolerances established by the department of agriculture).

Sects. 270-277, as amended, and caption preceding said sections stricken out, and new sections 270-277 inserted under caption "UPHOLSTERED FURNITURE AND BEDDING", 1959, 611 § 2; caption revised to read "UPHOLSTERED FURNITURE, BEDDING AND STUFFED TOYS", 1965, 514 § 1.

For prior changes see Table of Changes contained in Acts and Resolves of 1959.

The following references are to sections 270-277, as so inserted:

SECT. 270, definition of "Filling material" amended, 1965, 514 § 2; paragraph defining "Renovator", "reupholsterer", "remaker", or "repairer" revised, 1961, 348 § 1; definition of "Retailer" amended, 1965, 514 § 3; definition of "Secondhand", "used" or "used material" amended, 1965, 514 § 4; definition of "Sterilizer" amended, 1965, 514 § 5; definition of "Supply dealer" amended, 1965, 514 § 6; definition of "Stuffed toy" inserted, 1965, 514 § 7.
SECT. 271, first paragraph amended, 1965, 514 § 8; second paragraph amended, 1965, 514 § 9; third paragraph revised, 1966, 521; fourth paragraph amended, 1965, 514 § 10; tenth paragraph amended, 1965, 514 § 11; eleventh paragraph amended, 1965, 514 § 12.
SECT. 272, first paragraph amended, 1965, 514 § 13; second paragraph amended, 1965, 514 § 14; third paragraph amended, 1965, 514 § 15; sixth paragraph amended, 1965, 368, 514 § 16.
SECT. 275 revised, 1965, 514 § 17.
SECT. 276 amended, 1965, 514 § 18.
SECT. 273, two paragraphs inserted after first paragraph, 1961, 348 § 2.
SECT. 277A added, under caption, 1941, 422 (requiring the marking or labelling of furs, imitation furs and articles made therefrom, and prohibiting misrepresentation in such marks or labels).
SECT. 277B added, under caption, 1961, 172 (prohibiting the sale or offering for sale of imported goods unless prospective purchasers are notified that such goods are imported); first sentence amended, 1962, 92; section revised, 1962, 206; 1963, 94; paragraph inserted after second paragraph, 1964, 253.
SECT. 283 amended, 1939, 261 § 17B.
SECT. 285 revised, 1950, 110 § 1.
SECT. 286 revised, 1950, 110 § 2.

SECT. 287 revised, 1950, 110 § 3.

SECT. 288 revised, 1950, 110 § 4.

SECT. 295A added, under caption, 1933, 228 (relative to prevention of fraud and misrepresentation in the sale of gasoline, lubricating oils and other motor fuels, and to prevention of the adulteration thereof).

SECTS. 295B and 295C added, 1938, 411 (prohibiting and penalizing the use of misleading signs relating to the price of gasoline and other motor fuel).

SECT. 295C revised, 1939, 218.

SECTS. 295A–295C stricken out, and new sections 295A–295O inserted, 1939, 459 § 1 (further regulating the advertising and sale of motor fuel at retail). (See 1939, 459 § 3.)

SECT. 295A amended, 1950, 515 § 1; paragraph (1) amended, 1962, 531 § 1; paragraph (6) inserted, 1950, 515 § 1; paragraph (2A) inserted, 1960, 234 § 1. (See 1960, 234 § 4.)

SECT. 295B, first paragraph amended, 1950, 497; section revised, 1957, 443; amended, 1962, 531 § 2.

SECT. 295F amended, 1955, 183; revised, 1960, 234 § 2. (See 1960, 234 § 4.)

SECT. 295G revised, 1941, 311; paragraph added at end, 1950, 496; section revised, 1960, 234 § 3. (See 1960, 234 § 4.)

SECTS. 295P–295W added, 1950, 515 § 2 (to prevent unfair discrimination, competition and destructive trade practices in the retail sale of motor fuel).

SECT. 295X added, 1960, 261 (prohibiting the sale of brake fluid which does not comply with the minimum standards prescribed by the registrar of motor vehicles).

SECT. 295Y added, 1963, 280 (regulating the sale and installation of seat safety belts).

SECT. 298 amended, 1934, 109 § 1.

SECT. 299 amended, 1934, 109 § 2.

SECTS. 303A–303E added, under caption, 1934, 372 § 3 (relative to methyl or wood alcohol and to certain preparations containing such alcohol).

SECT. 303A amended, 1935, 342; 1936, 53.

SECT. 303B amended, 1937, 177 § 1.

SECT. 303C revised, 1937, 177 § 2.

SECT. 303F added, under caption, 1935, 95 (regulating the sale of fuel oils); amended, 1952, 107.

SECT. 304 revised, 1961, 600 § 11.

SECT. 305A amended, 1937, 362 § 5; revised, 1963, 487 § 2. (See 1937, 362 § 7.)

SECT. 305C added, 1956, 663 § 2 (providing for the registration of persons engaged in the processing of food).

SECT. 307 added, 1958, 610 (prohibiting the sale of tobacco products which have been contaminated by fire, smoke or water).

SECTS. 308–313 added, under caption, 1963, 487 § 3 (regulating the maintenance and operation of and the sale of foods and beverages through vending machines).

Chapter 94A. — Milk Control.

New chapter inserted, 1941, 691 § 2. (See 1941, 691 §§ 3–6.)

For prior temporary legislation establishing within the department of agriculture a milk control board, and defining its powers and duties, see 1934, 376; term of office of said board extended, 1936, 300; 1938, 334; 1939, 413; 1941, 418 § 1, 631 § 1; legislation amended, 1937, 428; 1938, 279; 1939, 302.

SECT. 1, paragraph defining "Board" stricken out and definition of "Commission" inserted, 1953, 604 § 2.

SECTS. 2–11 amended, 1953, 604 § 3.

SECT. 2, subsection (3) amended, 1955, 757 § 9.

SECT. 9, paragraphs (*a*) and (*b*) revised, 1955, 757 § 10.

SECT. 12 revised, 1950, 756; amended, 1953, 604 § 4.

SECT. 12A added, 1943, 445 (defining the powers and duties of the milk control board in case of a failure to pay the official minimum price for the sale or delivery of milk); amended, 1953, 604 § 3.

SECT. 13, subsections (*e*) and (*f*) added at end, 1945, 134 (relative to the furnishing to the milk control board of certain information by licensed milk dealers); first paragraph of subsection (*e*) revised, 1946, 312; section amended, 1953, 604 § 3. (See 1945, 409.)

SECTS. 14–21 amended, 1953, 604 § 3.

SECT. 21, fourth sentence revised and seventh sentence stricken out, 1954, 681 § 7. (See 1954, 681 §§ 20–22.)

SECT. 22 revised, 1943, 164; amended, 1953, 604 § 5.

SECT. 22A added, under caption, 1943, 147 (in aid of the construction and enforcement of the state milk control law, so called).

SECT. 24 amended, 1953, 604 § 3.

Chapter 94B. — Hazardous Substances.

New chapter inserted, 1960, 727 § 2. (See 1960, 727 § 3.)

Caption preceding section 11 revised, 1962, 521 § 2.

SECT. 13, subsection (*a*) amended, 1964, 75 § 1; subsection (*d*) amended, 1964, 75 § 2.

SECT. 14 repealed, 1964, 75 § 3.

SECT. 18 amended, 1962, 521 § 3.

SECT. 19 amended, 1962, 521 § 4.

SECT. 20 amended, 1962, 521 § 5.

SECT. 21 amended, 1962, 521 § 6.

SECTS. 21A–21C added, under caption, 1962, 521 § 7 (regulating the application of pesticides).

Chapter 95. — Measuring of Leather.

SECT. 1 amended, 1939, 261 § 18.

Chapter 96. — Measurement of Lumber.

SECT. 11A added, 1945, 145 (adopting the international log rule as standard for determining the board feet content of saw logs).

Chapter 97. — Surveying of Land.

SECTS. 3–6 stricken out and section 3 inserted, 1956, 182 § 1. (See 1956, 182 § 2.)

SECTS. 8–13 added, 1941, 47 (defining and authorizing the use of a system of plane co-ordinates for designating and stating positions of points on the surface of the earth within the commonwealth).

Chapter 98. — Weights and Measures.

SECT. 1 amended, 1939, 261 § 19.
SECT. 6 revised, 1964, 305 § 1.
SECT. 7 revised, 1964, 305 § 2.
SECT. 12, second paragraph revised, 1948, 373.
SECT. 14A amended, 1936, 73.
SECT. 15 revised, 1953, 259 § 1. (See 1953, 259 § 2.)
SECT. 20 amended, 1934, 373 § 3; revised, 1957, 356 § 13.
SECT. 21 amended, 1934, 373 § 4; revised, 1957, 356 § 14.
SECT. 22 amended, 1939, 261 § 19A; revised, 1941, 59; amended, 1953, 86.
SECT. 28A added, 1950, 425 (regulating the sealing and testing of meters used for measuring liquefied petroleum gas); revised, 1963, 544; sentence inserted after third sentence, 1965, 463.
SECT. 29, caption preceding section revised, 1941, 490 § 20; paragraph added at end, 1945, 273.
SECT. 30 repealed, 1935, 60 § 2.
SECT. 32 amended, 1935, 60 § 3; first sentence revised, 1960, 213; section revised, 1964, 305 § 3.
SECT. 33A added, 1965, 406 § 1 (requiring the director of the division of standards and necessaries of life to inspect annually all weighing and measuring devices in towns of five thousand or less inhabitants).
SECT. 34 amended, 1955, 190. (See 1965, 405.)
SECT. 35, first sentence revised, 1965, 406 § 2.
SECT. 37 amended, 1936, 72.
SECT. 41 amended, 1941, 462.
SECT. 42 amended, 1955, 185; revised, 1960, 447 § 1.
SECT. 46A added, 1960, 447 § 2 (providing for the proper calibration and inspection of bulk milk tank containers).
SECT. 52, last sentence revised, 1963, 34.
SECT. 56, paragraph ($b\frac{1}{2}$) added, 1934, 98 (establishing fees for sealing certain liquid-measuring meters); section revised, 1937, 74; paragraph ($b\frac{1}{2}$) added, 1937, 305 § 1; section revised, 1949, 34 § 1; paragraph (j) revised, 1955, 184; 1960, 447 § 3; section revised, 1965, 55. (See 1937, 305 § 2; 1949, 34 § 2.)
SECT. 56A added, 1941, 60 (relative to the location of scales and other weighing devices used in weighing food sold at retail by weight).

Chapter 99. — The Metric System of Weights and Measures.

SECT. 1 amended, 1939, 261 § 20.
SECT. 3 amended, 1939, 261 § 21.
SECT. 4 amended, 1939, 261 § 22.

Chapter 100. — Auctioneers.

SECT. 1, paragraph added at end, 1936, 209 § 1.
SECT. 2 revised, 1941, 81; 1948, 550 § 11; 1949, 297 § 3.
SECT. 5 amended, 1932, 156 § 1.

SECT. 6 revised, 1948, 550 § 12; 1949, 297 § 4.
SECT. 14 revised, 1932, 156 § 2; 1948, 550 § 13; 1949, 297 § 5.
SECT. 16 revised, 1932, 156 § 3.
SECTS. 18–21 added, 1936, 209 § 2 (relative to bankruptcy auctions and other auctions of similar type and relative to certain fraudulent practices at auctions).
SECT. 18 revised, 1948, 550 § 14; 1949, 297 § 6.

Chapter 101. — Transient Vendors, Hawkers and Pedlers.

SECT. 1, paragraph inserted before first paragraph, 1941, 490 § 21; second paragraph revised, 1936, 218; section revised, 1958, 146.
SECT. 2 amended, 1948, 372; 1957, 243; revised, 1959, 218.
SECT. 3 amended, 1939, 261 § 23; 1941, 490 § 22; second sentence revised, 1948, 493 § 1. (See 1948, 493 § 5.)
SECT. 5 amended, 1933, 254 § 64. (See 1933, 254 § 66.)
SECT. 6A added, 1938, 85 (providing that applications for transient vendors' licenses shall contain irrevocable power of attorney for service of process, and providing for services of process under authority thereof).
SECT. 15 amended, 1937, 214; revised, 1937, 333; 1955, 757 § 11.
SECT. 16 revised, 1935, 42; amended, 1937, 130.
SECT. 19 amended, 1934, 114; 1937, 73.
SECT. 22 amended, 1961, 293 § 1; sentence added at end, 1948, 493 § 2. (See 1948, 493 § 5.)
SECT. 22A added, 1962, 541 (further regulating certain hawkers and pedlers).
SECT. 23, sentence added at end, 1948, 493 § 3; section repealed, 1961, 293 § 2. (See 1948, 493 § 5.)
SECT. 24 amended, 1936, 74; 1945, 493 § 1; 1951, 395; sentence added at end, 1948, 493 § 4; section revised, 1954, 627 § 22; 1961, 293 § 3; amended, 1955, 214; 1966, 535 § 7. (See 1945, 493 § 2; 1948, 493 § 5; 1954, 627 §§ 65, 67.)
SECT. 25 revised, 1961, 293 § 4.
SECT. 26 amended, 1961, 293 § 5.
SECT. 27 amended, 1941, 490 § 23.
SECT. 30 amended, 1934, 77.
SECT. 32 amended, 1941, 490 § 24.
SECT. 33 amended, 1945, 160.

Chapter 102. — Shipping and Seamen, Harbors and Harbor Masters.

SECT. 15 revised, 1932, 232 § 1; repealed, 1960, 275 § 3.
SECT. 15A added, 1932, 232 § 2 (penalty for improper operation of motor and other boats); repealed, 1960, 275 § 3.
SECT. 15B added, 1950, 678 (relative to the regulation of the operation of motor boats upon rivers or inland lakes); repealed, 1960, 275 § 3.
SECT. 16 repealed, 1960, 275 § 3.
SECT. 17 revised, 1932, 57.

Chapter 103. — Pilots.

SECT. 31 revised, 1953, 41; 1958, 222; first paragraph revised, 1962, 159.

Chapter 104. — Agents, Consignees and Factors.

SECT. 4, sentence added at end, 1957, 765 § 4. (See 1957, 765 § 21.)

Chapter 105. — Public Warehouses.

SECT. 1 amended, 1935, 310 § 1; "Public Warehouse" and "Warehouseman" or "public warehouseman" defined, 1957, 765 § 5. (See 1957, 765 § 21.)

SECTS. 2A and 2B added, 1935, 122 § 1 (relative to the termination of liability of sureties on bonds furnished by public warehousemen). (See 1935, 122 § 3.)

SECT. 2C added, 1947, 499 (authorizing the keeping and maintenance of certain public warehouses without a license).

SECT. 6 revised, 1935, 122 § 2. (See 1935, 122 § 3.)

SECT. 9, clause (*h*) revised, 1935, 310 § 2.

SECT. 26 amended, 1948, 145.

SECT. 33, paragraph added at end, 1946, 172.

SECTS. 7–54, 65, 66 repealed, 1957, 765 § 2; captions preceding sections 7, 15, 42, 65 stricken out, 1959, 580 § 1. (See 1957, 765 § 21.)

SECT. 57 amended, 1959, 580 § 2.

SECT. 59 amended, 1959, 580 § 3.

Chapter 106. — Uniform Commercial Code.

Chapter stricken out and new chapter 106 inserted, 1957, 765 § 1. (See 1957, 765 §§ 17-21.)

The following references are to chapter 106, as so inserted:

SECT. 1 — 201, subsection (4) revised, 1963, 188 § 24; subsection (27) amended, 188 § 1; subsection (30) revised, 1958, 542 § 1; subsection (33) revised, 1958, 542 § 2.

SECT. 2 — 312, subsection (4) added, 1958, 542 § 3.

SECT. 2 — 316, subsection (5) added, 1965, 297.

SECT. 2 — 603, subsection (1) amended, 1958, 542 § 4.

SECT. 3 — 104 revised, 1958, 542 § 5.

SECT. 3 — 105, subparagraph (*c*) of subsection (1) amended, 1963, 188 § 2.

SECT. 3 — 112, subsection (1), subparagraph (*b*) revised, 1963, 188 § 3.

SECT. 3 — 122, subsection (4) amended, 1960, 273.

SECT. 3 — 412, subsection (2) amended, 1963, 188 § 4.

SECT. 3 — 504, subsection (4) amended, 1963, 188 § 5.

SECT. 3 — 511, subsection (6) revised, 1958, 542 § 6.

SECT. 3 — 601, subsection (1), subparagraph (*d*) amended, 1958, 542 § 7; subsection (3), subparagraph (*b*) amended, 1958, 542 § 8.

SECT. 4 — 106 amended, 1963, 188 § 6.

SECT. 4 — 109 added, 1963, 188 § 7 (defining the process of posting by payor banks).

SECT. 4 — 204, subsection (3) added, 1963, 188 § 8.

SECT. 6 — 103, paragraph added at end, 1963, 188 § 9.

SECT. 6 — 104, subsection (2) amended, 1963, 188 § 10.

SECT. 6 — 106, subsection (3) amended, 1963, 188 § 11.

SECT. 6 — 107, subparagraph (*b*) of subsection (3) amended, 1963, 188 § 12.

SECT. 7 — 210, subparagraph (*b*) of subsection (2) amended, 1963, 188 § 13.

SECT. 8 — 102 revised, 1963, 188 § 14.

SECT. 8 — 107 added, 1963, 188 § 15.

SECT. 8 — 208, subsection (1) amended, 1963, 188 § 16.

SECT. 8 — 304, subsection (2) amended, 1959, 580 § 4.

SECT. 8 — 306, subsection (3) amended, 1963, 188 § 17.

SECT. 8 — 308, subparagraph (*b*) of subsection (3) amended, 1963, 188 § 18.

SECT. 8 — 311 amended, 1958, 542 § 9.

SECT. 8 — 313 revised, 1963, 188 § 19.

SECT. 8 — 318 amended, 1959, 580 § 5.

SECT. 8 — 320 added, 1963, 188 § 20.

SECT. 8 — 402 revised, 1959, 580 § 6.

SECT. 8 — 403 revised, 1959, 580 § 7.

SECT. 9 — 103, subsection (2) amended, 1963, 188 § 21; subsection (5) added, 1963, 188 § 22.

SECT. 9 — 105, subsection (2) amended, 1958, 542 § 10.

SECT. 9 — 206, subsection (1) revised, 1963, 188 § 23.

SECT. 9 — 207 revised, 1959, 580 § 8.

SECT. 9 — 301, subsection (2) amended, 1959, 580 § 9.

SECT. 9 — 310 amended, 1958, 542 § 11.

SECT. 9 — 312, subsection (3), subparagraph (*b*) amended, 1958, 542 § 12; subsection (4) amended, 1959, 580 § 10; subsection (5) amended, 1958, 542 § 13.

SECT. 9 — 402, subsection (3) revised, 1958, 542 § 14.

SECT. 9 — 403, subsection (1), revised, 1960, 379 § 1; subsection (3) amended, 1958, 542 § 15; subsection (4) amended, 1959, 580 § 11; 1960, 379 § 2; subsection (5) amended, 1958, 542 § 16; revised, 1960, 379 § 3; amended, 1961, 131 § 1.

SECT. 9 — 404, subsection (1) amended, 1961, 131 § 2; subsection (2) revised, 1958, 542 § 17; subsection (3) amended, 1961, 131 § 3.

SECT. 9 — 405 revised, 1959, 580 § 12; subsection (1) amended, 1961, 131 § 4; subsection (2) amended, 1961, 131 § 5.

SECT. 9 — 406 amended, 1961, 131 § 6.

SECT. 9 — 407, subsection (2) revised, 1958, 542 § 18; amended, 1964, 79.

SECT. 9 — 408 added, 1958, 542 § 19 (relative to the destruction of certain old records).

SECT. 9 — 409 added, 1960, 379 § 4 (providing for filings as to fixtures in registries of deeds, duties of registers of deeds, and combined real estate and fixture mortgage).

SECT. 9 — 501 revised, 1959, 580 § 13.

Chapter 107. — Money and Registration, Issuance and Redemption of Bonds and other Securities, Facsimile Signatures (former title, Money and Negotiable Instruments).

Title changed, 1959, 580 § 14.

SECT. 5 revised, 1947, 55; repealed, 1957, 765 § 2. (See 1957, 765 § 21.)

SECT. 6 repealed, 1957, 765 § 2. (See 1957, 765 § 21.)

SECT. 9 repealed, 1957, 765 § 2; caption preceding said section stricken out, 1959, 580 § 14. (See 1957, 765 § 21.)

SECT. 11 repealed, 1957, 765 § 2. (See 1957, 765 § 21.)

SECT. 12 repealed, 1957, 765 § 2. (See 1957, 765 § 21.)

SECT. 13, caption preceding said section stricken out, 1959, 580 § 14.

SECT. 31 amended, 1941, 215.

SECTS. 14–45 repealed, 1957, 765 § 2; captions preceding any of said sections stricken out, 1959, 580 § 14. (See 1957, 765 § 21.)

SECT. 45A added, 1953, 439 (relative to the use of facsimile signatures in the drawing of checks by treasurers of public bodies).

SECT. 107 amended, 1950, 287 § 2.

SECT. 111A added, 1947, 167 (relative to the time for payment by banks of checks and other instruments); repealed, 1950, 287 § 3.

SECTS. 46–212 repealed, 1957, 765 § 2; captions preceding any of said sections stricken out, 1959, 580 § 14. (See 1957, 765 § 21.)

Chapter 107A. — Assignments of Accounts Receivable.

New chapter inserted, 1945, 141 § 1. (See 1945, 141 § 2.)

Chapter repealed 1957, 765 § 2. (See 1957, 765 § 21.)

Chapter 108. — Criminal Offences Relative to Bills of Lading (former title, Bills of Lading).

Title changed, 1959, 580 § 15.

SECTS. 1–41 repealed, 1957, 765 § 2; captions preceding any of said sections stricken out, 1959, 580 § 15. (See 1957, 765 § 21.)

SECT. 42 revised, 1959, 580 § 16.

SECT. 44 amended, 1959, 580 § 17.

SECTS. 49–51 repealed, 1957, 765 § 2; caption preceding section 49 stricken out, 1959, 580 § 15. (See 1957, 765 § 21.)

Chapter 108A. — Partnerships.

SECT. 34, first paragraph amended, 1932, 180 § 16.

Chapter 109. — Limited Partnerships.

SECT. 31 amended, 1957, 698 § 1.

Chapter 110. — Labels, Trade Marks, Names and Registration thereof.

SECT. 4B added, 1946, 169 § 1 (penalizing the use for trade purposes of the words "Army", "Navy" and other words denoting branches of the United States Government); amended, 1948, 466; sentence added at end, 1956, 350. (See 1946, 169 § 3.)

SECT. 5 revised, 1948, 550 § 15; 1952, 32 § 1; 1959, 63.

SECT. 7A added, 1947, 307 (authorizing injunctive relief in certain cases of trade mark infringement or unfair competition).

SECT. 8, paragraph added at end, 1958, 442 § 1. (See 1958, 442 § 2.)

SECT. 17 revised, 1948, 550 § 16.

SECT. 20 amended, 1953, 319 § 13. (See 1953, 319 §§ 39, 40.)

SECT. 21 amended, 1934, 373 § 5; revised, 1948, 550 § 17; 1957, 356 § 15.

SECT. 25 amended, 1953, 319 § 14. (See 1953, 319 §§ 39, 40.)

SECTS. 25A–25C added, under caption, "REGISTRATION OF CERTAIN TOWELS, GARMENTS, APRONS AND LINENS", 1958, 389 § 1.

SECT. 26 amended, 1946, 169 § 2.

SECT. 29 added, 1958, 389 § 2 (establishing penalties for violations of provisions relative to registration of certain towels, garments, aprons and linens).

Chapter 110A. — Promotion and Sale of Securities.

Chapter stricken out and new chapter 110A inserted, 1932, 290 § 1. (See 1932, 290 §§ 3, 4.)

The following references are to chapter 110A, as so inserted:

SECT. 2, paragraph (*a*) revised, 1939, 442 § 4; paragraph (*c*) amended, 1936, 316; 1938, 445 § 2; paragraph (*f*) revised, 1938, 445 § 3.

SECT. 3, paragraph (*i½*) inserted, 1945, 288 § 1; last paragraph revised, 1945, 288 § 2; section revised, 1954, 558 § 1.

SECT. 4, paragraph (*e*) amended, 1961, 493 § 5; paragraph (*g*) revised, 1938, 445 § 4; paragraph (*h*) stricken out, 1954, 558 § 2; paragraph (*j*) added, 1938, 445 § 5.

SECT. 5, first paragraph amended, 1963, 484 § 1; paragraph inserted before the last paragraph, 1938, 445 § 6; same paragraph amended, 1954, 558 § 3. (See 1963, 484 § 3.)

SECT. 5A added, 1965, 131 § 1 (making certain contracts for sale of securities voidable).

SECT. 9, last sentence stricken out, 1938, 445 § 7.

SECT. 10, second sentence revised, 1954, 558 § 4; fourth sentence stricken out and two new sentences inserted, 1938, 445 § 8; three sentences added at end of first paragraph, 1954, 558 § 5; second paragraph amended, 1963, 484 § 2. (See 1963, 484 § 3.)

SECT. 11 amended, 1950, 822 § 2.

SECT. 11A added, 1938, 445 § 9 (regulating the sale by a corporation of its securities to employees). [For prior legislation, see General Laws, chapter 155 § 23A, repealed by 1938, 445 § 13.]

SECT. 11A stricken out and sections 11A–11E inserted, 1950, 822 § 3 (relative to the sale of securities on the installment plan).

SECT. 12 revised, 1938, 445 § 10; last paragraph amended, 1939, 442 § 5.

SECT. 12A added, 1938, 445 § 11 (relative to the modifying or annulling by the commission of orders or findings made by the director of the securities division and to review of such action); repealed, 1939, 442 § 6.

SECT. 13 amended, 1936, 68.

SECT. 15A added, 1965, 222 (regulating sale of certain securities by small loan companies).

SECT. 18 revised, 1938, 445 § 12; 1965, 131 § 2.

Chapter 111. — Public Health.

For temporary legislation providing for a dental research program for the training of feminine personnel, see 1949, 473; repealed, 1950, 667.

SECT. 1, paragraph added at end, 1938, 265 § 6; definition of "Farming" or "Agriculture" inserted, 1966, 217; "Inland waters" defined, 1951, 448 § 1.

SECTS. 1A and 1B added, 1951, 552 (providing that certain laws relating to pollution or contamination of waters shall apply to governmental agencies).

SECT. 1A repealed, 1966, 685 § 4.

SECT. 1B repealed, 1966, 685 § 4.

SECT. 2, paragraph added, 1964, 508 § 2. (See 1964, 508 §§ 3, 4.)

SECT. 2A added, 1956, 602 § 11 (providing for co-operation by the commissioner with the Massachusetts rehabilitation commission for rehabilitation of handicapped persons).

SECT. 3 revised, 1946, 152; last sentence revised, 1966, 713 § 2.

SECT. 3A added, 1956, 436 § 3 (establishing the board of trustees of the Massachusetts hospital school).

SECTS. 4A–4C added, 1950, 800 (relative to the establishment of alcoholic clinics).

SECT. 4A, two sentences added at end of first paragraph, 1954, 581 § 3; section revised, 1956, 715 § 3; 1959, 418 § 4. (See 1954, 581 §§ 4, 5; 1959, 418 §§ 5–8.)

SECT. 4C amended, 1956, 715 § 4.

SECT. 4D added, 1959, 418 § 3.

SECT. 4E added, 1962, 706 (authorizing the department of public health to combat mental retardation in certain children).

SECT. 4F added, 1965, 484 § 1 (establishing an advisory council on radiation protection); first paragraph amended, 1966, 420.

SECT. 5, paragraph added at end, 1941, 388; same paragraph revised, 1945, 615; section revised, 1957, 678 § 1; second, third and fourth paragraphs stricken out and three paragraphs inserted, 1959, 522; paragraph inserted after second paragraph, 1960, 172 § 1; same paragraph stricken out and two paragraphs inserted, 1963, 390 § 1; all after first paragraph stricken out, 1965, 898 § 1. (See 1957, 678 § 2.)

SECT. 5A added, 1941, 612 (relative to the preparation and distribution by the department of public health of products applicable to the prevention or cure of diseases of man); revised, 1964, 415.

SECT. 5B added, 1955, 335 (authorizing the department of public health to regulate methods of handling and disposing of radioactive materials); revised, 1960, 633; first paragraph, fourth and fifth sentences stricken out and three sentences inserted, 1965, 495.

SECT. 5C added, 1956, 595 (to regulate certain uses of fluoroscopic shoe-fitting machines); repealed, 1958, 79 § 1.

SECT. 5D added, 1959, 501 (authorizing the department of public health to make rules and regulations concerning plastic bags and plastic film and to provide penalties for the violation thereof).

SECT. 5E added, 1960, 677 (providing that persons applying chemicals to certain waters to control algae, weeds and other aquatic nuisances be licensed).

SECT. 5F added, 1961, 498 § 1 (relative to the control of algae, weeds and aquatic nuisances in certain lakes, ponds, streams and other bodies of water by the department of public health).

SECT. 5G added, 1961, 625 (authorizing the department of public health to require the installation and operation of treatment facilities necessary to deliver a safe water supply).

SECT. 5H added, 1964, 16 § 2 (relative to the adoption of regulations by the department of public health to prevent the pollution of the waters of the commonwealth); paragraph added, 1965, 347; section repealed, 1966, 685 § 4. (See 1964, 16 § 3; 1966, 685 § 4.)

SECT. 6 revised, 1938, 265 § 7; sentence added at end, 1948, 129 § 1.

SECT. 8A added, 1959, 502 (authorizing the department to make rules and regulations concerning the disposal or discard of containers of poisonous substances); amended, 1960, 759.

SECT. 8B added, 1966, 552 (authorizing the department of public health to make certain rules and regulations relative to ambulances).

SECT. 9, second sentence amended, 1964, 477 § 2; two sentences inserted after second sentence, 1957, 593.

SECT. 11 revised, 1934, 328 § 1.

SECT. 12 revised, 1943, 331 § 1.

SECT. 13, last sentence revised, 1943, 331 § 2.

SECT. 14A added, 1960, 678 (providing that the state department of public health furnish drugs for the treatment of certain rheumatic fever patients).

SECT. 15 amended, 1934, 340 § 7. (See 1934, 340 § 18.)

SECT. 16 amended, 1934, 340 § 8. (See 1934, 340 § 18.)

SECT. 17 amended, 1937, 340.

SECT. 20 revised, 1947, 76.

SECT. 24 amended, 1937, 365; revised, 1939, 234; 1945, 292 § 10.

SECT. 24A added, 1960, 624 (authorizing scientific studies to reduce morbidity and mortality within the commonwealth).

SECT. 26 revised, 1946, 268 § 1.

SECTS. 26A–26E added, 1946, 268 § 2 (relative to the replacement of a board of health of a city by a health department).

SECT. 27A revised, 1932, 209; first sentence revised, 1963, 145; seventh sentence revised, 1963, 145.

SECTS. 27B and 27C added, 1953, 600 § 1 (relative to the organization of regional health districts). (See 1953, 600 § 2.)

SECT. 27B, fifth paragraph amended, 1954, 273; sixth paragraph amended, 1954, 681 § 8. (See 1954, 681 §§ 20–22.)

SECT. 30 revised, 1961, 55.

SECT. 31 amended, 1937, 285.

SECT. 31A stricken out, and new sections 31A and 31B inserted, 1937, 282.

SECT. 31A, paragraph added at end, 1945, 423.

SECT. 31C added, 1954, 672 § 4 (relative to the control of atmospheric pollution by local boards of health); paragraph added at end, 1963, 483.

SECTS. 34–43 and 46–49, and the caption preceding section 34, repealed, 1937, 362 § 6. (See 1937, 362 §§ 1–5, 7.)

SECT. 51 revised, 1943, 16 § 1.

SECT. 53 amended, 1943, 16 § 2.

SECT. 54 amended, 1943, 16 § 3.

SECT. 57A added, 1943, 436 § 1 (permitting the department of public health to establish and maintain cancer clinics). (See 1943, 436 § 2.)

SECT. 57B added, 1953, 382 (relative to the establishing and maintenance of muscular dystrophy clinics).

SECT. 57C added, 1954, 538 § 1 (creating facilities for care of the aging).

SECTS. 58–62, and caption preceding section 58, stricken out, and new sections 58–62 inserted under the caption "Agencies Giving Day Care to Children", 1950, 205.

SECT. 58 revised, 1959, 457; 1962, 719 § 1. (See 1962, 719 §§ 2–4.)

SECT. 59, sentence added at end, 1959, 497; section revised, 1962, 719 § 1. (See 1962, 719 §§ 2–4.)

SECTS. 60–62 revised, 1962, 719 § 1.

SECTS. 62I–62S added, under caption, 1954, 508 § 1 (establishing the Massachusetts hospital school and hospital for state minor wards). (See 1954, 508 §§ 3–5.)

SECT. 63 amended, 1962, 598 § 3, 546 § 2; section and caption preceding section revised, 1963, 517 § 2.

SECT. 64 amended, 1962, 546 § 3; revised, 1963, 517 § 3.

SECT. 65 revised, 1951, 562 § 1; 1952, 270 § 1; 1957, 460; amended, 1962, 546 § 4; repealed, 1963, 517 § 4. (See 1951, 562 § 11; 1952, 270 § 10.)

SECT. 65A amended, 1936, 346 § 1; 1941, 506; revised, 1948, 412; amended, 1952, 492; revised, 1953, 383; 1954, 538 § 2; 1955, 220; 1957, 458; amended, 1963, 517 § 5. (See 1936, 346 § 2.)

SECT. 65B added, 1945, 453 (providing for the admission of children suffering from rheumatic heart disease to the North Reading state sanatorium); revised, 1958, 258; repealed, 1962, 598 § 4.

SECTS. 65C and 65D added, 1959, 131 (relative to certain funds of patients now or formerly in institutions under the supervision and control of the department of public health).

SECT. 66 amended, 1934, 219; first sentence revised, 1947, 630; section revised, 1951, 562 § 2; 1952, 270 § 2; second sentence stricken out and two sentences inserted, 1957, 461; section repealed, 1961, 608 § 1. (See 1936, 346 § 2; 1951, 562 §§ 10, 11; 1952, 270 § 10; 1961, 608 §§ 12–14.)

SECT. 66A added, 1937, 392 (permitting the admission to state sanatoria and county tuberculosis hospitals, for purposes of diagnosis and observation, of certain patients with diseases of the lungs other than recognizable tuberculosis); repealed, 1961, 608 § 1. (See 1961, 608 §§ 12–14.)

SECT. 67 revised, 1956, 345; amended, 1963, 517 § 6.

SECTS. 67A–67D added, under caption "CARE OF CERTAIN INFANTS PREMATURELY BORN", 1937, 332.

SECT. 67A revised, 1939, 246 § 1; 1949, 601 § 1; 1965, 695 § 1.

SECT. 67B revised, 1949, 601 § 2.

SECT. 67C revised, 1939, 246 § 2; amended, 1945, 535; revised, 1949, 601 § 3; amended, 1955, 753; revised, 1961, 54; 1963, 573 § 1; 1965, 695 § 2.

SECT. 67D revised, 1963, 573 § 2.

SECT. 67E added, 1963, 22 § 3 (relative to reporting of children born with congenital deformities or birth injuries).

SECT. 69A amended, 1936, 337 § 1; repealed, 1957, 459 § 1.

SECT. 69B revised, 1953, 562; amended, 1955, 585 § 1; repealed, 1957, 459 § 1. (See 1955, 585 § 3.)

SECT. 69C amended, 1936, 337 § 2; revised, 1953, 562; amended, 1955, 585 § 2; repealed, 1957, 459 § 1. (See 1955, 585 § 3.)

SECT. 69D revised, 1953, 562; repealed, 1957, 459 § 1.

SECTS. 69E–69I added, under caption, 1954, 522 (relative to admissions to and charges at the Lemuel Shattuck Hospital).

SECT. 69E revised, 1957, 459 § 2; 1958, 357; 1959, 494; amended, 1962, 546 § 5; revised, 1963, 517 § 7.

SECT. 69H revised, 1957, 459 § 3; amended, 1962, 546 § 6.

SECT. 69I, last sentence revised, 1957, 459 § 4; amended, 1962, 546 § 7.

SECT. 69J added, 1956, 497 (authorizing the department of public health to make contracts for the operation of concessions in Lemuel Shattuck Hospital); amended, 1958, 268.

SECT. 70 amended, 1941, 194 § 5, 389 § 1; 1945, 291; first sentence revised, 1956, 203; section revised, 1957, 604; amended, 1963, 23; revised, 1964, 653.

SECTS. 70A–70D added, 1959, 624 § 1 (creating a lien in favor of hospitals for services rendered to persons injured as a result of certain accidents). (See 1959, 624 § 2.)

SECT. 70A amended, 1961, 161.

Sects. 71-73 stricken out and sections 71-72A and 73 inserted, 1941, 661 § 1. (See 1941, 661 § 2.)

Sects. 71-72A and 73 stricken out and new sections 71-72A and 73 inserted, 1952, 602 § 9. (See 1952, 602 § 18.)

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

The following references are to sections 71-72A and 73, as so inserted:

SECT. 71, sentence inserted after first sentence, 1956, 70; fifth sentence stricken out and three sentences inserted, 1955, 662 § 8; eighth sentence revised, 1955, 662 § 7; tenth sentence revised, 1954, 538 § 3; section revised, 1957, 545 § 1; first sentence revised, 1963, 758; ninth sentence revised, 1963, 783; seventeenth sentence revised, 1963, 285; 1965, 469; two paragraphs added at end, 1964, 277; paragraph added at end, 1964, 620 § 2; 1965, 160; section revised, 1966, 614 § 1; first sentence revised, 1966, 713 § 3; eleventh sentence revised, 1966, 713 § 4. (See 1964, 620 § 1.)

SECT. 71A added, 1955, 449 (to require hospitals to determine blood type of patients).

SECT. 71B added, 1955, 662 § 9 (providing for an appeal in certain cases of refusal to grant licenses to maintain certain homes for the aged).

SECT. 72, paragraph added at end, 1956, 439; section amended, 1957, 545 § 2; first paragraph revised, 1966, 614 § 2; amended, 1966, 713 § 5.

SECT. 72A, first sentence amended, 1957, 545 § 3; revised, 1966, 614 § 3.

SECT. 72B added, 1960, 482 § 1 (establishing an advisory council to consult with the department of public health relative to the hospital survey and construction act of the federal government). (See 1960, 482 § 2.)

SECT. 72C added, 1963, 730 § 1 (regulating lighting and ventilation in convalescent or nursing homes); first sentence revised, 1964, 602.

SECT. 73 amended, 1957, 545 § 4; 1963, 730 § 2; first sentence stricken out and three sentences inserted, 1963, 762; first sentence revised, 1966, 614 § 4.

SECT. 74 amended, 1941, 72.

SECT. 76 revised, 1951, 562 § 3; 1952, 270 § 3; repealed, 1961, 608 § 1. (See 1951, 562 § 11; 1952, 270 § 10; 1961, 608 §§ 12–14.)

SECTS. 77 and 78 stricken out and two sections inserted, 1961, 608 § 2. (See 1961, 608 §§ 12–14.)

For prior changes see Table of Changes contained in Acts and Resolves of 1960.

SECTS. 78–90 affected (as to district of Chelsea, Revere and Winthrop), 1934, 78.

SECT. 78A added, 1959, 529 (providing that county tuberculosis hospitals may under certain conditions admit persons suffering with chronic diseases as patients).

SECTS. 79–83A stricken out and sections 79–83B inserted, 1961, 608 § 2. (See 1961, 608 §§ 12–14.)

For prior changes see Table of Changes contained in Acts and Resolves of 1960.

The following references are to sections 79-83B, as so inserted:

SECT. 80, second paragraph amended, 1965, 362.

SECT. 82, fourth sentence revised, 1962, 769 § 1; third and fourth sentences stricken out and three sentences inserted, 1965, 710 § 1. (See 1965, 710 § 2.)

SECT. 85, first sentence revised, 1943, 414 § 1; section revised, 1943, 500 § 1; 1951, 562 § 7; 1952, 270 § 7; 1961, 608 § 3. (See 1943, 500 § 3; 1951, 562 § 11; 1952, 270 § 10; 1961, 608 §§ 12–14.)

SECT. 85A revised, 1932, 65; paragraph added at end, 1959, 223; section revised, 1961, 608 § 4. (See 1961, 608 §§ 12–14.)

SECT. 85B repealed, 1961, 608 § 1. (See 1961, 608 §§ 12–14.)

SECT. 85C repealed, 1961, 608 § 1. (See 1961, 608 §§ 12–14.)

SECT. 86 revised, 1961, 608 § 5. (See 1961, 608 §§ 12–14.)

SECT. 87 amended, 1945, 398 § 1; revised, 1961, 608 § 6. (See 1961, 608 §§ 12–14.)

SECT. 87A added, 1945, 398 § 2 (providing that trustees of Bristol county tuberculosis hospital shall be appointed by the governor); revised, 1961, 608 § 7. (See 1945, 398 §§ 4, 5; 1961, 608 §§ 12–14.)

SECT. 88 revised, 1943, 500 § 2; 1946, 310 § 2; 1951, 562 § 8; 1952, 270 § 8; 1961, 608 § 8; last sentence revised, 1962, 769 § 2. (See 1943, 500 § 3; 1951, 562 § 11; 1952, 270 § 10; 1961, 608 §§ 12–14.)

SECT. 88A added, 1943, 500 § 2 (relative to charges for the support of patients in county tuberculosis hospitals); revised, 1946, 310 § 3; repealed, 1951, 562 § 9. (See 1943, 500 § 3; 1951, 562 § 11.)

SECT. 88B added, 1952, 270 § 9 (providing for admission of persons afflicted with pulmonary tuberculosis to certain hospitals in cases of emergency); repealed, 1961, 608 § 1. (See 1952, 270 § 10; 1961, 608 §§ 12–14.)

SECT. 89 repealed, 1961, 608 § 1. (See 1961, 608 §§ 12–14.)

SECT. 90 repealed, 1961, 608 § 1. (See 1961, 608 §§ 12–14.)

SECT. 91 amended, 1954, 538 § 5; paragraph added at end, 1955, 559 § 1.

SECTS. 91A and 91B added, 1954, 538 § 6 (relative to the conversion of certain tuberculosis hospitals or facilities into homes for the care and treatment of aging persons).

SECT. 91A repealed, 1961, 608 § 1. (See 1961, 608 §§ 12–14.)

SECT. 91B repealed, 1961, 608 § 1. (See 1961, 608 §§ 12–14.)

SECT. 91C added, 1959, 462 (enabling the use of certain facilities for the care of diseases of the chest).

SECT. 92 revised, 1955, 559 § 2; 1961, 608 § 9.

SECTS. 94A–94H added, 1956, 615 § 1 (relative to hospitalization of certain tuberculosis patients and to the establishment of a state sanatorium treatment center for such patients). (See 1956, 615 § 2.)

SECT. 94A amended, 1964, 419 § 1.

SECT. 94B amended, 1964, 419 § 2.

SECT. 94C amended, 1964, 419 § 3.

SECT. 94D revised, 1964, 419 § 4.

SECT. 94E revised, 1961, 608 § 10; amended, 1964, 419 § 5. (See 1961, 608 §§ 12–14.)

SECT. 94F amended, 1964, 419 § 6.

SECT. 96 revised, 1938, 265 § 8.

SECT. 96A added, 1938, 265 § 9 (regulating the transportation to another town of a person infected with a disease dangerous to public health).

SECT. 97 revised, 1938, 265 § 10.

SECT. 104 revised, 1938, 265 § 11.

SECT. 107 revised, 1938, 265 § 12.

SECT. 109 revised, 1938, 265 § 13.

SECT. 109A added, 1936, 115 (relative to the treatment of infants' eyes at time of birth); amended, 1943, 46.

SECT. 110, second sentence amended, 1932, 180 § 17.

SECT. 110A added, 1963, 545 (requiring a phenylketonuria test of certain newborn children).

SECT. 111 revised, 1938, 265 § 14; second paragraph revised, 1948, 129 § 2.

SECT. 111A added, 1963, 118 (requiring the reporting of cases of cerebral palsy).

SECT. 112 amended, 1938, 265 § 15.

SECT. 113 revised, 1938, 265 § 16.

SECT. 116, first sentence revised, 1961, 608 § 11; sentence in lines 24–32 amended, 1943, 275 § 1; section revised, 1964, 339 § 1. (See 1961, 608 §§ 12–14; 1964, 339 § 3.)

SECT. 116A added, under caption, 1937, 393 (providing for the hospitalization of patients with chronic rheumatism).

SECT. 117 revised, 1935, 155; 1937, 391; amended, 1948, 129 § 3; paragraph added at end, 1954, 44.

SECT. 118 amended, 1933, 44; 1948, 129 § 4.

SECT. 119 amended, 1948, 129 § 5.

SECT. 120 repealed, 1948, 120.

SECT. 121 revised, 1945, 555; first two sentences revised, 1948, 129 § 6.

SECT. 121A added, 1939, 407 (requiring a serological test for syphilis of pregnant women).

SECT. 122A added, 1947, 148 (increasing the powers of boards of health with respect to the supplying of water for domestic purposes in places of habitation and in places where the public is furnished food or drink).

SECT. 124, first sentence revised, 1949, 280; second sentence revised, 1965, 898 § 2.

SECT. 125A added, 1958, 469 (providing for the right of appeal from an order of a board of health which adjudges the operation of a farm to be a nuisance).

SECT. 127 revised, 1937, 339; sentence inserted after first sentence, 1963, 148 § 2.

SECTS. 127A–127J, inclusive, added, 1965, 898 § 3 (relative to the enforcement of the minimum standards of fitness for human habitation existing under the state sanitary code).

SECT. 127B, first paragraph amended, 1966, 78.

SECT. 128, two paragraphs added at end, 1943, 468; first of said paragraphs amended, 1947, 631 § 2; paragraph inserted after same paragraph, 1947, 631 § 2; section repealed, 1954, 209 § 1.

SECT. 128A added, 1949, 156 § 1 (relative to the filling and levelling of sites of demolished or removed buildings).

SECTS. 128B–128E added, 1954, 209 § 2 (establishing minimum housing standards and defining the powers of local boards of health relative to dwelling places).

SECT. 128D, last sentence stricken out, 1954, 447 § 1; section revised, 1960, 172 § 2.

SECT. 128E, sentence added at end, 1960, 172 § 3.

SECT. 128F added, 1954, 447 § 2 (providing penalties for violations of the law establishing minimum housing standards and rules and regulations relative thereto).

SECTS. 128B–128F, inclusive, repealed, 1963, 390 § 2.

SECT. 137 revised, 1961, 326.

SECT. 141 revised, 1937, 278.

SECT. 142A added, 1954, 672 § 3 (relative to the control of atmospheric pollution); revised, 1959, 422. (See 1954, 672 §§ 2, 5, 6.)

SECTS. 142B and 142C added, 1960, 676 § 1 (relative to control of air pollution in the city of Boston and vicinity). (See 1960, 676 § 2, 3.)

SECT. 142B, second paragraph amended, 1965, 472.

SECT. 143 revised, 1933, 269 § 2; 1948, 480 § 1; amended, 1956, 275 § 1.

SECT. 147 amended, 1948, 480 § 2.

SECT. 150A added, 1955, 310 § 1 (concerning the assignment of places for public and private dumps). (See 1955, 310 §§ 2, 3.)

SECT. 151 amended, 1943, 332 § 9; revised, 1956, 275 § 2.

SECT. 154 amended, 1934, 340 § 9. (See 1934, 340 § 18.)

SECT. 159 amended, 1951, 448 § 2.

SECT. 160 amended, 1951, 448 § 3.

SECT. 160A added, 1960, 613 (regulating cross connections between public water supplies and other water supplies).

SECT. 161 repealed, 1961, 48.

SECT. 162 amended, 1951, 448 § 4.

SECT. 163 amended, 1951, 448 § 5.

SECT. 173A added, 1938, 293 (extending the jurisdiction of certain police officers employed to protect public sources of water supply from pollution).

SECT. 173B added, 1943, 84 (authorizing water commissioners and others to enter premises within the watersheds of certain sources of supply).

SECT. 175 revised, 1941, 353; 1963, 453.

SECTS. 176–180 repealed, 1938, 265 § 17.

SECT. 184A added, 1939, 344 (authorizing the state department of public health to issue certificates of approval relative to bacteriological laboratories); second paragraph amended, 1946, 155 § 1; paragraph added at end, 1946, 155 § 2.

SECT. 184B added, 1950, 431 (restricting the establishment and maintenance of blood banks).

SECT. 185A added, 1945, 543 § 2 (relative to the furnishing of certain material for use in determining and recording the physical condition of school children).

SECT. 186A added, 1958, 79 § 2 (regulating the use of shoe-fitting machines employing fluoroscopic, X-ray or radiation principles).

Chapter 111A. — Drug Addiction Rehabilitation.

New chapter inserted, 1963, 763 § 2.

Chapter 112. — Registration of Certain Professions and Occupations.

SECT. 2, second sentence revised, 1933, 171 § 1; 1936, 247 § 1; three paragraphs added at end of section, 1936, 247 § 2; section amended, 1938, 210; paragraph added at end, 1939, 415 § 1; section revised, 1939, 451 § 37; amended, 1941, 722 § 9; second sentence stricken out and four sentences inserted, 1945, 396 § 1; sentence inserted after second sentence, 1955, 622; revised, 1957, 329; third sentence (as appearing in 1945, 396 § 1) amended, 1952, 585 § 21; fourth sentence (as appearing in 1945, 396 § 1) revised, 1954, 519 § 1; fifth and sixth sentences (as appearing in 1939, 451 § 37) revised, 1948, 28; third paragraph revised, 1945, 396 § 2; paragraph inserted after fourth paragraph, 1948, 413; paragraph

added at end, 1946, 365; section revised, 1959, 344 § 1; third sentence stricken out and three sentences inserted, 1960, 177; same three sentences stricken out and four sentences inserted, 1960, 367; first six sentences stricken out and four sentences inserted, 1966, 299. Affected, 1938, 259; 1948, 221. (See 1933, 171 § 2; 1936, 247 §§ 3–6; 1939, 415 §§ 3, 4; 1959, 344 § 3.)

SECT. 2A amended, 1945, 396 § 3; 1954, 519 § 2; 1959, 344 § 2. (See 1959, 344 § 3.)

SECT. 2B added, 1955, 759 § 1 (relative to schools for the training of medical laboratory technologists). (See 1955, 759 § 2.)

SECT. 2C added, 1957, 655 § 1 (requiring schools for the training of medical X-ray technicians to be approved by the board of registration in medicine). (See 1957, 655 § 2.)

SECT. 5 revised, 1937, 425 § 12. (See 1937, 425 § 15.)

SECT. 8 revised, 1948, 550 § 18.

SECT. 9 revised, 1933, 152; 1945, 186; amended, 1955, 526; revised, 1960, 483; 1962, 578.

SECT. 9A, first sentence amended, 1966, 527; third sentence amended, 1963, 780.

SECT. 12 amended, 1948, 129 § 7.

SECT. 12A, first sentence amended, 1943, 41; revised, 1962, 407; section revised, 1963, 108.

SECT. 12B added, 1962, 217 (exempting registered physicians from civil liability for emergency care or treatment rendered at the scene of an accident to persons injured in motor vehicle accidents); revised, 1964, 59; 1965, 578.

SECT. 13 amended, 1937, 425 § 2; revised, 1956, 344. (See 1937, 425 § 15.)

SECT. 14 amended, 1937, 425 § 3. (See 1937, 425 § 15.)

SECT. 15 amended, 1937, 425 § 4. (See 1937, 425 § 15.)

SECT. 16 revised, 1937, 425 § 5; 1948, 557; 1950, 363 § 1; first paragraph amended, 1955, 676 § 1; fourth paragraph amended, 1952, 585 § 22. (See 1937, 425 § 15; 1950, 363 § 2; 1951, 767; 1955, 676 §§ 2, 3.)

SECT. 17 revised, 1937, 425 § 6. (See 1937, 425 § 15.)

SECT. 17A added, 1937, 425 § 7 [defining certain duties of the board of registration in chiropody (podiatry)]. (See 1937, 425 § 15.)

SECT. 18 amended, 1937, 425 § 8. (See 1937, 425 § 15.)

SECT. 19 amended, 1937, 425 § 9; revised, 1951, 105. (See 1937, 425 § 15.)

SECT. 20 amended, 1937, 425 § 10. (See 1937, 425 § 15.)

SECT. 21 amended, 1937, 425 § 11; revised, 1948, 550 § 19. (See 1937, 425 § 15.)

SECT. 23 repealed, 1937, 425 § 13. (See 1937, 425 § 15.)

SECTS. 23A–23P added, under caption, 1951, 656 § 1 (relative to the practice of physical therapy by registered physical therapists). (See 1951, 656 § 2.)

SECT. 23G, first sentence revised, 1955, 493 § 1. (See 1955, 493 § 3.)

SECT. 23I, fourth sentence revised, 1955, 493 § 2. (See 1955, 493 § 3.)

SECTS. 23A–23P stricken out and sections 23A–23Q inserted, 1958, 585 § 1. (See 1958, 585 §§ 2–4.)

SECT. 24 amended, 1932, 227; 1933, 126; 1937, 343 § 1; revised, 1941, 52 § 1; amended, 1945, 502 § 1; 1952, 585 § 23; revised, 1957, 463. (See 1941, 52 § 2; 1943, 165; 1945, 502 §§ 2, 4.) Temporarily affected, 1948, 631; 1952, 361.

SECT. 24A added, 1945, 502 § 3 (relative to registrations and renewal of registrations as pharmacists and assistant pharmacists); revised, 1955, 29; 1956, 575. (See 1945, 502 § 4.)

SECT. 24B added, 1946, 194 (relative to standards for schools and colleges of pharmacy); revised, 1947, 503.

SECT. 27 revised, 1934, 328 § 2; amended, 1937, 343 § 2; second sentence amended, 1960, 634 § 1.

SECT. 30 amended, 1937, 343 § 3.

SECT. 32 amended, 1934, 328 § 3.

SECT. 34 amended, 1934, 328 § 4.

SECT. 35 amended, 1934, 328 § 5; 1935, 306; 1937, 343 § 4; revised 1948, 539 § 1.

SECT. 36 revised, 1934, 328 § 6.

SECTS. 36A–36D added, under caption, 1948, 539 § 2 (relative to the licensing of persons engaged in the sale, distribution or delivery, at wholesale, of drugs and medicines).

SECT. 36B revised, 1963, 450 § 1. (See 1963, 450 § 2.)

SECT. 38 revised, 1934, 236.

SECT. 39 amended, 1939, 138; 1951, 410; 1953, 281; revised, 1962, 695; last sentence revised, 1963, 488 § 1. (See 1963, 488 § 2.)

SECT. 40 amended, 1934, 328 § 6A; 1937, 343 § 5.

SECT. 42A added, 1937, 343 § 6 (relative to the retail drug business and pharmacy); paragraph added at end, 1960, 634 § 2.

SECTS. 43–53 temporarily affected, 1949, 473. (See 1950, 667.)

SECT. 43 revised, 1965, 583 § 1.

SECT. 44 amended, 1965, 583 § 2.

SECT. 45, second sentence amended, 1932, 180 § 18; paragraph added at end, 1939, 415 § 2; section revised, 1949, 564 § 1. (See 1939, 415 § 3; 1948, 221.)

SECT. 45A amended, 1949, 564 § 2; revised, 1965, 583 § 3.

SECT. 46, clause Third amended, 1934, 108.

SECT. 47 amended, 1965, 583 § 4.

SECT. 48 revised, 1965, 583 § 5.

SECT. 49 revised, 1948, 270; sentence added at end, 1963, 654 § 3.

SECT. 50 amended, 1935, 344; revised, 1949, 333; 1954, 408 § 1.

SECT. 51 revised, 1949, 576; second paragraph amended, 1965, 583 § 6; last paragraph stricken out and two paragraphs inserted, 1965, 583 § 7.

SECT. 52 revised, 1948, 123; 1952, 117.

SECTS. 52A and 52B added, 1934, 281 (relative to methods and practices of dentists and dental hygienists).

SECT. 52A revised, 1937, 253; 1954, 408 § 2; clause (5) amended, 1965, 583 § 8.

SECT. 52C added, 1954, 408 § 3 (restricting advertising by dental technicians).

SECT. 53 amended, 1949, 564 § 3.

SECT. 54 revised, 1958, 533 § 3.

SECT. 55 amended, 1937, 66; revised, 1939, 251 § 1; first paragraph amended, 1945, 724; 1952, 585 § 24; stricken out and two paragraphs inserted, 1957, 492; same two paragraphs stricken out and one paragraph inserted, 1958, 533 § 4; first paragraph stricken out and two paragraphs inserted, 1965, 46; paragraph inserted, 1951, 433 § 1. (See 1939, 251 §§ 2, 3, 4; 1945, 711; 1951, 433 § 2; 1952, 585 §§ 25, 26.)

SECT. 56 revised, 1958, 533 § 5.

SECT. 56A added, 1963, 468 (authorizing the board of registration in veterinary medicine to issue a license to certain veterinarians licensed in other states).

SECT. 59 revised, 1948, 224; 1958, 533 § 6.

SECTS. 60A–60J added under caption "REGISTRATION OF ARCHITECTS" 1941, 696 § 2. (See 1941, 696 §§ 3, 4.)

SECT. 60A, preliminary paragraph amended, 1945, 265 § 2; definition of "Practice of Architecture" revised, 1957, 679 § 1. (See 1957, 679 §§ 4, 5.)

SECT. 60B, second paragraph revised, 1953, 558 § 1.

SECT. 60C, clause (*c*) revised, 1943, 167; section revised, 1962, 94.

SECT. 60D revised, 1953, 558 § 2. (See 1953, 558 § 4.)

SECT. 60E, paragraph added at end, 1953, 558 § 3.

SECT. 60F revised, 1957, 679 § 2. (See 1957, 679 §§ 4, 5.)

SECTS. 60K–60M added, 1945, 265 § 1 (further regulating the practice of architecture); stricken out and sections 60K–60O inserted, 1957, 679 § 3. (See 1957, 679 §§ 4, 5.)

SECT. 61, caption preceding said section revised, 1963, 241 § 1; first sentence amended, 1963, 241 § 2; paragraph added at end, 1963, 241 § 3.

SECT. 64 amended, 1954, 681 § 9. (See 1954, 681 §§ 20, 22.)

SECTS. 66–73 stricken out, and new sections 66–73 inserted, 1934, 339 § 2.

SECT. 69 revised, 1949, 463.

SECT. 70 revised, 1948, 550 § 20.

SECT. 72 amended, 1938, 434 § 1. (See 1938, 434 § 4.)

SECT. 73 amended, 1938, 434 § 2. (See 1938, 434 § 4.)

SECT. 73A added, 1937, 287 § 1 (regulating advertising in connection with the sale of eyeglasses, lenses or eyeglass frames). (See 1937, 287 § 2.)

SECT. 73B added, 1938, 434 § 3 (further regulating optometrists with respect to premises where practice may be carried on and to the sharing of their fees). (See 1938, 434 § 4.)

SECTS. 73C–73L added, under caption, 1955, 688 § 2 (relative to registering and licensing dispensing opticians).

SECT. 73G amended, 1956, 164.

SECTS. 74–81 stricken out, and new sections 74–81C added, 1941, 620 § 3. (See 1941, 620 §§ 1, 4–12.)

SECT. 74, third sentence amended, 1948, 108; 1953, 350 § 4; section revised, 1959, 415 § 1; amended, 1960, 693 § 8; 1964, 21 § 1. (See 1959, 415 § 5.)

SECT. 74A, third sentence amended, 1951, 87; section revised, 1953, 350 § 5; 1959, 415 § 2; amended, 1960, 693 § 9; 1964, 21 § 2. Affected, 1956, 371; 1957, 539, 595 §§ 6, 7. (See 1953, 350 §§ 13, 14; 1959, 415 § 5.)

SECT. 74B revised, 1953, 350 § 6.

SECT. 75 revised, 1953, 350 § 7; amended, 1960, 693 § 10.

SECT. 76 revised, 1953, 350 § 8.

SECT. 76A added, 1966, 599 § 1 (providing for the temporary registration of certain nurses to practice nursing).

SECT. 77 amended, 1957, 595 § 1. (See 1957, 595 § 8.)

SECT. 80 revised, 1957, 595 § 2; first sentence amended, 1966, 599 § 2. (See 1957, 595 § 8.)

SECT. 80A revised, 1953, 350 § 9; 1957, 595 § 3. (See 1957, 595 §§ 7, 8; 1958, 354 §§ 1–4.)

SECT. 80B added, 1957, 595 § 4 (defining "Professional Nursing"); third

paragraph, clause (5) amended, 1963, 811 § 1; revised, 1964, 428; clause (7) added, 1963, 811 § 2. (See 1957, 595 § 8.)

SECT. 81 revised, 1953, 350 § 10; 1957, 595 § 5. (See 1957, 595 §§ 6, 7, 8; 1958, 354 §§ 1–4.)

SECT. 81A revised, 1953, 350 § 11; amended, 1960, 693 § 11.

SECT. 81B revised, 1953, 350 § 12; amended, 1960, 693 § 12; revised, 1966, 599 § 3.

SECT. 81C amended, 1960, 693 § 13.

SECTS. 81A–81Q inserted under caption "REGISTRATION OF PROFESSIONAL ENGINEERS AND OF LAND SURVEYORS", 1941, 643 § 2. (See 1941, 643 §§ 3–5.)

SECT. 81A, as so inserted, amended and renumbered 81D, 1941, 722 § 9A.

SECT. 81D revised, 1958, 584 § 2.

SECT. 81L amended, 1941, 722 § 9B.

SECTS. 81B–81Q, inclusive, inserted by 1941, 643 § 2, renumbered 81E–81T, inclusive, 1941, 722 § 9C.

SECT. 81E revised, 1958, 584 § 3.

SECT. 81J revised, 1958, 584 § 4; subsection (1), clause (*c*) amended, 1966, 76 § 1; clause (*d*) added, 1966, 76 § 2. (See 1958, 584 §§ 11–13.)

SECT. 81K revised, 1958, 584 § 5.

SECT. 81L, paragraph inserted after first paragraph, 1958, 584 § 6.

SECT. 81M revised, 1958, 584 § 7. (See 1958, 584 §§ 11–13.)

SECT. 81N revised, 1960, 472 § 1. (See 1960, 472 § 2.)

SECT. 81P, paragraph inserted after second paragraph, 1958, 584 § 8.

SECT. 81R revised, 1958, 584 § 9.

SECT. 81T revised, 1958, 584 § 10. (See 1958, 584 §§ 11–13.)

SECTS. 82–87, and caption before said section 82, stricken out, and new sections 82–87 inserted, under caption "REGISTRATION OF EMBALMERS AND FUNERAL DIRECTORS", 1936, 407 § 3. (See 1936, 407 §§ 5–8.)

SECT. 82, definition of "Apprentice" inserted, 1945, 596 § 1; definition of "Funeral directing", revised, 1939, 160 § 1.

SECT. 83, third paragraph amended, 1939, 160 § 4; section revised, 1945, 596 § 2; 1948, 491.

SECT. 85 amended, 1941, 232.

SECT. 87 amended, 1937, 13; 1939, 160 § 2.

SECTS. 82–87 stricken out and sections 82–84, 84A, 85–87 inserted, 1954, 653 § 2. (See 1954, 653 §§ 3, 5, 6, 7.)

SECT. 83, seventh paragraph revised, 1956, 295.

SECT. 85A added, 1958, 528 (authorizing the board of registration in embalming and funeral directing to enter into reciprocal agreements with other states).

SECT. 87B amended, 1953, 510 § 2; 1960, 721.

SECTS. 87A–87E stricken out and new sections 87A–87E inserted, 1963, 663 § 2. (See 1963, 663 §§ 6–12.)

SECTS. 87F–87S. See 1937, 184.

SECT. 87F, paragraph contained in lines 4–9 revised, 1934, 260 § 1; "Instructor" and "Apprentice" defined, 1948, 579 § 1.

SECT. 87H, four sentences added at end, 1934, 260 § 2; section amended, 1936, 314 § 1; second paragraph amended, 1937, 94; same paragraph revised, 1941, 619 § 1; 1950, 319; amended, 1954, 355; section revised, 1958, 295; first paragraph amended, 1963, 471 § 1; second paragraph, fourth sentence stricken out and two sentences inserted, 1963, 471 § 2;

fifth sentence (as appearing in 1958, 295) revised, 1963, 490. (See 1941, 619 § 2.)

SECT. 87I amended, 1936, 314 § 2; revised, 1948, 579 § 2; sixth and seventh sentences stricken out and four sentences inserted, 1958, 292.

SECT. 87K, paragraph added at end, 1936, 314 § 3.

SECT. 87M amended, 1936, 314 § 4.

SECT. 87O amended, 1933, 149 § 2. (See 1933, 149 § 3.)

SECT. 87P amended, 1934, 260 § 3; sentence inserted after second sentence, 1958, 287; two sentences added at end, 1950, 61; paragraph added at end, 1950, 440 § 1; revised, 1963, 510 § 1. (See 1950, 440 § 2; 1963, 510 § 3).

SECT. 87Q repealed, 1963, 510 § 2.

SECT. 87R amended, 1936, 314 § 5.

SECT. 87S, sentence added at end, 1952, 362.

SECTS. 87T–87JJ added, under caption "REGISTRATION OF HAIRDRESSERS", 1935, 428 § 2. (See 1935, 428 §§ 6, 7.)

SECT. 87T, definition of "Apprentice" stricken out and definition of "Instructor" added, 1941, 626 § 1; definition of "Shop" revised, 1941, 626 § 2; section revised, 1943, 565 § 1.

SECT. 87U amended, 1937, 385 § 2; revised, 1941, 626 § 3; amended, 1949, 345; 1958, 85.

SECT. 87V amended, 1937, 385 § 3; revised, 1941, 626 § 4; 1943, 565 § 2; 1950, 540 § 1; first sentence amended, 1966, 456 § 1; second sentence revised, 1957, 503 § 1. (See 1950, 540 § 3; 1953, 307; 1957, 503 § 3; 1965, 531 §§ 3, 4.)

SECT. 87W amended, 1937, 385 § 4; revised, 1941, 626 § 5; 1943, 565 § 3; first paragraph revised, 1950, 540 § 2; 1959, 343; amended, 1965, 531 § 1; 1966, 456 § 2; sentence added at end of second paragraph, 1946, 550 § 2; 1951, 253. (See 1950, 540 § 3; 1953, 307; 1965, 531 §§ 3, 4.)

SECT. 87X revised, 1941, 626 § 6; 1943, 565 § 4; 1951, 273; amended, 1966, 456 § 3.

SECT. 87Y revised, 1949, 579.

SECT. 87Z amended, 1937, 385 § 5; revised, 1943, 565 § 5; paragraph added at end, 1953, 274; revised, 1955, 435; paragraph added at end, 1955, 333.

SECT. 87AA revised, 1941, 626 § 7; 1943, 565 § 6; paragraph added at end, 1953, 537 § 1; 1960, 462; 1965, 531 § 2.

SECT. 87BB amended, 1937, 385 § 6; revised, 1943, 565 § 7; first paragraph amended, 1960, 442 § 1; 1966, 456 § 4; second paragraph revised, 1960, 442 § 2.

SECT. 87CC revised, 1941, 626 § 8; 1943, 565 § 8; first paragraph amended, 1948, 347; 1965, 186; schedule revised, 1951, 427; sentence added, 1953, 537 § 2; schedule revised, 1954, 501; amended, 1959, 388 § 1; revised, 1960, 717; third paragraph stricken out and four paragraphs inserted, 1966, 456 § 5; fourth paragraph (as appearing in 1943, 565 § 8) amended, 1960, 716. (See 1966, 456 § 8.)

SECT. 87DD revised, 1943, 565 § 9.

SECT. 87EE revised, 1937, 385 § 7.

SECT. 87GG revised, 1941, 626 § 9; 1943, 565 § 10; first sentence revised, 1966, 456 § 6; third sentence stricken out and two sentences inserted, 1953, 291; same sentences stricken out and four sentences inserted, 1955, 434; sentences added at end, 1946, 550 § 3; last sentence amended, 1966, 456 § 7. (See 1966, 456 § 8.)

SECT. 87II amended, 1937, 385 § 8; revised, 1941, 626 § 10; 1943, 565 § 11.

SECT. 87JJ revised, 1941, 626 § 11; 1943, 565 § 12.

SECT. 87KK added, 1951, 509 (relative to notification of examination dates to applicants for registration); amended, 1955, 193; two sentences added at end, 1957, 503 § 2.

SECTS. 87LL–87OO added, under caption, 1957, 673 § 2 (relative to the registration of sanitarians). (See 1957, 673 § 3.)

SECTS. 87PP–87DDD added, under caption, 1957, 726 § 2 (relative to the registration of real estate brokers and salesmen). (See 1957, 726 §§ 3, 5, 7.)

SECT. 87PP, paragraph defining "non-resident" revised, 1962, 775 § 1. (See 1962, 775 § 3.)

SECT. 87SS, first paragraph revised, 1962, 775 § 2. (See 1962, 775 § 3.)

SECT. 87TT, first paragraph revised, 1961, 363 § 2.

SECT. 87XX, last sentence revised, 1963, 735 § 1. (See 1963, 735 § 2.)

SECT. 87ZZ, paragraphs (*a*), (*b*) and (*c*) revised, 1960, 658; paragraph (*d*) revised, 1959, 455.

SECT. 87AAA, first paragraph amended, 1961, 181; paragraph inserted after first paragraph, 1966, 422.

SECTS. 87EEE–87OOO added, under caption, 1958, 625 § 2 (regulating the practice of electrolysis). (See 1958, 625 §§ 3, 5; 1960, 814.)

SECT. 87GGG revised, 1964, 518 § 1.

SECT. 87LLL revised, 1964, 518 § 2. (See 1964, 518 § 3.)

SECTS. 87PPP–87VVV added, under caption, 1963, 604 § 2 (relative to the registration of radio and television technicians). (See 1963, 604 § 4.)

SECT. 87PPP, paragraph defining "Radio or television receiver" inserted, 1965, 816 § 1.

SECT. 87QQQ revised, 1965, 816 § 2.

SECT. 87RRR revised, 1965, 714; first paragraph amended, 1966, 59.

SECT. 87SSS, last sentence revised, 1965, 816 § 3.

SECT. 87TTT, second paragraph amended, 1964, 229; 1965, 170.

SECT. 88, clause (3) amended, 1941, 626 § 13; 1956, 410.

SECT. 89–97 added, under caption, 1966, 409 § 2 (establishing a board of registration of chiropractors). (See 1966, 409 § 3.)

SECT. 91, third sentence amended (effective date to be December 1, 1969) 1966, 409 § 5.

Chapter 113. — Promotion of Anatomical Science.

SECT. 1 amended, 1941, 351 § 7; 1958, 613 § 2E; revised, 1961, 102.

SECT. 2 revised, 1954, 627 § 25. (See 1954, 627 §§ 65, 67.)

Chapter 114. — Cemeteries and Burials.

SECT. 1 amended, 1936, 319 § 1. (See 1936, 319 § 7.)

SECT. 5A added, 1959, 256 § 2 (further regulating cemetery corporations).

SECT. 6 amended, 1936, 319 § 2. (See 1936, 319 § 7.)

SECT. 7 revised, 1936, 319 § 3. (See 1936, 319 § 7.)

SECT. 8 revised, 1936, 319 § 4. (See 1936, 319 § 7.)

SECT. 9 amended, 1936, 319 § 5. (See 1936, 319 § 7.)

SECT. 19 revised, 1948, 550 § 48. (See 1948, 550 § 51.)

SECT. 20, sentence added at end, 1948, 550 § 49. (See 1948, 550 § 51.)

SECT. 24 revised, 1948, 550 § 50. (See 1948, 550 § 51.)

SECT. 25 amended, 1934, 85 § 1. (See 1934, 85 § 2.)

SECTS. 43A–43N added, under caption, 1936, 319 § 6 (relative to the ownership, maintenance and operation of cemeteries and crematories and to the disposal of dead human bodies). (See 1936, 319 § 7.)

SECT. 43O added, 1948, 497 (prohibiting the sale of monuments for cemetery lots by certain corporations).

SECT. 45 amended, 1954, 627 § 26. (See 1954, 627 §§ 65, 67.)

SECT. 45A added, 1954, 438 (relative to the use of the name of funeral directors in connection with death certificates or burial permits).

SECT. 46 amended, 1954, 627 § 27; revised, 1958, 465. (See 1954, 627 §§ 65, 67.)

SECT. 46A added, 1949, 604 (relative to permits for the burial or other disposition of the bodies of deceased veterans); sentence added at end, 1957, 86.

SECT. 47 amended, 1954, 627 § 28. (See 1954, 627 §§ 65, 67.)

SECT. 49 revised, 1936, 407 § 4; last paragraph amended, 1939, 160 § 3. (See 1936, 407 §§ 5–8.)

SECT. 51 added, under caption "EMBALMING FLUIDS", 1955, 472; amended, 1958, 148.

Chapter 115. — Veterans' Benefits (former title, State and Military Aid, Soldiers' Relief, etc.).

For legislation providing for payments for the benefit of certain soldiers and sailors, see 1942, 11; 1943, 211; 1945, 366; 1946, 584; 1948, 549; 1954, 627 §§ 39, 65, 67, 688; 1955, 708; 1957, 744.

Chapter stricken out, and new chapter 115 (with new title) inserted, 1946, 584 § 1. (See 1946, 584 §§ 2, 21, 22.)

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

The following references are to chapter 115, as so inserted:

SECT. 1, paragraph 6 revised, 1948, 510; paragraph 7 added, 1947, 444; paragraph inserted, 1951, 526 § 2; definition of "Veteran" revised, 1951, 590 § 1; paragraph added at end, 1951, 590 § 2; section revised, 1954, 627 § 35; definition of "Reside" added, 1965, 793 § 1; definition of "Veteran" amended, 1954, 688 § 4; 1956, 692 § 1. (See 1951, 590 §§ 7, 8; 1954, 627 §§ 38, 65, 67.)

SECT. 1A added, 1954, 627 § 36 (relative to the requirements for hospital benefits available to veterans); repealed, 1956, 692 § 2. (See 1954, 627 §§ 65, 67.)

SECT. 2. second and third paragraphs revised, 1951, 590 § 3; third paragraph amended, 1957, 749; 1965, 793 § 2; sixth paragraph amended, 1965, 793 § 3; seventh paragraph revised, 1948, 535 § 1; 1956, 395 § 1; amended, 1957, 158; eighth paragraph amended, 1952, 597; last paragraph stricken out and two paragraphs inserted, 1951, 546. (See 1951, 590 §§ 7, 8; 1954, 627 §§ 38, 65, 67.)

SECT. 2A added, 1960, 648 (providing for the enforcement of certain decisions of the commissioner of veterans' services).

SECT. 3, first paragraph revised, 1962, 431.

SECT. 3A added, 1948, 96 § 1 (providing for the use of photostatic copies of discharge papers of veterans in certain cases). (See 1947, 96 § 2.)

SECT. 5 revised, 1948, 535 § 2: first paragraph revised, 1950, 493 § 1; 1951, 590 § 4; amended, 1955, 305 § 1; revised, 1965, 793 § 4; second para-

graph revised, 1951, 590 § 4; amended, 1955, 305 § 2; revised, 1961, 317; third paragraph amended, 1955, 305 § 3; revised, 1956, 394; fourth paragraph amended, 1954, 493; last paragraph revised, 1949, 599; paragraph added at end, 1951, 753 § 1; amended, 1965, 793 § 5. (See 1951, 590 §§ 7, 8; 1954, 627 §§ 38, 65, 67; 1965, 793 § 9.)

SECT. 5A added, 1958, 487 (creating a lien upon the real estate of certain recipients of veterans' benefits); second paragraph amended, 1964, 409; paragraph inserted after second paragraph, 1962, 469; paragraph added at end, 1962, 561.

SECT. 6, last sentence revised, 1965, 793 § 6.

SECTS. 6A–6C added, under caption, 1949, 660 (providing for payment of annuities to certain paraplegic veterans).

SECT. 6A revised, 1954, 627 § 37. (See 1954, 627 §§ 65, 67.)

SECT. 6B revised, 1953, 530; 1956, 567 § 1.

SECT. 6C amended, 1956, 567 § 2.

SECT. 7, first sentence revised, 1948, 535 § 3; sentence added at end, 1949, 500.

SECT. 8, last sentence revised, 1948, 535 § 4; section revised, 1948, 648; first two sentences revised, 1956, 395 § 2; 1966, 570 § 2; sentence added at end, 1951, 590 § 5; last two sentences revised, 1965, 793 § 7. (See 1951, 590 §§ 7, 8; 1954, 627 § § 38, 65, 67.)

SECT. 9 revised, 1957, 143; last sentence revised, 1965, 793 § 8.

SECTS. 10–14 added, under caption, 1946, 599 § 1 (relative to local departments of veterans' services). (See 1946, 599 §§ 2, 3; 1947, 1.)

SECT. 10, second paragraph revised, 1948, 229.

SECT. 11 amended, 1956, 104; first paragraph revised, 1964, 172.

SECT. 15 added, 1948, 415 (providing for audit of accounts of districts formed to establish departments of veterans' services).

Chapter 115A. — Soldiers' Homes.

New chapter inserted, 1954, 627 § 42. (See 1954, 627 §§ 65, 67.)

SECT. 6 added, 1959, 236 § 1 (regarding the disposition of certain unclaimed funds of former patients or members of the Soldiers' Homes).

SECT. 7 added, 1960, 387 § 1 (relative to the disposition of certain unclaimed funds of former patients of Soldiers' Homes).

SECT. 8 added, 1961, 580 (authorizing the boards of trustees of Soldiers' Homes to lease land at said homes for construction of chapels thereon).

SECT. 9 added, 1962, 563 (providing domiciliary facilities for women veterans at the Soldiers' Home in Massachusetts).

SECT. 10 added, 1963, 400 (authorizing the Soldiers' Home in Massachusetts to provide for training grants for fellows in medicine, surgery and urology).

Chapter 116. — Settlement.

SECT. 1, clause Fifth amendment, 1943, 455 § 13; revised, 1951, 590 § 6; amended, 1954, 627 §§ 45, 46; 1955, 403 § 5; revised, 1955, 740 § 1. (See 1951, 590 §§ 7, 8; 1954, 627 §§ 65, 67; 1955, 403 § 14, 740 § 2.)

SECT. 2 revised, 1933, 213; amended, 1943, 379; 1946, 584 § 4; first sentence revised, 1955, 740 § 3; amended, 1961, 388 § 1. (See 1946, 584 § 22; 1955, 740 § 2; 1961, 388 § 2.)

SECT. 4 revised, 1946, 584 § 5; 1950, 493 § 2. (See 1946, 584 § 22.)

SECT. 5 amended, 1943, 455 § 14; revised, 1946, 584 § 6; amended, 1948, 624 § 1. (See 1946, 584 § 22; 1948, 624 § 2.)

Chapter 117. — Support by Cities and Towns.

SECT. 1 amended, 1934, 124; revised, 1963, 726 § 1. (See 1963, 726 § 16.)

SECT. 1A added, 1963, 726 § 2 (defining certain words used in this chapter).

SECT. 2, paragraph added at end, 1954, 516; section revised, 1965, 523 § 1.

SECT. 2A added, 1933, 181 (authorizing local boards of public welfare to aid needy persons in the cultivation of vegetable gardens); repealed, 1965, 523 § 2.

SECT. 3A added. 1937, 277 (protecting needy persons from the public view while applying for public relief and support); revised, 1965, 523 § 3.

SECT. 3B added, 1939, 127 (prohibiting local boards of public welfare from making the institution of ejectment proceedings prerequisite to the payment by them of rent owed for dwellings by certain persons on welfare relief).

SECT. 5 amended, 1937, 125; revised, 1948, 581 § 1; paragraph added at end, 1958, 395; amended, 1963, 726 § 3. (See 1963, 726 § 16.)

SECT. 6 revised, 1936, 108.

SECT. 6A added, 1938, 211 (preventing discrimination against certain persons with respect to the payment of welfare relief).

SECT. 7 amended, 1950, 485 § 1; revised, 1956, 156.

SECT. 13, new sentence added at end, 1941, 608.

SECT. 14 revised, 1937, 113; amended, 1938, 275; 1939, 39 § 1; revised, 1963, 726 § 4. (See 1939, 39 § 2; 1963, 726 § 16.)

SECT. 15 repealed, 1963, 726 § 5. (See 1963, 726 § 16.)

SECT. 16 repealed, 1936, 328.

SECT. 17 amended, 1939, 370; 1941, 351 § 8; sentence inserted after second sentence, 1956, 40; last sentence revised, 1945, 668 § 2; section revised, 1963, 726 § 6. (See 1963, 726 § 16.) (See 1939, 454 § 21.)

SECT. 18 amended, 1934, 45; 1938, 425; revised, 1941, 351 § 9; first sentence revised, 1954, 394; amended, 1963, 726 § 7; second sentence revised, 1958, 613 § 3; sixth sentence amended, 1963, 726 § 8. (See 1939, 454 § 21; 1963, 726 § 16.)

SECT. 18A added, 1938, 465 (relative to the payment by cities and towns of the expense of the funeral and burial of certain poor and indigent persons); paragraph added at end, 1945, 668 § 1.

SECT. 19, paragraph added at end, 1937, 86; section revised, 1963, 726 § 9. (See 1963, 726 § 16.)

SECT. 19A added, 1963, 726 § 10 (relative to reimbursement by the commonwealth of disbursements by a city or town for general relief). (See 1963, 726 § 16.)

SECT. 20 repealed, 1965, 523 § 4.

SECT. 21 amended, 1941, 196; repealed, 1965, 523 § 4.

SECT. 22 repealed, 1965, 523 § 4.

SECT. 23 repealed, 1963, 726 § 11. (See 1963, 726 § 16.)

SECT. 24 revised, 1935, 164; sentence added at end, 1943, 481; section stricken out and sections 24 and 24A inserted, 1959, 584.

SECT. 24A revised, 1964, 515.

SECT. 25, 26 and 27 repealed, 1963, 726 § 12. (See 1963, 726 § 16.)

SECT. 28 revised, 1963, 726 § 13. (See 1963, 726 § 16.)
SECT. 30, first sentence revised, 1948, 581 § 2; section repealed, 1956, 317 § 2.
SECT. 33 revised, 1952, 411 § 1; repealed, 1960, 313 § 2.
SECT. 34 repealed, 1952, 411 § 2.
SECT. 35 amended, 1932, 180 § 19; repealed, 1952, 411 § 2.
SECT. 36 repealed, 1961, 396 § 4.
SECT. 37 repealed, 1961, 396 § 4.
SECT. 43 repealed, 1963, 726 § 14. (See 1963, 726 § 16.)
SECTS. 44–46 added, 1938, 476 (authorizing the establishment of public welfare districts in cities and towns).
SECT. 44, first sentence amended, 1952, 353 § 1; revised, 1960, 343 § 1; second sentence amended, 1950, 793 § 5; third sentence stricken out and two sentences inserted, 1956, 312; sentence inserted after fifth sentence, 1950, 293 § 1; sentence added at end, 1950, 793 § 6; revised, 1962, 244. (See 1952, 353 § 10.)
SECT. 44A added, 1953, 205 § 1 (relative to the auditing of welfare districts). (See 1953, 205 § 2.)
SECT. 45, sentence added at end, 1950, 293 § 2; section revised, 1952, 353 § 2. (See 1952, 353 § 10.)

Chapter 118. — Aid to Families with Dependent Children (former title, Aid to Dependent Children).

Chapter stricken out and new chapter 118 (with new title) inserted, 1936, 413 § 1. (See 1936, 413 § 2.)

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

The following references are to chapter 118, as so inserted:

Title changed, 1963, 432 § 4.

For act extending the provisions of aid to dependent children to persons eligible for aid under Title IV of the Social Security Act, see 1961, 575.
SECT. 1 amended, 1939, 487; revised, 1952, 463; 1957, 430; paragraph defining "aid to dependent children" revised, 1963 432 § 5.
SECT. 2 amended, 1941, 593 § 1; 1943, 97; 1945, 412; sentence inserted after fourth sentence, 1945, 532 § 1; section revised, 1946, 415; 1948, 418; first sentence revised, 1951, 390; amended, 1958, 349; 1959, 385; revised, 1962, 556 § 1; last five sentences stricken out and four sentences inserted, 1951, 525 § 1; third sentence revised, 1953, 325.
SECT. 2A added, 1945, 567 (relative to certain persons in families receiving aid under the law providing aid to dependent children).
SECT. 3 revised, 1962, 556 § 2.
SECT. 4A added, 1943, 117 (permitting recipients of aid to dependent children, so called, to leave the commonwealth without suspension of such aid); paragraph added at end, 1945, 458 § 1.
SECT. 5 revised, 1941, 593 § 2; first sentence amended, 1963, 432 §6; two sentences added at end, 1949, 613 § 1; stricken out and one sentence inserted, 1953, 323.
SECT. 6 revised, 1941, 405; first sentence amended, 1960, 781 § 12; two sentences added at end, 1943, 491. (See 1939, 454 § 21.)
SECT. 7 revised, 1950, 657; amended, 1963, 432 § 7.
SECT. 8 revised, 1939, 248.
SECT. 9 amended, 1946, 584 § 7. (See 1946, 584 § 22.)

SECT. 10, second sentence revised, 1964, 345 § 1.

SECT. 11 added, 1961, 487 (authorizing any institution which has rendered service to a child or parent to file an application for aid on his behalf with the local board of public welfare); paragraph added, 1966, 498 § 1.

Chapter 118A. — Old Age Assistance and Medical Assistance for the Aged (former Title, Adequate Assistance to Certain Aged Citizens).

Chapter stricken out and new chapter 118A inserted, 1936, 436 § 1. (See 1936, 436 § 4.)

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

The following references are to chapter 118A, as so inserted:

Title changed, 1960, 781 § 2.

For legislation establishing a minimum weekly rate for the care of recipients of old age assistance who are inmates of boarding homes, see 1955, 603.

Caption inserted, 1960, 781 § 3.

SECT. 1 amended, 1937, 440 § 1; last sentence amended, 1938, 274; section revised, 1941, 729 § 1; 1943, 489 § 1; third sentence amended, 1950, 519 § 1; fourth sentence amended, 1948, 433; last sentence of first paragraph amended, 1945, 683 § 1; first paragraph revised, 1950, 799; first sentence revised, 1956, 653; amended, 1961, 127 § 1; 1962, 411; third sentence stricken out and three sentences inserted, 1960, 781 § 4; fifth sentence (as so inserted) stricken out, 1963, 566 § 1; sixth and seventh sentences revised, 1951, 801 § 1; last sentence revised, 1965, 522; paragraph inserted after first paragraph, 1948, 638; paragraph inserted after second paragraph, 1949, 796 § 1; second and third paragraphs revised, 1951, 801 § 2; second paragraph amended, 1965, 599; third paragraph amended, 1955, 728 § 1; revised, 1960, 695; 1962, 653; amended, 1963, 550; revised, 1964, 549; 1965, 724 § 1; paragraph added at end, 1943, 506; paragraph inserted before said paragraph, 1945, 441; first sentence revised, 1961, 615; sentence added at end of said paragraph, 1956, 721; revised, 1957, 464; last paragraph revised, 1945, 532 § 2; 1950, 343; 1951, 525 § 2; amended, 1954, 525; same paragraph stricken out and two paragraphs inserted, 1960, 781 § 5; paragraph inserted before last paragraph, 1964, 489; revised, 1966, 570 § 1; last paragraph amended, 1964, 273 § 1. (See 1941, 729 § 15; 1945, 683 § 4; 1949, 796 §§ 2, 3; 1951, 801 §§ 6, 7; 1955, 728 § 2; 1960, 781 § 14; 1965, 724 § 2.)

SECT. 1A added, 1950, 519 § 2 (authorizing old age assistance to persons being cared for under contract in certain homes for the aged); revised, 1954, 521; amended, 1960, 781 § 6; sentence added at end, 1964, 273 § 2.

SECTS. 1B and 1C added, 1951, 475 (extending the benefits of the old age assistance law to patients in public medical institutions).

SECT. 1B revised, 1955, 367; repealed, 1960, 781 § 7.

SECT. 1C amended, 1958, 613 § 3A; repealed, 1960, 781 § 7.

SECT. 2 revised, 1937, 440 § 2; amended, 1941, 597 § 1; revised, 1941, 729 § 2; 1943, 489 § 2; 1945, 683 § 2. (See 1941, 729 § 15; 1945, 683 § 4.)

SECT. 2A added, 1941, 729 § 3 (relative to the liability of children to contribute to the support of aged parents); revised, 1943, 489 § 3; 1945, 683 § 3; paragraphs 1, 3 and 4 revised, 1951, 801 § 3; section revised,

1957, 614; paragraph 1 revised, 1962, 597 § 1; amended, 1963, 651 § 1; paragraph 3 revised, 1962, 597 § 1; amended, 1963, 651 § 2; paragraph 4 revised, 1962, 597 § 1; amended, 1964, 595 § 1; paragraph 5 amended, 1964, 595 § 2. (See 1941, 729 § 15; 1945, 683 § 4; 1951, 801 §§ 6, 7.)

SECT. 3 revised, 1937, 440 § 3; last sentence revised, 1938, 285; section revised, 1939, 481.

SECT. 4 amended, 1938, 467; 1941, 729 § 4; revised, 1943, 512; amended, 1950, 626; revised, 1951, 801 § 4; second paragraph amended, 1957, 304; 1956, 637. (See 1941, 729 §§ 14, 15; 1951, 801 §§ 4A, 4B, 6, 7.)

SECT. 4A added, 1941, 729 § 5 (making a recipient of old age assistance liable to repay the same in certain cases); revised, 1948, 581 § 3; sentence added at end, 1951, 801 § 5; paragraph added, 1966, 498 § 2. (See 1941, 729 § 15; 1951, 801 §§ 4B, 6, 7.)

SECT. 5 revised, 1938, 408; amended, 1941, 729 § 6; revised, 1946, 460; amended, 1949, 486. (See 1941, 729 § 15.)

SECT. 5A added, 1949, 622 (increasing the amount of bank deposits allowable to applicants for old age assistance); revised, 1951, 536.

SECT. 6, third sentence revised, 1964, 345 § 2. (See 1952, 621.)

SECT. 6A added, 1937, 165 (permitting recipients of old age assistance, so called, to leave the commonwealth without suspension of such assistance); amended, 1941, 729 § 7; revised, 1943, 470; paragraph added at end, 1945, 458 § 2; 1949, 627. (See 1941, 729 § 15.)

SECT. 7 revised, 1951, 533.

SECT. 8 amended, 1941, 729 § 8; first sentence revised, 1960, 781 § 13; stricken out and two sentences inserted, 1961, 462 § 1; two sentences inserted after third sentence, 1943, 490; sentence added at end, 1951, 539; stricken out and four sentences inserted, 1953, 462 § 1; eighth sentence amended, 1962, 412; section revised, 1963, 566 § 2. (See 1939, 454 § 21; 1941, 729 § 15; 1953, 462 § 2; 1960, 781 § 14; 1961, 462 § 2.)

SECT. 9 revised, 1945, 541 § 3; amended, 1946, 584 § 8; 1966, 535 § 8. (See 1946, 584 § 22.)

SECT. 10 revised, 1941, 597 § 2; two sentences added at end, 1949, 613 § 2; section revised, 1952, 602 § 10; amended, 1954, 340. (See 1952, 602 §§ 15-18.)

SECT. 11 added, 1941, 729 § 10 (establishing the old age assistance fund); amended, 1945, 684; revised, 1955, 540 § 1. (See 1941, 729 §§ 9, 9A, 15; 1955, 540 §§ 5–7.)

SECT. 12 added, 1953, 571 § 1 (relative to the appointment of guardians and conservators for certain applicants for public assistance).

SECTS. 13–32 added, under caption "Medical Assistance for the Aged", 1960, 781 § 8. (See 1960, 781 §§ 9–11.)

SECT. 15, second sentence stricken out and two sentences inserted, 1965, 586 § 1.

SECT. 18 revised, 1964, 591; sentence added, 1965, 657 § 1.

SECT. 19 revised, 1964, 591.

SECT. 24 revised, 1965, 657 § 2.

SECT. 27 revised, 1963, 432 § 8; amended, 1965, 827.

SECT. 30, paragraph 1 amended, 1963, 651 § 3; paragraph 2 amended, 1963, 651 § 4; paragraph 3 revised, 1962, 597 § 2; amended, 1964, 621 § 1; 1965, 340; paragraph 4 amended, 1964, 621 § 2.

Chapter 118B. — The Merit System in the Administration of Aid to Families with Dependent Children and Old Age Assistance.

New chapter inserted, 1950, 793 § 7.

Title changed, 1963, 432 § 9.

SECT. 2, first sentence revised, 1952, 353 § 3; amended, 1959, 141 § 2, revised, 1963, 432 § 10. (See 1952, 353 § 10.)

SECT. 3, first sentence amended, 1952, 353 § 4; revised, 1960, 343 § 2, amended, 1963, 432 § 11. (See 1952, 353 § 10.)

SECT. 4, second and third sentences revised, 1960, 343 § 3.

SECT. 5, fourth sentence amended, 1952, 353 § 5; 1963, 432 § 12. (See 1952, 353 § 10.)

SECT. 6 amended, 1952, 353 § 6. (See 1952, 353 § 10.)

SECT. 8, paragraph added at end, 1956, 515.

SECT. 9 amended, 1952, 353 § 7; 1963, 432 § 13. (See 1952, 353 § 10.)

SECT. 10 amended, 1952, 353 § 8. (See 1952, 353 § 10.)

Chapter 118C. — Coverage of Certain Employees under the Federal Social Security Act.

New chapter inserted, 1951, 658.

Chapter 118D. — Assistance to Persons who are Disabled.

New chapter inserted, 1951, 741 § 2. (See 1951, 741 §§ 1, 4.)

SECT. 1, first sentence revised, 1961, 127 § 2.

SECT. 2, first sentence stricken out and three sentences inserted, 1965, 586 § 2; two sentences inserted after first sentence, 1961, 443; third sentence (as appearing in 1954, 741 § 2) revised, 1963, 389.

SECT. 3 amended, 1958, 613 § 3B.

SECT. 4, sentence added at end, 1960, 659 § 1. (See 1960, 659 § 2.)

SECT. 5, last sentence revised, 1953, 461; sentence added at end, 1961, 267.

SECT. 7 amended, 1957, 659 § 1.

SECT. 8, first sentence revised, 1957, 493; paragraph (*a*) amended, 1955, 492 § 1; paragraph (*c*) amended, 1955, 492 § 2; paragraph (*d*) amended, 1955, 492 § 3; paragraphs (*a*)–(*g*) stricken out and paragraphs 1–7 inserted, 1957, 659 § 2.

SECT. 10 revised, 1963, 432 § 14; amended, 1966, 535 § 9.

SECT. 11 amended, 1966, 535 § 10.

SECT. 14, paragraph added, 1966, 498 § 3.

SECT. 15 amended, 1956, 602 § 12. (See 1956, 602 §§ 17–20.)

SECT. 20, first sentence revised, 1952, 353 § 9. (See 1952, 353 § 10.)

SECT. 21 added, 1953, 571 § 2 (relative to the appointment of guardians and conservators for certain applicants for public assistance).

Chapter 119. — Protection and Care of Children, and Proceedings against Them.

Sects. 1-51 stricken out and sections 1-39 inserted, 1954, 646 § 1.

For prior changes see Table of Changes contained in Acts and Resolves of 1954.

The following references are to sections 1-39, as so inserted:

SECT. 4 amended, 1960, 378 § 1.

SECT. 6 revised, 1960, 378 § 2.

SECT. 8A added, 1965, 618 (relative to the licensing of certain homes providing day care to children).

SECT. 23, first sentence amended, 1962, 535; subsection C revised, 1960, 325.

SECT. 23A added, 1958, 588 § 2 (providing for the care and custody of children born to inmates of the Massachusetts Correctional Institution at Framingham or whose mothers are committed thereto); section revised, 1966, 473. (See 1958, 588 § 3.)

SECT. 23B added, 1966, 495 (relative to services for mothers bearing children out of wedlock).

SECT. 30 repealed, 1961, 396 § 5.

SECT. 31 repealed, 1961, 396 § 5.

SECTS. 39A and 39B added, 1964, 534 (requiring physicians to report injury or abuse to patients under sixteen years of age in certain cases).

SECT. 52, definition of "Court" revised, 1965, 659 § 2; definition of "Delinquent child" amended, 1948, 310 § 3; revised, 1960, 353 § 1.*

SECT. 54 amended, 1966, 374.

SECT. 55, last paragraph revised, 1949, 593 § 6; section revised, 1952, 605 § 3. (See 1952, 605 §§ 19–21.)

SECT. 56 revised, 1943, 244 § 1; seventh sentence stricken out and two sentences inserted, 1964, 308 § 1.

SECT. 57, sentence inserted after first sentence, 1966, 147.

SECT. 58, paragraph inserted after third paragraph, 1941, 264 § 1; section revised, 1948, 310 § 4*; paragraph added at end, 1948, 385.

SECT. 58A amended, 1941, 194 § 6; revised, 1941, 327; 1947, 616; repealed, 1948, 310 § 5.*

SECT. 58B added, 1957, 194 § 1 (providing for the imposition of noncriminal fines upon juveniles for violation of the motor vehicle laws). (See 1957, 194 § 2.)

SECT. 59, second paragraph stricken out, 1941, 648 § 1.

SECT. 60 stricken out and new sections 60 and 60A inserted, 1938, 174 § 1 (relative to the use of information and records in cases of waywardness or delinquency).

SECT. 60 amended, 1948, 310 § 6.*

SECT. 61 amended, 1948, 310 § 7*; revised, 1964, 308 § 2. (See 1964 308 § 13.)

SECT. 63 revised, 1932, 95 § 1; amended, 1965, 348; last sentence revised, 1965, 659 § 3. (See 1965, 659 § 7.)

SECT. 64 revised, 1956, 731 § 2.

SECT. 65 amended, 1932, 95 § 2.

SECT. 66 revised, 1941, 648 § 2; 1943, 244 § 2; amended, 1960, 353 § 2.

SECT. 67 amended, 1941, 648 § 3; revised, 1943, 244 § 2; 1955, 609 § 1.

SECT. 68 revised, 1943, 244 § 2; 1948, 310 § 8*; 1955, 609 § 2; amended, 1956, 269.

SECTS. 68A–68C added, 1955, 609 § 3 (relating to the detention of wayward and delinquent children and juvenile offenders).

SECT. 69 revised, 1943, 244 § 2.

SECT. 69A added, 1948, 310 § 9 (providing that courts and certain public officers and authorities shall make available to the youth service board information relative to cases committed to said board).*

SECT. 72 amended, 1947, 235; revised, 1948, 310 § 10*; amended, 1949, 595; revised, 1964, 308 § 3.

SECT. 72A added, 1964, 308 § 4 (relating to the disposition of proceedings

* See 1948, 310 §§ 30, 31.

against any person who commits an offense or violation prior to his seventeenth birthday and is not apprehended until after his eighteenth birthday). (See 1964, 308 § 13.)

SECT. 73 revised, 1945, 202; amended, 1948, 310 § 11;* repealed, 1964, 308 § 5.

SECT. 74 amended, 1933, 196 § 1; revised, 1948, 310 § 12; amended, 1960, 353 § 3*; revised, 1964, 308 § 6.

SECT. 75 amended, 1933, 196 § 2; revised, 1948, 310 § 13; amended, 1960, 353 § 4*; revised, 1964, 308 § 7.

SECT. 76 revised, 1948, 310 § 14*; repealed, 1964, 308 § 5.

SECT. 77 revised, 1948, 310 § 15*; repealed, 1964, 308 § 5.

SECT. 78 repealed, 1964, 308 § 5.

SECT. 79 amended, 1948, 310 § 16*; 1953, 319 § 15; repealed, 1964, 308 § 5. (See 1953, 319 §§ 39, 40.)

SECT. 80 revised, 1948, 310 § 17*; repealed, 1964, 308 § 5.

SECT. 81 amended, 1948, 310 § 18*; repealed, 1964, 308 § 5.

SECT. 82 amended, 1948, 310 § 19*; repealed, 1964, 308 § 5.

SECT. 83 revised, 1948, 310 § 20*; 1964, 308 § 8.

SECT. 84 added, 1964, 308 § 9 (relative to the form of warrant of commitment to the youth service board).

Chapter 120. — Youth Service Board and Massachusetts Training Schools (former title, Massachusetts Training Schools).

Chapter stricken out, and new chapter 120 (with new title) inserted, 1948, 310 § 22. (See 1948, 310 §§ 30, 31.)

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

The following references are to chapter 120, as so inserted:

SECT. 1 revised, 1952, 605 § 4. (See 1952, 605 §§ 19–21.)

SECT. 2 revised, 1952, 605 § 5; amended, 1955, 770 § 4. (See 1952, 605 §§ 19–21; 1955, 770 §§ 117, 123.)

SECT. 2A added, 1965, 902 (establishing the positions of first, second and third deputy director in the division of youth service).

SECT. 3 revised, 1952, 605 § 6. (See 1952, 605 §§ 19–21.)

SECT. 4 revised, 1952, 605 § 7. (See 1952, 605 §§ 19–21.)

SECT. 4A added, 1952, 605 § 8 (establishing a division of youth service in the department of education). (See 1952, 605 §§ 15, 19–21.)

SECT. 6, paragraph (*e*) revised, 1949, 593 § 1.

SECT. 7 amended, 1952, 605 § 9. (See 1952, 605 §§ 15, 19–21.)

SECT. 8, fourth and fifth sentences revised, 1952, 605 § 10. (See 1952, 605 §§ 15, 19–21.)

SECT. 9 amended, 1952, 605 § 11. (See 1952, 605 §§ 15, 19–21.)

SECT. 10, subsection (*a*) amended, 1950, 545; section revised, 1952, 605 § 12. (See 1952, 605 §§ 15, 19–21.)

SECT. 10A repealed, 1949, 593 § 2.

SECT. 11 revised, 1952, 605 § 13; amended, 1955, 766 § 5; 1957, 532. (See 1952, 605 §§ 15, 19–21.)

SECT. 12 amended, 1949, 593 § 3; revised, 1952, 605 § 14. (See 1952, 605 §§ 15, 19–21.)

SECT. 13 amended, 1949, 593 § 4.

*See 1948, 310 §§ 30, 31.

SECT. 13A added, 1953, 619 § 1 (relative to payments by the commonwealth for damages to property caused by acts of certain inmates of institutions under management of the Youth Service Board). (See 1953, 619 § 2.)

SECT. 14 amended, 1954, 685 § 2.

SECT. 22 amended, 1956, 731 § 3.

Chapter 121. — Powers and Duties of the Department of Public Welfare, and the Massachusetts Hospital School.

SECT. 1 amended, 1966, 214 § 2.

SECT. 3 revised, 1952, 602 § 11.

SECT. 4A added, 1941, 630 § 3 (relative to information concerning recipients of old age assistance and aid to dependent children); revised, 1945, 240 § 2.

SECT. 5 repealed, 1966, 214 § 1.

SECT. 6 amended, 1941, 351 § 11; 1948, 310 § 25; 1956, 436 § 1; repealed, 1958, 613 § 4. (See 1948, 310 §§ 30, 31.)

SECT. 7 amended, 1941, 351 § 12; revised, 1941, 404; amended, 1948, 310 § 26; revised, 1952, 602 § 12; second sentence stricken out, 1958, 613 § 5; section repealed, 1966, 214 § 1. (See 1948, 310 §§ 30, 31.)

SECT. 8 repealed, 1960, 313 § 3.

SECT. 8A added, 1935, 311 § 2 (relative to funds received by the director of the division of aid and relief for the benefit of persons under the care and supervision of the department); revised, 1941, 523; amended, 1950, 162 § 4; revised, 1954, 126 § 4; 1961, 493 § 6.

SECT. 8B added, 1941, 618 (relative to the disposition of certain unclaimed moneys held by the division of child guardianship for the benefit of certain wards thereof).

SECT. 9 amended, 1941, 351 § 13; last two sentences stricken out, 1956, 715 § 5; section revised, 1958, 613 § 6; repealed, 1966, 214 § 1.

SECT. 9A added, 1934, 167 (relative to the interstate transportation of poor and indigent persons); sentence added at end, 1945, 458 § 3.

SECT. 10 repealed, 1958, 613 § 4.

SECT. 11 repealed, 1958, 613 § 4.

SECT. 12 amended, 1941, 351 § 14; repealed, 1958, 613 § 4.

SECT. 13 amended, 1941, 351 § 15; repealed, 1958, 613 § 4.

SECT. 14 repealed, 1966, 214 § 1.

SECT. 15 amended, 1941, 351 § 16; repealed, 1948, 310 § 27. (See 1948, 310 §§ 30, 31.)

SECT. 16 repealed, 1960, 313 § 3.

SECT. 20 repealed, 1966, 214 § 1.

SECT. 21 repealed, 1966, 214 § 1.

SECT. 22 repealed, 1966, 214 § 1.

SECT. 22A repealed, 1948, 618 § 2. (See 1948, 618 § 3.)

SECTS. 22B–22E added, under caption, 1960, 776 § 1 (establishing a division of urban and industrial renewal); repealed and caption preceding section 22B stricken out, 1964, 636 § 4. (See 1960, 776 § 12; 1964, 636 § 13.)

SECT. 23 (and caption) amended, 1933, 364 § 2; section amended, 1935, 449 § 2; revised, 1935, 475 § 3; amended, 1964, 636 § 5. (See 1933, 364 § 8.)

SECT. 24 amended, 1933, 364 § 3. (See 1933, 364 § 8.)

SECT. 24A added, 1935, 449 § 2A (authorizing the acceptance and use by the state board of housing of grants of federal funds).

SECT. 24B added, 1935, 485 § 1 (authorizing the state board of housing to take land by eminent domain in order to aid or co-operate with the United States with respect to federal housing projects).

SECT. 25 revised, 1933, 364 § 4. (See 1933, 364 § 8.)

SECT. 26 amended, 1933, 364 § 5; revised, 1935, 475 § 4; amended, 1936, 211 § 6; 1947, 340 § 6; two paragraphs added at end, 1954, 643 § 2; same paragraphs stricken out, 1955, 654 § 1. (See 1933, 364 § 8; 1936, 211 § 7; 1955, 654 § 5.)

SECTS. 26A–26H added, 1933, 364 § 6 (relative to the powers and duties of the state board of housing, and to limited dividend corporations under its control). (See 1933, 364 § 8.)

SECT. 26H revised, 1935, 449 § 3.

SECTS. 26A–26H repealed, 1945, 654 § 2.

SECTS. 26I–26BB added, under caption, 1935, 449 § 5 (relative to the establishment, powers and duties, and discontinuance, of local housing authorities).

Sects. 26I-26BB stricken out and new sections 26I-26II inserted, 1938, 484 § 1 (to relate the Massachusetts Housing Authority Law to the United States Housing Act of 1937). (See 1938, 484 § 2; 1941, 269 § 2; 1941, 317.)

Sects. 26I-26II stricken out and new sections 26I-26NN inserted, 1946, 574 § 1. (See 1946, 574 § 2.)

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

The following references are to sections 26I to 26NN, as so inserted:

SECT. 26I amended, 1948, 200 § 1; 1952, 617 § 1; 1953, 668 § 2; revised, 1955, 654 § 2; 1966, 707 § 1. (See 1955, 654 § 5.)

SECT. 26J amended, 1953, 668 § 3; 1955, 654 § 3; definition of "Housing authority" or "Authority" stricken out and definition of "Housing authority" inserted, 1952, 617 § 2; definition of "Division of urban and industrial renewal" or "division" inserted, 1960, 776 § 2; revised, 1964, 636 § 6; 1966, 138 § 1; definition of "Housing board" or "board" revised, 1948, 260 § 4; 1964, 636 § 6A; 1966, 138 § 2; definition of "Federal legislation" revised, 1953, 647 § 10; definition of "Low-rent housing" amended, 1953, 668 § 4; definition of "Low-rent housing project" revised, 1966, 705 § 1; definition of "Elderly persons of low income" inserted, 1953, 668 § 3; definition of "Blighted open area" inserted, 1953, 647 § 12; amended, 1957, 613 § 1; revised, 1960, 776 § 3; definition of "Community renewal project" inserted, 1966, 692 § 1; definition of "Sub-standard area" revised, 1960, 776 § 5; definition of "Decadent area" revised, 1953, 647 § 11; 1960, 776 § 4; definition of "Land assembly and redevelopment project" revised, 1953, 647 § 13, 1958, 198; 1962, 643 § 1; definition of "Land assembly and redevelopment plan" amended, 1953, 647 § 14; definition of "Mayor" inserted, 1951, 322; revised, 1954, 71 § 1; definitions of "Redevelopment authority" and "Relocation project" inserted, 1952, 617 § 3; definition of "Relocation payments" inserted, 1966, 619 § 1; definition of "Veterans" revised, 1948, 200 § 2; definitions of "Servicemen" and "Veterans" stricken out and definitions of "Serviceman" and "Veteran" inserted, 1949, 760 § 1; definition of "Veteran" revised, 1950,

624 § 1; 1951, 441 § 1; 1952, 616, § 1; 1955, 403 § 6. (See 1950, 624 § 2; 1951, 441 § 2; 1952, 616 § 2; 1955, 403 § 14, 654 § 5.)

SECT. 26K, first paragraph amended, 1954, 72 § 1; second paragraph amended, 1953, 647 § 15; 1953, 668 § 5; 1966, 704 § 1; paragraph added, 1954, 72 § 2.

SECT. 26L, sentence inserted after second sentence, 1954, 428 § 1; sentence inserted, 1955, 128 § 1; fourth sentence revised, 1949, 688; sentence added at end, 1961, 496 § 1. (See 1954, 428 §§ 3, 4; 1955, 128 § 3; 1961, 496 § 2.)

SECT. 26M, sentence added at end, 1954, 428 § 2; 1955, 128 § 2. (See 1954, 428 §§ 3, 4; 1955, 128 § 3.)

SECT. 26N, last sentence revised, 1966, 696.

SECT. 26O, first paragraph revised, 1960, 780; 1966, 705 § 2; second paragraph revised, 1961, 72.

SECT. 26P, paragraph (*b*) amended, 1952, 617 § 5; 1953, 647 § 16, 668 § 6; 1955, 640 § 2; paragraph added at end, 1961, 188 § 1; amended, 1962, 115, 764 § 1.

SECT. 26Q, last sentence revised, 1950, 105 § 2; paragraph added at end, 1961, 188 § 2; amended, 1962, 764 § 2.

SECT. 26S, second paragraph amended, 1958, 571; revised, 1962, 784; 1964, 636 § 7.

SECT. 26T, first paragraph revised, 1960, 491; two paragraphs inserted after first paragraph, 1965, 564.

SECT. 26U revised, 1955, 327.

SECT. 26V, paragraph added at end, 1957, 140.

SECT. 26AA, paragraph added, 1966, 705 § 3.

SECT. 26BB amended, 1953, 647 § 17.

SECT. 26CC revised, 1950, 486; amended, 1957, 106; revised, 1957, 613 § 2; second sentence revised, 1961, 12; first paragraph revised, 1966, 692 § 2; paragraph added, 1966, 619 § 2.

SECT. 26DD amended, 1953, 654 § 94.

SECT. 26FF, sentence inserted after first sentence, 1955, 685; first four sentences stricken out and three sentences inserted, 1959, 512; clause (*c*) revised, 1949, 760 § 2; clause (*d*) revised, 1954, 625; amended, 1957, 77; clause (*e*) amended, 1948, 51; 1950, 479 § 5; clause (*f*) revised, 1949, 760 § 3; sentence added, 1966, 705 § 4; clause (*g*) added, 1965, 740; paragraph added at end, 1950, 631; sentence added at end, 1951, 313; 1954, 629.

SECT. 26GG revised, 1949, 760 § 4.

SECT. 26HH, last sentence amended, 1961, 493 § 7; second sentence stricken out and four sentences inserted, 1963, 806 § 1. (See 1963, 806 § 2.)

SECT. 26JJ revised, 1953, 647 § 18; amended, 1957, 613 § 3.

SECT. 26KK, second paragraph revised, 1947, 486; amended, 1953, 409 § 8; section revised, 1953, 647 § 18; second paragraph amended, 1957, 613 § 4; section revised, 1960, 776 § 6.

SECT. 26MM amended, 1953, 647 § 19.

SECT. 26NN stricken out and sections 26NN–26QQ inserted, 1948, 200 § 3 (relative to state-aided projects).

SECT. 26NN, sentence inserted after first sentence, 1949, 742 § 1; last sentence of first paragraph revised, 1951, 456; amended, 1952, 550 § 4; revised, 1954, 507 § 1, 667 § 2; 1955, 641; 1963, 585 § 1; first paragraph amended, 1955, 489; 1966, 28; first sentence of third paragraph revised, 1954, 676; 1957, 537; last sentence of fourth paragraph revised, 1957, 372

§ 2; last sentence of fifth paragraph revised, 1952, 550 § 2; stricken out, 1966, 705 § 5; subdivision (*a*), first paragraph revised, 1949, 742 § 2; amended, 1954, 507 § 2, subdivision (*a*), second paragraph amended, 1952, 550 § 1; subdivision (*a*), third paragraph amended, 1949, 742 § 3; 1954, 507 § 3; 1963, 585 § 2, subdivision (*b*), first sentence revised, 1952, 550 § 3; subdivision (*b*), first paragraph, sentence added at end, 1949, 713; subdivision (*b*), second paragraph amended, 1949, 742 § 4; 1950, 753; 1957, 372 § 3; two paragraphs inserted after second paragraph, 1966, 705 § 6; subdivision (*d*) added, 1949, 682 § 1; subdivision (*e*) added, 1950, 386; revised, 1952, 550 § 5; subdivision (*f*) added, 1953, 508; subdivision (*g*) added, 1954, 116; subdivision (*h*) added, 1965, 899 § 1. (See 1949, 682 § 2; 1952, 550 §§ 6, 7; 1954, 507 § 4; 1957, 372 § 5.)

SECT. 26QQ and caption preceding it stricken out and new section and caption inserted, 1952, 617 § 4 (relative to creating redevelopment authorities); first two paragraphs revised, 1957, 150 § 1; paragraph inserted after second paragraph, 1958, 199; three paragraphs added at end, 1958, 299.

SECT. 26RR added, 1952, 617 § 6 (relative to contracts for state financial assistance for housing); first paragraph amended, 1958, 572 § 1; second paragraph amended, 1955, 640 § 3; third paragraph amended, 1953, 647 § 20; 1958, 572 § 2; paragraph (*b*) (2) revised, 1955, 640 § 4; paragraph (*b*) (3) amended, 1955, 640 § 5; paragraph added at end, 1955, 640 § 6.

SECT. 26SS added, 1952, 617 § 7 (providing a severability clause in case of a finding of invalidity or unconstitutionality of any part of this act); stricken out and sections 26SS–26WW inserted, under caption, 1953, 668 § 1 (to provide for the housing of elderly persons).

SECTS. 26SS–26VV revised, 1954, 667 § 1.

SECT. 26UU, subdivision (*f*) added, 1965, 899 § 2.

SECT. 26VV amended, 1956, 466; revised, 1957, 168; first sentence amended, 1957, 705 § 2; section revised, 1957, 767; 1958, 591; 1960, 542; 1961, 573; 1963, 551; 1966, 626, 732. (See 1957, 705 §§ 1, 3, 4.)

SECT. 26WW stricken out and sections 26WW–26CCC inserted, under captions, 1955, 654 § 4 (relative to urban renewal projects). (See 1955, 654 § 5.)

SECT. 26YY, second sentence revised, 1966, 704 § 2.

SECT. 26ZZ, second paragraph amended, 1957, 613 § 5; section revised, 1960, 776 § 7; paragraph added, 1966, 704 § 3.

SECTS. 26DDD–26FFF added, under caption, 1960, 776 § 8 (providing financial assistance for urban redevelopment and urban renewal projects). (See 1960, 776 § 10.)

SECT. 26DDD, sentence added, 1964, 636 § 8.

SECT. 26EEE, second paragraph, sentence inserted after first sentence, 1962, 643 § 1A.

SECT. 26FFF, clauses (*b*) and (*c*) stricken out and clauses (*b*), (*c*) and (*d*) inserted, 1962, 643 § 2. (See 1962, 643 § 4.)

SECTS. 26GGG and 26HHH added, under caption, 1960, 776 § 9 (providing financial assistance for non-federally aided commercial or industrial redevelopment projects).

SECT. 26HHH revised, 1962, 643 § 3.

SECTS. 26III and 26JJJ added, 1964, 721 (providing for the rehabilitation of dwelling accommodations).

SECTS. 26KKK, 26LLL and 26MMM added, 1966, 707 § 2 (providing a rental assistance program for families of low income.)

SECT. 27 repealed, 1933, 364 § 7.

SECTS. 28–37 repealed, 1954, 508 § 2. (See 1954, 508 §§ 3–5.)

SECT. 31 amended, 1948, 559.

SECT. 38 repealed, 1966, 214 § 1.

SECT. 39 amended, 1941, 351 § 17; repealed, 1958, 613 § 4.

SECT. 40 amended, 1941, 656 § 13; repealed, 1966, 214 § 1. (See 1941, 656 § 17.)

SECT. 41 revised, 1958, 179.

SECT. 42 amended, 1932, 180 § 22; 1941, 406; 1958, 613 § 7; 1964, 339 § 2; two sentences added at end, 1952, 303.

Chapter 121A. — Urban Redevelopment Corporations.

New chapter inserted, 1945, 654 § 1.

SECT. 1, definition of "Decadent area" amended, 1947, 15; section revised, 1953, 647 § 1; definition of "Project" amended, 1954, 73 § 1; paragraph added at end, 1954, 73 § 2; section revised, 1960, 652 § 1; definition of "Housing board" or "board" revised, 1964, 636 § 9. (See 1960, 652 §§ 12–15.)

SECT. 2 revised, 1953, 647 § 1; 1960, 652 § 2. (See 1960, 652 §§ 12–15.)

SECT. 3 revised, 1953, 647 § 1; first sentence revised, 1960, 652 § 3. (See 1960, 652 §§ 12–15.)

SECT. 5, first sentence amended, 1960, 652 § 4.

SECT. 6, first two paragraphs stricken out and four paragraphs inserted, 1953, 647 § 2; paragraph added at end, 1956, 640 § 1.

SECT. 6A added, 1960, 652 § 5.

SECT. 7, first two paragraphs revised, 1947, 487 § 1; first paragraph amended, 1956, 640 § 2; last paragraph amended, 1961, 493 § 8.

SECT. 7A added, 1946, 574 § 3 (relative to acquisition from housing authorities of sites for urban redevelopment); first sentence revised, 1955, 654 § 4A. (See 1955, 654 § 5.)

SECT. 8 revised, 1960, 652 § 6.

SECT. 9 revised, 1956, 640 § 3.

SECT. 10, two paragraphs added at end, 1953, 647 § 3; section revised, 1956, 640 § 4.

SECT. 12, paragraph added at end, 1947, 487 § 2.

SECT. 15, first paragraph revised, 1953, 647 § 4.

SECT. 16 stricken out and sections 16 and 16A inserted, 1953, 647 § 5.

SECT. 17 repealed, 1953, 647 § 6.

SECT. 18 amended, 1960, 652 § 7; paragraph (*a*) revised, 1953, 647 § 7; paragraph (*e*) revised, 1953, 647 § 8; amended, 1960, 652 § 8; paragraph (*f*) amended, 1960, 652 § 9; paragraph (*g*) amended, 1960, 652 § 10; paragraphs (*h*), (*i*) and (*j*) stricken out and paragraphs (*h*), (*i*), (*j*) and (*k*) inserted, 1960, 652 § 11. (See 1960, 652 §§ 12–15.)

SECT. 18A added, 1946, 129 (authorizing savings banks to invest in urban redevelopment projects).

SECT. 18B added, 1953, 647 § 9(relative to the forming of urban redevelopment corporations).

SECT. 18C added, 1965, 859 § 1 (authorizing individuals to undertake or acquire and carry on urban redevelopment projects under the laws ap-

plicable to urban redevelopment corporations); amended, 1966, 421 § 1; clause (*f*) amended, 1966, 421 § 2.

Chapter 122. — Tewksbury Hospital (former titles, Tewksbury State Hospital and Infirmary and State Infirmary).

Chapter stricken out and new chapter 122 inserted, 1958, 613 § 8. (See 1958, 613 §§ 9-14.)

For prior changes see Table of Changes contained in Acts and Resolves of 1956.

The following references are to chapter 122, as so inserted:

SECT. 14 revised, 1964, 545 § 1. (See 1964, 545 §§ 3, 4.)
SECT. 17 repealed, 1964, 545 § 2.
SECT. 18 repealed, 1964, 545 § 2.
SECT. 19 repealed, 1964, 545 § 2.
SECT. 20, seventh sentence stricken out, 1960, 539; section repealed, 1964, 545 § 2.

Chapter 123. — Commitment and Care of the Insane and Other Mental Defectives.

For legislation relative to the establishment of the Norfolk state hospital for the care of the criminal insane, see 1935, 421; 1939, 485; 1941, 194 §§ 20, 21, 722 §§ 12, 13.

SECT. 1, definition of "commissioner" and "department" revised, 1938, 486 § 7; "mentally ill" and "mentally deficient" defined, 1955, 637 § 1.
SECT. 2 revised, 1956, 715 § 7; amended, 1965, 200.
SECT. 3, first sentence stricken out and two sentences inserted, 1956, 715 § 8.
SECT. 3A amended, 1956, 715 § 9.
SECT. 4 revised, 1938, 486 § 8.
SECT. 5 revised, 1956, 602 § 13. (See 1956, 602 §§ 17–20.)
SECT. 6A added, 1957, 638 (authorizing the department of mental health to lease land at institutions under its control for the erection of chapels thereon).
SECT. 7, two sentences added at end, 1954, 598 § 1.
SECT. 8, second sentence stricken out, 1953, 612 § 9.
SECT. 8A added, 1935, 301 (providing for co-operation between the departments of mental diseases and public works relative to roads at state hospitals).
SECT. 10 amended, 1941, 490 § 25; 1955, 637 § 2; revised, 1966, 735 § 2.
SECT. 11, paragraph added at end, 1955, 637 § 3.
SECT. 13 revised, 1936, 286.
SECT. 13A, two sentences added at end, 1955, 637 § 4; section repealed, 1966, 735 § 3.
SECT. 13B added, 1957, 608 (providing for the establishment of community clinics for retarded children of pre-school age), revised, 1966, 501 § 1.
SECT. 15 amended, 1941, 656 § 14. (See 1941, 656 § 17.)
SECT. 16 revised, 1938, 486 § 9; amended, 1939, 500 § 1; 1947, 429 § 1; 1951, 497; 1954, 189; first sentence amended, 1966, 520; second sentence revised, 1954, 598 § 2. (See 1946, 324; 1947, 429 § 2.)
SECT. 16A amended, 1938, 486 § 10.

SECT. 19 repealed, 1935, 163.

SECT. 20 revised, 1955, 637 § 5; seventh paragraph amended, 1965, 146; paragraph added at end, 1963, 593.

SECT. 20A added, 1945, 311 (relative to commitment to the Veterans Administration or other agencies of the United States of certain war veterans for care and treatment).

SECT. 21 repealed, 1956, 589 § 1.

SECT. 22 revised, 1941, 351 § 40, 706; repealed, 1950, 441 § 2.

SECT. 22A amended, 1941, 194 § 7; revised, 1958, 635; two paragraphs added at end, 1963, 596.

SECT. 25 amended, 1935, 314 § 3, 421 § 4; 1950, 684 § 3; 1954, 469 § 4; 1956, 63 § 2; 1959, 215 § 3. (See 1935, 421 § 6; 1950, 684 §§ 11, 12; 1954, 469 § 5; 1956, 63 § 3; 1959, 215 §§ 11, 12.)

SECT. 26 repealed, 1938, 486 § 11.

SECT. 28 revised, 1938, 486 § 12; 1945, 638; 1954, 598 § 3, first sentence amended, 1964, 342 § 1; sentence inserted after second sentence, 1962, 564; revised, 1964, 342 § 2; sentence inserted after fifth sentence, 1957, 482 § 4. (See 1957, 482 §§ 5, 6.)

SECT. 29 revised, 1938, 486 § 13; clause (*f*) added, 1954, 598 § 5; repealed, 1966, 735 § 4.

SECT. 30 revised, 1938, 486 § 14.

SECT. 31 revised, 1938, 486 § 15.

SECT. 32 revised, 1933, 115; 1938, 486 § 16.

SECT. 35 revised, 1946, 33 § 1.

SECT. 36 revised, 1939, 500 § 12.

SECT. 37 revised, 1946, 33 § 2.

SECT. 39, sentence added at end, 1936, 291 § 1; section revised, 1950, 162 § 6; 1954, 126 § 6; sentence added, 1965, 677.

SECT. 39A amended, 1936, 291 § 2; first sentence amended, 1954, 455; 1965, 67.

SECT. 39B added, 1932, 204 (relative to the disposition of unclaimed belongings at certain state hospitals, known as "patients' valuables"); revised, 1936, 291 § 3.

SECT. 39C added, 1933, 256 (relative to the disposition of moneys represented by certain bank books belonging to former patients of certain state hospitals); revised, 1936, 291 § 4; 1960, 387 § 2.

SECT. 39D added, 1960, 475 (establishing a work program for certain patients at Monson State Hospital, and authorizing payment for work performed thereunder); revised, 1963, 394; first sentence revised, 1966, 663; fifth sentence amended, 1966, 663.

SECT. 39E added, 1965, 750 (providing for the sale of objects made by patients in certain state hospitals).

SECT. 40 amended, 1939, 500 § 13.

SECT. 42 revised, 1966, 735 § 5.

SECT. 43 repealed, 1939, 500 § 2.

SECT. 45 amended, 1938, 486 § 17; 1950, 684 § 4; first sentence amended, 1959, 215 § 4; two sentences inserted after first sentence, 1957, 594; sentence added at end, 1955, 637 § 6. (See 1938, 486 §§ 21, 22; 1950, 684 §§ 11, 12.)

SECT. 46 amended, 1938, 486 § 18; 1950, 684 § 5; 1959, 215 § 5. (See 1938, 486 §§ 21, 22; 1950, 684 §§ 11, 12.)

SECT. 47 revised, 1938, 486 § 19; 1945, 467. (See 1938, 486 §§ 21, 22.)

SECT. 48 repealed, 1952, 307.

SECT. 49 amended, 1945, 451; repealed, 1952, 307.

SECT. 50 revised, 1935, 314 § 4; amended, 1955, 637 § 7.

SECT. 51 amended, 1950, 684 § 6; revised, 1955, 637 § 8; first paragraph amended, 1959, 215 § 6; second paragraph revised, 1956, 589 § 2. (See 1950, 684 §§ 11, 12.)

SECT. 52 amended, 1932, 85; 1955, 637 § 9.

SECT. 53 revised, 1941, 645 § 1; amended, 1955, 637 § 10; revised, 1956, 589 § 3.

SECT. 54 amended, 1955, 637 § 11.

SECT. 55 amended, 1955, 637 § 12.

SECT. 56 repealed, 1939, 500 § 4.

SECTS. 57–61 repealed, 1955, 637 § 13.

SECT. 62 amended, 1941, 655 § 1; first sentence revised, 1956, 715 § 10.

SECT. 63 amended, 1956, 715 § 11.

SECT. 66, paragraph added at end, 1939, 500 § 6; first sentence amended, 1945, 24; 1950, 684 § 7; 1959, 215 § 7; sentence inserted after first sentence, 1954, 218. (See 1950, 684 §§ 11, 12.)

SECT. 66A amended, 1941, 194 § 8; revised, 1954, 685 § 3.

SECT. 67A added, 1950, 684 § 8 (relative to the disposition of certain inmates at Myles Standish state school); amended, 1959, 215 § 8.

SECT. 68 amended, 1956, 715 § 12.

SECT. 69, sentence added at end, 1945, 227.

SECT. 73 revised, 1947, 194.

SECT. 76A added, 1963, 575 (providing that needy patients at outpatient clinics of state hospitals be furnished necessary medicine and drugs free of charge).

SECT. 77, first sentence amended, 1935, 314 § 5; section revised, 1939, 500 § 5; 1955, 637 § 14; third and fourth sentences revised, 1956, 589 § 4.

SECT. 78, first sentence revised, 1935, 314 § 6.

SECT. 79, first sentence revised, 1935, 314 § 7; section revised, 1939, 500 § 7; amended, 1941, 216 § 1; revised, 1941, 645 § 2; sentence inserted after fifth sentence, 1956, 589 § 5.

SECT. 80 amended, 1939, 500 § 8; revised, 1956, 715 § 13; 1962, 632.

SECT. 82 amended, 1939, 500 § 9.

SECT. 84 revised, 1941, 481; amended, 1941, 490 § 26; revised, 1941, 722 § 10.

SECT. 86 amended, 1935, 314 § 8; revised, 1939, 500 § 10; 1955, 637 § 15.

SECT. 86A added, 1947, 517 (providing for the reception in certain state institutions under the department of mental health of certain mentally ill children); first paragraph revised, 1956, 589 § 6.

SECT. 87 amended, 1939, 500 § 11; revised, 1945, 454.

SECT. 88A revised, 1945, 25.

SECT. 89 revised, 1941, 216 § 3; amended, 1956, 715 § 14; last sentence revised, 1950, 571; 1954, 685 § 4.

SECT. 89A amended, 1941, 194 § 9.

SECT. 89B amended, 1938, 254 § 1; 1941, 194 § 10; 1950, 733.

SECT. 90, first sentence amended, 1932, 180 § 23.

SECT. 91 amended, 1950, 684 § 9; 1959, 215 § 9. (See 1950, 684 §§ 11, 12.)

SECT. 93 amended, 1950, 684 § 10; 1959, 215 § 10. (See 1950, 684 §§ 11, 12; 1959, 215 §§ 11, 12.)

SECT. 94A added, 1947, 681 (providing for the adjudication of restora-

tion of soundness of mind); third sentence stricken out and three sentences inserted, 1952, 535; section revised, 1959, 293.

SECT. 96 amended, 1941, 351 § 41; first paragraph revised, 1954, 598 § 4; amended, 1958, 613 § 8A; second paragraph amended, 1950, 485 § 2; third paragraph revised, 1941, 398.

SECT. 100 revised, 1956, 589 § 7.

SECT. 100A amended, 1941, 194 § 11; 1953, 319 § 17; sentence inserted after third sentence, 1957, 236. (See 1953, 319 §§ 39, 40.)

SECT. 102 revised, 1934, 15; first paragraph amended, 1941, 344 § 3; 1955, 770 § 5; paragraph added at end, 1938, 226; amended, 1947, 459; 1952, 396. (See 1955, 770 §§ 117, 123.)

SECT. 105 revised, 1936, 130; first paragraph amended, 1945, 50; last paragraph amended, 1939, 54; 1941, 216 § 2; 1961, 101 § 2; section revised, 1965, 80.

SECT. 110 amended, 1937, 136.

SECT. 113 amended, 1941, 194 § 12; revised, 1943, 185 § 1; amended, 1947, 684 § 1; first sentence amended, 1948, 310 § 28; section revised, 1952, 608 § 1; second paragraph amended, 1954, 404 § 2; last paragraph amended, 1954, 404 § 3; section revised, 1954, 685 § 1. (See 1948, 310 §§ 30–31; 1953, 645; 1954, 404 § 1.)

SECT. 114 revised, 1943, 185 § 2; 1948, 310 § 29; repealed, 1952, 608 § 2. (See 1948, 310 §§ 30–31.)

SECT. 115 revised, 1943, 185 § 3; 1946, 557 § 1; 1947, 684 § 2.

SECT. 116 revised, 1943, 185 § 4; repealed, 1952, 608 § 2.

SECT. 117 amended, 1941, 655 § 2; 1955, 770 § 6. (See 1955, 770 §§ 117, 123.)

SECT. 117A added, 1936, 32 (providing in certain cases for the return to penal institutions of prisoners removed therefrom to departments for defective delinquents); revised, 1943, 185 § 5.

SECT. 118 revised, 1938, 254 § 2; 1943, 185 § 6; amended, 1945, 150; revised, 1946, 557 § 2; 1947, 684 § 3.

SECT. 118A added, 1947, 684 § 3 (relative to the parole of defective delinquents); paragraph added at end, 1963, 110.

SECT. 119 revised, 1938, 254 § 3.

Chapter 123A. — Care, Treatment and Rehabilitation of Sexually Dangerous Persons (former title, Care, Treatment and Rehabilitation of Sexual Offenders and Victims of such Offenders).

New chapter inserted, 1947, 683.

Chapter stricken out and new chapter 123A (with new title) inserted, 1954, 686 § 1. (See 1954, 686 § 2; 1957, 772 § 7.)

Chapter stricken out and new chapter 123A (with new title) inserted, 1958, 646 § 1. (See 1958, 646 § 2.)

For prior changes see Table of Changes contained in Acts and Resolves of 1959.

The following references are to chapter 123A, as so inserted:

SECT. 2 revised, 1959, 615.

SECT. 9 amended, 1960, 347; second paragraph revised, 1966, 608.

Chapter 124. — Powers and Duties of the Department of Correction.

SECT. 1 amended, 1939, 451 § 38; 1941, 344 § 4; revised, 1955, 770 § 7; paragraph (*e*) revised, 1956, 731 § 4. (See 1955, 770 §§ 144–123; 1956, 731 §§ 29–33.)

SECT. 2 revised, 1955, 770 § 8. (See 1955, 770 §§ 114, 117, 118, 123.)

SECTS. 3 and 4 repealed, 1955, 770 § 122. (See 1955, 770 §§ 117, 123.)

SECT. 5 amended, 1941, 344 § 5; 1955, 770 § 9. (See 1955, 770 §§ 117, 123.)

SECT. 6 amended, 1936, 23 § 2; 1939, 451 § 39; 1955, 770 § 10. (See 1955, 770 §§ 117, 123.)

SECT. 7 amended, 1939, 451 § 40; repealed, 1954, 567 § 3. (See 1954, 567 § 10.)

SECT. 8 amended, 1935, 48 § 1; 1953, 319 § 18. (See 1935, 48 § 2; 1953, 319 §§ 39, 40.)

Chapter 125. — Correctional Institutions of the Commonwealth (former title, Penal and Reformatory Institutions of the Commonwealth).

Chapter stricken out and new chapter 125 (with new title) inserted, 1955, 770 § 11. (See 1955, 770 §§ 114–123.)

For prior changes see Table of Changes contained in Acts and Resolves of 1955.

The following references are to chapter 125, as so inserted:

SECT. 1 amended, 1956, 731 § 5. (See 1956, 731 §§ 29–33.)

SECT. 2, first sentence amended, 1956, 16 § 2; section revised, 1957, 777 § 1.

SECT. 4 revised, 1957, 50 § 1; 1966, 165 § 1. (See 1957, 50 § 2; 1966, 165 § 2.)

SECT. 5 revised, 1957, 777 § 2.

SECT. 7 amended, 1957, 777 § 3.

SECT. 9, second sentence revised, 1957, 494; two paragraphs inserted after first paragraph, 1960, 201; second paragraph revised, 1964, 348; third paragraph revised, 1961, 90.

SECT. 13 amended, 1957, 777 § 4.

SECT. 14 amended, 1957, 777 § 5.

SECT. 15 amended, 1957, 777 § 6.

SECT. 16, paragraph added at end, 1956, 715 § 15.

SECT. 19, paragraph inserted before first paragraph, 1956, 715 § 16.

Chapter 126. — Jails, Houses of Correction and Reformation, and County Industrial Farms.

SECT. 4, sentence added at end, 1957, 192.

SECT. 9A added, 1948, 469 (relative to the wearing of uniforms by certain officers and employees of county penal institutions).

SECT. 16 revised, 1937, 219 § 6.

SECT. 18A added, 1953, 355 (relative to indemnification by counties of certain officers sustaining expenses or damages by reason of wilful acts of inmates).

SECT. 24, last sentence revised, 1955, 770 § 12. (See 1955, 770 §§ 117, 118, 123.)

SECT. 37 amended, 1936, 228.

SECT. 38 revised, 1957, 28 § 1. (See 1957, 28 § 2.)

Chapter 127. — Officers and Inmates of Penal and Reformatory Institutions, Paroles and Pardons.

SECT. 1 revised, 1941, 490 § 27.

SECT. 2 amended, 1941, 344 § 10; revised, 1955, 770 § 13; amended, 1957, 777 § 7. (See 1955, 770 §§ 117, 118, 123.)

SECT. 3, sentence added at end, 1962, 569.

SECT. 4 amended, 1955, 770 § 14. (See 1955, 770 §§ 117, 118, 123.)

SECT. 6 amended, 1955, 770 § 15; revised, 1957, 777 § 8. (See 1955, 770 §§ 117, 118, 123.)

SECT. 10 amended, 1936, 23 § 3; 1941, 656 § 15; revised, 1955, 770 § 16. (See 1941, 656 § 17; 1955, 770 §§ 116–118, 123.)

SECT. 11 revised, 1941, 344 § 11; repealed, 1955, 770 § 122. (See 1955, 770 §§ 117, 123.)

SECT. 12 amended, 1941, 344 § 12; revised, 1955, 770 § 17. (See 1955, 770 §§ 116–118, 123.)

SECT. 14 amended, 1939, 200.

SECT. 15 repealed, 1955, 770 § 122. (See 1955, 770 §§ 117, 123.)

SECT. 16, last sentence stricken out, 1933, 77 § 1; section amended, 1941, 344 § 13; revised, 1948, 129 § 8; first sentence revised, 1955, 770 § 18; section revised, 1957, 777 § 9. (See 1955, 770 §§ 117, 123.)

SECT. 17 revised, 1933, 77 § 2; last sentence revised, 1955, 770 § 19. (See 1955, 770 §§ 117, 123.)

SECT. 18 amended, 1933, 77 § 3.

SECT. 20 revised, 1955, 770 § 20; amended, 1956, 731 § 6. (See 1955, 770 §§ 117, 123; 1956, 731 §§ 29–33.)

SECT. 21 revised, 1955, 770 § 21. (See 1955, 770 §§ 117, 123.)

SECT. 23 amended, 1941, 69.

SECT. 27 amended, 1955, 770 § 22. (See 1955, 770 §§ 117, 123.)

SECT. 28 revised, 1955, 770 § 23; amended, 1957, 777 § 10. (See 1955, 770 §§ 117, 123.)

SECT. 32 revised, 1955, 770 § 24; amended, 1957, 777 § 11.

SECT. 33 revised, 1955, 770 § 25; amended, 1957, 777 § 12. (See 1955, 770 §§ 117, 123.)

SECT. 34 repealed, 1955, 770 § 122. (See 1955, 770 §§ 117, 123.)

SECT. 35 amended, 1941, 344 § 14; repealed, 1955, 770 § 122. (See 1955, 770 §§ 117, 123.)

SECT. 36 revised, 1941, 237 § 1; first sentence revised, 1955, 770 § 26; section revised, 1957, 777 § 13; 1962, 142. (See 1955, 770 §§ 117, 123.)

SECT. 36A added, 1955, 770 § 27 (relative to the right of an inmate to confer with an attorney at law designated by him); amended, 1957, 777 § 14. (See 1955, 770 §§ 116, 117, 123.)

SECT. 37 revised, 1941, 237 § 2; 1955, 770 § 28; amended, 1957, 777 § 15. (See 1955, 770 §§ 117, 123.)

SECT. 38A added, 1953, 295 (penalizing prisoners in certain correctional institutions who hold persons as hostages).

SECT. 38B added, 1959, 445 § 1 (establishing a penalty for assault or assault and battery by certain prisoners on their custodians or guards); revised, 1966, 279.

SECT. 38C added, 1960, 807 (providing that the superintendent of a correctional institution notify the district attorney of each felony committed therein).

SECT. 39 amended, 1955, 357; revised, 1955, 770 § 29; amended, 1957, 777 § 16. (See 1955, 770 §§ 117, 123.)

SECT. 40 revised, 1955, 770 § 30; amended, 1957, 777 § 17. (See 1955, 770 §§ 117, 123.)

SECT. 41 revised, 1955, 770 § 31. (See 1955, 770 §§ 117, 123.)

SECTS. 42–47 repealed, 1955, 770 § 122. (See 1955, 770 §§ 117, 123.)

SECT. 48 revised, 1955, 770 § 32. (See 1955, 770 §§ 117, 123.)

SECT. 48A revised, 1946, 461 § 1; 1955, 770 § 33; amended, 1957, 777 § 18; second paragraph revised, 1960, 590. (See 1955, 770 §§ 117, 123.)

SECT. 49 revised, 1955, 770 § 34. (See 1955, 770 §§ 117, 123.)

SECT. 50 revised, 1941, 344 § 15; repealed, 1955, 770 § 122. (See 1955, 770 §§ 117, 123.)

SECT. 51 amended, 1941, 344 § 16; revised, 1955, 770 § 35; amended, 1957, 777 § 19. (See 1955, 770 §§ 117, 119, 123.)

SECT. 52 revised, 1955, 770 § 36. (See 1955, 770 §§ 117, 123.)

SECT. 54 amended, 1955, 770 § 37. (See 1955, 770 §§ 117, 119, 123.)

SECT. 59 repealed, 1955, 770 § 122. (See 1955, 770 §§ 117, 123.)

SECT. 61 revised, 1955, 770 § 38. (See 1955, 770 §§ 117, 123.)

SECTS. 62–65 repealed, 1955, 770 § 122. (See 1955, 770 §§ 117, 123.)

SECT. 66 revised, 1955, 770 § 39; amended, 1957, 777 § 20. (See 1955, 770 §§ 117, 123.)

SECT. 66A added, 1955, 770 § 40 (relative to the purchase of tools, implements and materials required for use in prison industries). (See 1955, 770 §§ 117, 123.)

SECT. 67 amended, 1955, 770 § 41; revised, 1957, 777 § 21. (See 1955, 770 §§ 117, 123.)

SECT. 67A added, 1932, 252 § 1 (regulating the sale of prison made goods). (See 1932, 252 § 2.)

SECT. 68 revised, 1955, 770 § 42. (See 1955, 770 §§ 117, 123.)

SECT. 69 amended, 1955, 770 § 43; revised, 1957, 777 § 22. (See 1955, 770 §§ 117, 123.)

SECT. 70 repealed, 1955, 770 § 122. (See 1955, 770 §§ 117, 123.)

SECT. 71 revised, 1941, 344 § 17; 1946, 461 § 2; first paragraph revised, 1955, 770 § 44; section revised, 1957, 777 § 23; first sentence revised, 1964, 180. (See 1955, 770 §§ 117, 119, 123.)

SECT. 72 amended, 1941, 344 § 18; revised, 1941, 436 § 1; first and third sentences revised, 1955, 770 § 45; section revised, 1957, 777 § 24. (See 1941, 436 § 2; 1955, 770 §§ 117, 123.)

SECT. 73 revised, 1955, 770 § 46; amended, 1957, 777 § 25. (See 1955, 770 §§ 117, 120, 123.)

SECTS. 74–77 repealed, 1955, 770 § 122. (See 1955, 770 §§ 117, 123.)

SECT. 78 and sections 79–82 (and heading preceding said section 79) repealed, 1941, 344 § 19.

SECTS. 83A–83D added, 1951, 755 (relative to the establishment of prison camps in state forests). (See 1955, 770 §§ 117, 120, 123.)

SECT. 83A revised, 1956, 667.

SECT. 83B amended, 1955, 770 § 47. (See 1955, 770 §§ 117, 123.)

SECT. 83D revised, 1961, 482.

SECT. 83E added, 1956, 731 § 7 (relative to the establishment of camps for certain prisoners prior to their release or parole); amended, 1957, 363.

SECT. 84 amended, 1941, 490 § 28.

SECT. 85, caption preceding section revised, 1956, 715 § 17; section revised, 1950, 727 § 1; amended, 1955, 770 § 48; revised, 1957, 777 § 26. (See 1955, 770 §§ 117, 123.)

SECT. 86 revised, 1950, 727 § 2; amended, 1955, 770 § 49. (See 1955, 770 §§ 117, 123.)

SECTS. 86A–86C added, 1956, 715 § 18 (relative to the employment of prisoners in day-work).

SECT. 86B amended, 1960, 399.

SECT. 86C revised, 1960, 312.

SECT. 87 amended, 1941, 344 § 20; revised, 1955, 770 § 50; amended, 1957, 777 § 27. (See 1955, 770 §§ 117, 123.)

SECT. 88 amended, 1955, 770 § 51; revised, 1957, 777 § 28. (See 1955, 770 §§ 117, 123.)

SECT. 89 revised, 1955, 770 § 52; amended, 1957, 777 § 29. (See 1955, 770 §§ 117, 123.)

SECT. 90 amended, 1955, 770 § 53. (See 1955, 770 §§ 117, 123.)

SECT. 90A revised, 1938, 65; 1951, 394; amended, 1952, 299.

SECT. 91 repealed, 1955, 770 § 122. (See 1955, 770 §§ 117, 123.)

SECT. 92 revised, 1955, 770 § 54. (See 1955, 770 §§ 117, 123.)

SECT. 93 revised, 1955, 770 § 55. (See 1955, 770 §§ 117, 123.)

SECT. 95 repealed, 1958, 588 § 1.

SECT. 96 amended, 1941, 351 § 42; repealed, 1958, 588 § 1; amended, 1958, 613 § 8B (effective date subsequent to effective date of 1958, 588 § 1 and therefore of no effect).

SECTS. 96A and 96B added, 1936, 383 (providing for the disposition of unclaimed money and property of former prisoners).

SECT. 96A amended, 1945, 290; revised, 1955, 770 § 56; amended, 1957, 777 § 30. (See 1955, 770 §§ 117, 123.)

SECT. 96B revised, 1955, 770 § 57; amended, 1957, 777 § 31. (See 1955, 770 §§ 117, 123.)

SECT. 97 revised, 1943, 113; 1955, 770 § 58; amended, 1956, 731 § 8; revised, 1958, 634. (See 1955, 770 §§ 117, 123.)

SECTS. 98–108 repealed, 1955, 770 § 122. (See 1955, 770 §§ 117, 123.)

SECT. 109 repealed, 1941, 344 § 21.

SECT. 109A repealed, 1955, 770 § 122. (See 1955, 770 §§ 117, 123.)

SECT. 109B added, 1935, 113 § 1 (relative to the transfer of certain prisoners from the Massachusetts Reformatory to the State Prison); repealed, 1955, 770 § 122. (See 1935, 113 § 2; 1955, 770 §§ 117, 123.)

SECTS. 110 and 111 repealed, 1955, 770 § 122. (See 1955, 770 §§ 117, 123.)

SECT. 111A added, 1933, 169 (relative to transfers of defective delinquents and drug addicts from one institution to another under the department of correction).

SECT. 113 revised, 1955, 770 § 59. (See 1955, 770 §§ 117, 123.)

SECT. 114 repealed, 1955, 770 § 122. (See 1955, 770 §§ 117, 123.)

SECT. 117 revised, 1941, 510 § 1; 1943, 120.

SECT. 118 revised, 1938, 456; amended, 1941, 351 § 43; revised, 1941, 510 § 2; amended, 1958, 613 § 8C.

SECT. 122 amended, 1955, 770 § 60. (See 1955, 770 §§ 117, 123.)

SECT. 123 amended, 1941, 510 § 3; second sentence revised, 1955, 770 § 61. (See 1955, 770 §§ 117, 123.)

SECT. 124 revised, 1955, 770 § 62. (See 1955, 770 §§ 117, 123.)

SECT. 125 amended, 1946, 148; revised, 1955, 770 § 63. (See 1955, 770 §§ 117, 123.)

SECT. 126 revised, 1955, 770 § 64. (See 1955, 770 §§ 117, 123.)

SECT. 127 amended, 1938, 71; 1941, 70, 690 § 5A; first sentence revised, 1965, 754; sentence added at end, 1945, 449 § 2; amended, 1953, 215 § 1; last two sentences stricken out, 1955, 770 § 65. (See 1941, 690 §§ 8–10; 1953, 215 § 2; 1955, 770 §§ 117, 123.)

SECT. 128 amended, 1939, 451 § 41; revised, 1941, 690 § 1; 1960, 765 § 3. (See 1941, 690 §§ 8–10.)

Sects. 129-139 stricken out and new sections 129-136A inserted, 1941, 690 § 2. (See 1941, 690 §§ 8-10.)

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

The following references are to sections 129-136A, as so inserted:

SECT. 129, third sentence amended, 1945, 49 § 1; section revised, 1946, 543 § 1; sentence added at end, 1947, 131 § 1; section revised, 1948, 450 § 1; third, fourth and fifth paragraphs revised, 1954, 567 § 4; section revised, 1955, 770 § 66; first paragraph amended, 1965, 884 § 1; last sentence of second paragraph revised, 1960, 524, 765 § 4; said sentence stricken out and two sentences inserted, 1961, 282; next to last sentence amended, 1965, 884 § 2; paragraph added at end, 1959, 445 § 2; revised, 1963, 535; amended, 1965, 884 § 3. (See 1945, 49 § 2; 1946, 543 § 6; 1947, 131 § 2; 1948, 450 § 3; 1954, 567 § 10; 1955, 770 §§ 117, 123; 1965, 884 § 4.)

SECT. 129A added, 1959, 224 (providing for a reduction in sentence for prisoners who donate blood for certain causes); revised, 1959, 382 § 1; sentence inserted after first sentence, 1960, 794; section revised, 1965, 317. (See 1959, 382 § 2.)

SECT. 129B added, 1960, 350 (providing for the reduction of sentences of prisoners in correctional institutions by the number of days such prisoners were confined while awaiting trial); revised, 1961, 74.

SECT. 129C added, 1963, 164 (providing a further deduction of sentence for good conduct while confined at a prison camp).

SECT. 130 revised, 1946, 543 § 2; 1948, 450 § 2; 1955, 770 § 67. (See 1946, 543 § 6; 1948, 450 § 3; 1955, 770 §§ 117, 123.)

SECT. 130A added, 1955, 770 § 68 (relative to the issuance of certificates of termination by the parole board). (See 1955, 770 §§ 117, 123.)

SECT. 131A added, 1965, 887 (requiring the parole board to notify state and local police of the effective date and the conditions of parole permits).

SECT. 132 revised, 1946, 543 § 3; last sentence revised, 1954, 567 § 5; repealed, 1955, 770 § 122. (See 1946, 543 § 6; 1954, 567 § 10; 1955, 770 §§ 117, 123.)

SECT. 133 amended, 1946, 254; revised, 1955, 770 § 69; 1965, 764 § 1; amended, 1966, 261. (See 1955, 770 §§ 117, 123; 1965, 764 § 2.)

SECTS. 133A and 133B added, 1955, 770 § 70 (relative to the parole of certain prisoners). (See 1955, 770 §§ 117, 123.)

SECT. 133A, first sentence revised, 1956, 731 § 9; section revised, 1965, 766 § 1. (See 1965, 766 § 3.)

SECT. 134 revised, 1946, 543 § 4; 1955, 770 § 71; 1960, 765 § 5; 1965, 769 § 2. (See 1946, 543 § 6; 1955, 770 §§ 117, 123.)

SECT. 135, last sentence revised, 1954, 567 § 6; section revised, 1960, 765 § 6. (See 1954, 567 § 10.)

SECT. 136 revised, 1946, 543 § 5; amended, 1955, 770 § 73. (See 1946, 543 § 6; 1955, 770 §§ 117, 123.)

SECT. 136A amended, 1951, 33; revised, 1956, 715 § 19.

SECT. 141 amended, 1941, 174 § 1; revised, 1947, 578; first sentence amended, 1956, 731 § 10; revised, 1960, 765 § 7.

SECT. 144 amended, 1950, 460.

SECT. 145 amended, 1953, 319 § 19. (See 1953, 319 §§ 39, 40.)

SECT. 146 revised, 1932, 221 § 1; two sentences inserted after third sentence, 1962, 400.

SECT. 147 stricken out, 1965, 772.

SECT. 149 amended, 1939, 451 § 51; revised, 1941, 174 § 2; amended, 1941, 690 § 3; revised, 1946, 424 § 1. (See 1941, 690 §§ 8–10; 1946, 424 § 2.)

SECT. 149A added, 1965, 765 (providing that parole officers may issue warrants for the temporary custody of parolees).

SECT. 151, last sentence amended, 1932, 180 § 25; section revised, 1956, 731 § 11; amended, 1958, 613 § 8D.

SECTS. 151A–151G added, under caption, 1937, 307 § 1 (providing for the entry of this commonwealth into compacts with any of the United States for mutual helpfulness in relation to persons convicted of crimes or offences who are on probation or parole). (See 1937, 307 § 2.)

SECT. 151F revised, 1957, 229 § 2.

SECT. 151G revised, 1957, 229 § 3.

SECTS. 151H and 151I added, 1956, 229 (authorizing contracts with other states for the joint return of parole and probation violators).

SECT. 151J added, 1957, 229 § 1 (authorizing the retaking and temporary detention of parolees under the out-of-state probationer and parolee supervision law); second sentence revised, 1961, 99.

SECT. 151K added, 1958, 363 (extending the power of the commonwealth further to enter into interstate compacts for the supervision of probationers and parolees).

SECT. 152 revised, 1939, 479; sentence inserted after second sentence, 1948, 310 § 21; second paragraph revised, 1951, 42; 1952, 256; paragraph inserted after third paragraph, 1951, 773; sentence added at end of fourth paragraph, 1941, 297; same sentence stricken out, 1945, 38 § 8; section revised, 1954, 567 § 7; 1961, 467 § 1. See 1945, 180. (See 1948, 310 §§ 30, 31; 1954, 567 § 10.)

SECT. 153. See 1945, 180.

SECT. 154 amended, 1939, 451 § 52; revised, 1941, 690 § 4; 1954, 567 § 8; 1961, 467 § 2. See 1945, 180. (See 1941, 690 §§ 8–10; 1954, 567 § 10.)

SECT. 154A added, 1935, 225 (requiring consideration by the advisory board of pardons of the cases of certain life prisoners on the question of extending clemency); amended, 1939, 451 § 53; 1955, 770 § 72; repealed, 1965, 766 § 2. (See 1955, 770 §§ 117, 123.)

SECT. 155 revised, 1954, 567 § 9. (See 1954, 567 § 10.)

SECT. 158 revised, 1941, 344 § 24; 1955, 770 § 74. (See 1955, 770 §§ 117, 123.)

SECT. 159 repealed, 1955, 770 § 122. (See 1955, 770 §§ 117, 123.)

SECT. 160 revised, 1941, 344 § 25; 1943, 433; last sentence stricken out, 1945, 512; section revised, 1955, 770 § 75. (See 1955, 770 §§ 117, 123.)

SECT. 162 revised, 1951, 467; 1955, 770 § 76; amended, 1957, 777 § 32. (See 1955, 770 §§ 117, 123.)

SECT. 162A added, 1961, 101 § 1 (requiring notification to the state fire marshal of the date of release or discharge of persons convicted of arson).

SECTS. 166–169 added, 1939, 484 (regulating the payment or receipt of money or other rewards or gratuities for the purpose of obtaining the granting of any pardon, parole, or commutation of or respite from sentence).

SECTS. 166 and 167 revised, 1941, 690 § 5. (See 1941, 690 §§ 8–10.)

Chapter 128. — Agriculture.

SECT. 1 amended, 1941, 490 § 29.

SECT. 1A added, 1952, 386 (defining "agriculture" and "farming"); revised, 1960, 181.

SECT. 2, paragraph (*a*) revised, 1941, 490 § 30; paragraph (*d*) revised, 1957, 428; paragraph (*f*) amended, 1937, 415 § 1; 1938, 230; 1956, 694; revised, 1962, 558: paragraph (*g*) added, 1933, 291 § 1; same paragraph repealed, 1941, 598 § 3; paragraph added, 1965, 619.

SECT. 6 amended, 1933, 291 § 2; 1941, 598 § 4.

SECT. 7 revised, 1961, 398.

SECT. 8A added, 1943, 495 (relative to the control or destruction of certain rodents by the commissioner of agriculture); amended, 1946, 366.

SECT. 10 amended, 1934, 340 § 10. (See 1934, 340 § 18.)

SECT. 13 amended, 1934, 340 § 11. (See 1934, 340 § 18.)

SECTS. 16–31A affected, 1939, 405.

SECT. 16, caption preceding section revised, 1941, 490 § 31; 1965, 678 § 2; section amended, 1941, 490 § 32; revised, 1965, 678 § 2.

SECT. 20A added, 1953, 91 (relative to the control of water chestnut).

SECT. 21 revised, 1948, 303 § 1.

SECT. 22 amended, 1941, 490 § 33; repealed, 1952, 480 § 2. (See 1952, 480 § 3.)

SECT. 23 amended, 1941, 490 § 34.

SECT. 24A added, 1939, 136 (providing for the control of the Dutch elm disease); repealed, 1949, 761 § 13.

SECT. 27 revised, 1938, 309; 1948, 303 § 2.

SECT. 31A revised, 1943, 144.

SECTS. 32–38 revised, 1951, 506.

SECTS. 36 and 37 stricken out and new section 36 inserted, 1966, 606.

SECT. 38A added, under caption, 1965, 678 § 3 (providing that the director of the division of fairs supervise the establishment and holding of fairs).

SECT. 39 repealed, 1933, 74 § 2.

SECT. 41 revised, 1957, 319 § 1. (See 1957, 319 § 2.)

SECT. 42 revised, 1932, 166; paragraph added at end, 1947, 180.

Chapter 128A. — Horse and Dog Racing Meetings.

New chapter inserted, 1934, 374 § 3.

SECT. 1, definition of "State or county fair" added at end, 1958, 208 § 1; revised, 1963, 805 § 1.

SECT. 2, subsection (5) amended, 1946, 575 § 1; revised, 1958, 229 § 1; second paragraph revised, 1950, 716; 1959, 295 § 1.

SECT. 3, first paragraph revised, 1935, 454 § 2; 1943, 269; 1958, 208 § 2; 1959, 295 § 2; 1963, 805 § 2; clause (*b*) revised, 1946, 575 § 2; 1958, 229 § 2; clause (*c*) amended, 1941, 382; clause (*d*) revised, 1946, 575 § 3; 1953, 663;

clause (*e*) revised, 1939, 505 § 1; 1958, 116; clause (*f*) amended, 1935, 454 § 3; clause (*h*) amended, 1935, 454 § 4; clause (*i*) revised, 1939, 505 § 2; clause (*j*) revised, 1946, 575 § 4; clause (*l*) revised, 1965, 209 § 1; clause (*n*) added, 1935, 239 (forbidding the licensed racing of horses and dogs under the pari-mutuel system of betting, on publicly owned premises); clause (*n*) added, 1935, 471 § 1 (forbidding the licensed racing of dogs under such system, in certain residential neighborhoods); designation of the clause added by 1935, 471 § 1 changed from (*n*) to (*o*), 1936, 405 § 3; clause (*p*) added, 1961, 1; clause (*q*) added, 1964, 686 § 1. (See 1935, 571 § 2; 1939, 505 § 3; 1958, 208 § 3; 1964, 686 § 2.)

SECT. 4, second paragraph amended, 1947, 567; revised, 1949, 521; last paragraph revised, 1939, 356.

SECT. 5, first paragraph revised, 1935, 454 § 1; paragraph inserted after first paragraph, 1946, 252; second paragraph, as appearing in 1934, 374 § 3, revised, 1936, 351; 1946, 575 § 5; second sentence of same paragraph amended, 1953, 311 § 1; third paragraph, as so appearing, revised, 1936, 351; 1939, 473; first sentence of same paragraph revised, 1946, 381 § 1, 575 § 7; 1949, 294 § 1; amended, 1953, 311 § 2; second sentence of same paragraph revised, 1946, 381 § 2; 1949, 294 § 3; third sentence of same paragraph amended, 1953, 311 § 3; fourth paragraph amended, 1965, 209 § 2; paragraph inserted after fourth paragraph, 1947, 390 § 1; last paragraph, as appearing in 1934, 374 § 3, amended, 1939, 497; paragraph added at end, 1946, 575 § 6; revised, 1949, 294 § 2. Temporarily affected, 1948, 220; 1949, 294 § 4; 1951, 178; 1953, 246 § 14, 499; 1955, 276; 1957, 280; 1959, 32; 1961, 137; 1963, 290; 1965, 292.

SECT. 5A added, 1946, 445 § 1 (relative to the disposition of money held for payment of unclaimed winnings upon wagers made at horse and dog racing meetings). (See 1946, 445 § 2.)

SECT. 9, last paragraph revised, 1935, 454 § 5.

SECT. 9A added, 1935, 454 § 6 (relative to rules, regulations and conditions to be prescribed by the state racing commission); revised, 1956, 454.

SECT. 10 revised, 1936, 268.

SECT. 10A added, 1960, 102 (prohibiting certain persons from entering, while a racing meeting is being conducted, the premises of a licensee).

SECT. 11A added, 1963, 835 (prohibiting interlocking directorates between fairs and commercial racing corporations).

SECT. 13 amended, 1935, 454 § 7.

SECT. 13A added, 1935, 454 § 8 (relative to the application of certain laws as to betting and certain local requirements as to race tracks and public amusements, in the case of racing meetings under this chapter); revised, 1939, 159; amended, 1941, 295; first paragraph amended, 1951, 777 § 2; paragraph added at end, 1948, 437. (See 1935, 471 § 2.)

SECT. 13B added, 1937, 322 (prohibiting and penalizing the use of drugs for the purpose of affecting the speed of horses at horse racing meetings); revised, 1958, 86.

SECT. 13C added, 1950, 111 (penalizing attempts to influence persons connected with horse or dog racing to affect the result of a race).

SECT. 14 revised, 1935, 279 § 2; 1936, 253 § 2; amended, 1938, 282; revised, 1947, 138 § 2; second paragraph amended, 1964, 559 § 1; paragraph added at end, 1964, 559 § 1. (See 1935, 279 § 3, 1936, 253 § 1.)

SECT. 14A added, 1935, 279 § 1 (providing for the resubmission to the voters of the several counties of the question of licensing dog races at

which the pari-mutuel system of betting shall be permitted); repealed, 1936, 253 § 1. (See 1935, 279 § 3; 1936, 253 § 1.)

SECT. 14B added, 1953, 389 (providing for the submission to the voters of Berkshire County of the question of licensing horse races at county fairs at which the pari-mutuel system of betting shall be permitted); first paragraph amended, 1964, 559 § 2; paragraph added at end, 1964, 559 § 2.

SECT. 14C added, 1955, 406 (providing for the submission to the voters of Hampshire County of the question of licensing horse races at county fairs at which the pari-mutuel system of betting shall be permitted); first paragraph amended, 1964, 559 § 3; paragraph added at end, 1964, 559 § 3.

SECT. 15 revised, 1936, 436 § 2; 1941, 729 § 12; amended, 1947, 390 § 2; revised, 1948, 319; 1955, 540 § 2; 1965, 525. (See 1936, 436 § 4; 1941, 729 § 15; 1955, 540 §§ 5–7.)

Chapter 128B. — Conservation of Soil and Soil Resources and Prevention and Control of Erosion.

New chapter inserted, 1945, 531.

SECT. 2, paragraph (2) revised, 1947, 73 § 1.

SECT. 3, first paragraph revised, 1955, 307 § 1; third paragraph, subdivision 1 revised, 1956, 513 § 1; subdivision 5 revised, 1949, 517; subdivision 9 added, 1956, 513 § 2. (See 1955, 307 § 2.)

SECT. 5 revised, 1947, 73 § 2; 1954, 244.

SECT. 7, subdivision 1 revised, 1956, 513 § 3; subdivisions 3 and 4 revised, 1956, 513 § 4; subdivision 6 revised, 1956, 513 § 5.

Chapter repealed, 1963, 664 § 4. (See 1963, 664 §§ 5–7.)

Chapter 129. — Livestock Disease Control (former title, Animal Industry).

Title changed, 1941, 490 § 35.

SECT. 1 revised, 1934, 340 § 12; paragraph (defining "Contagious disease") revised, 1966, 54; paragraph (defining "Domestic animals") added, 1935, 70. (See 1934, 340 § 18.)

SECT. 8A added, 1941, 375 (establishing a scale of fees for the inoculation of swine against hog cholera); repealed, 1966, 397.

SECT. 9 amended, 1943, 332 § 10.

SECT. 10 amended, 1934, 340 § 13. (See 1934, 340 § 18.)

SECT. 12A repealed, 1966, 398.

SECT. 13 repealed, 1966, 399.

SECT. 14A added, 1953, 19 § 1 (providing for co-operation with the federal government in the eradication of certain animal diseases). (See 1953, 19 § 2); section stricken out and sections 14A and 14B inserted, 1953, 655 § 2 (providing for the eradication of certain animal diseases). (See 1953, 655 § 1.)

SECT. 15 revised, 1941, 162; amended, 1962, 255; revised, 1963, 579 § 1.

SECT. 21 amended, 1963, 29.

SECT. 26A revised, 1938, 168; amended, 1941, 173; revised, 1966, 55.

SECT. 26B added, 1957, 337 (relative to the control of disease in the purchase, sale and transportation of live poultry and hatching eggs).

SECT. 29 amended, 1938, 308.

SECT. 32 amended, 1939, 451 § 54; first sentence amended, 1966, 52.

SECT. 33 amended, 1934, 272; 1946, 417; revised, 1952, 519.

SECT. 33B revised, 1934, 96; 1954, 647 § 1. (See 1954, 647 § 4.)

SECT. 33B stricken out and sections 33B–33D inserted, 1956, 527 § 1 (relative to the control and eradication of brucellosis in bovine animals). (See 1956, 527 § 5.)

SECT. 36A added, 1935, 426 (providing for the licensing of certain dealers in bovine animals); repealed, 1941, 607 § 2.

SECT. 36B added, 1938, 314 (providing for the vaccination of certain cattle to curtail the spread of Bang's disease, so called); revised, 1943, 56; 1952, 518; 1954, 647 § 2; 1956, 527 § 2; last two sentences revised, 1965, 72 § 1; 1966, 91 § 1. (See 1956, 527 § 5.)

SECT. 36C added, 1938, 386 (regulating the transportation of neat cattle); repealed, 1941, 607 § 2.

SECTS. 36D and 36E added, 1954, 647 § 3 (prohibiting the importation or transportation of certain cattle unless tested and vaccinated for brucellosis). (See 1954, 647 § 4; 1956, 527 §§ 5, 6.)

SECT. 36D revised, 1956, 527 § 3; amended, 1960, 371; revised, 1965, 72 § 2; amended, 1966, 91 § 2.

SECT. 36E revised, 1956, 527 § 3.

SECTS. 36F and 36G added, 1956, 527 § 4 (relative to the testing of cattle for brucellosis).

SECT. 36F revised, 1958, 449; 1965, 72 § 3; amended, 1966, 91 § 3.

SECT. 36H added, 1966, 94 (authorizing the director of livestock disease control to waive compliance of certain provision of law relative to brucellosis or Bang's disease in bovine animals).

SECT. 38 revised, 1934, 340 § 14. (See 1934, 340 § 18.)

SECTS. 39–43 added, 1941, 607 § 1 (to further regulate the dealing in and transportation of bovine animals and to prevent the spread of disease among such animals).

SECT. 40 revised, 1946, 416 § 1.

SECT. 42 revised, 1966, 53.

SECT. 43 revised, 1946, 416 § 2.

Chapter 129A. — Marine Fish and Fisheries, Inland Fish and Fisheries, Birds and Mammals, General Provisions.

New chapter inserted, 1933, 329 § 1.

SECT. 1, definition of "Warden" revised, 1937, 413 § 2; definitions of "Coastal Warden", "Deputy Coastal Warden" and "Supervisor", revised, 1939, 491 § 11. (See 1937, 413 §§ 3, 4; 1939, 491 § 12.)

SECT. 10, sentence added at end, 1941, 171.

Chapter 129A repealed in part, 1941, 598 § 7; entirely repealed, 1941, 599 § 1. (See 1941, 598 § 9, 599 § 7.)

Chapter 130. — Marine Fish and Fisheries (former title, Marine Fish and Fisheries, including Crustacea and Shellfish).

Chapter stricken out, and new chapter 130 (with new title) inserted, 1933, 329 § 2.

Chapter stricken out, and new chapter 130 (with new title) inserted, 1941, 598 § 1. (See 1941, 598 § 9.)

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

The following references are to chapter 130, as so inserted:

SECT. 1, definition of "Canned lobster meat or crab meat" inserted, 1956, 512; definitions of "Coastal warden", "Deputy" or "deputy coastal warden" stricken out, 1964, 524 § 5; definition of "Fish" amended, 1945,

98 § 1; definition of "Fish inspector" stricken out, 1964, 524 § 5; definition of "Shellfish" inserted, 1963, 131; last paragraph revised, 1945, 98 § 2.

SECT. 2, second paragraph revised, 1949, 566 § 1; amended, 1950, 628 § 1; revised, 1951, 360; last paragraph revised, 1945, 98 § 3; same paragraph stricken out and three paragraphs inserted, 1962, 715 § 6.

SECT. 2A added, 1962, 715 § 7 (establishing the marine fisheries fund).

SECT. 5 repealed, 1964, 524 § 6.

SECT. 6 repealed, 1964, 524 § 6.

SECT. 7 repealed, 1964, 524 § 6.

SECT. 8 repealed, 1964, 524 § 6.

SECT. 8A added, 1963, 383 § 1 (relative to the enforcement of certain marine fisheries laws by police officers); amended, 1964, 524 § 7.

SECT. 9 amended, 1964, 524 § 8.

SECT. 11 repealed, 1964, 524 § 6.

SECT. 13, first paragraph amended, 1964, 524 § 9; third paragraph revised, 1949, 566 § 2.

SECT. 15 repealed, 1963, 383 § 2.

SECT. 15A added, 1945, 281 (providing for reciprocal enforcement of laws relating to marine fisheries).

SECT. 17A added, 1962, 715 § 8 (relating to the management of marine fisheries).

SECT. 20, two paragraphs added at end, 1948, 430 § 1. (See 1948, 430 §§ 2, 3.)

SECT. 22 revised, 1952, 501 § 1.

SECT. 27A added, 1963, 426 (regulating the removal, filling and dredging of certain areas bordering on the coastal waters of the commonwealth); third sentence stricken out and two sentences inserted, 1965, 375.

SECT. 31 amended, 1945, 98 § 4; revised, 1960, 233.

SECT. 33 amended, 1945, 98 § 5.

SECT. 37, paragraph contained in lines 10 and 11 amended, 1943, 149; same paragraph revised, 1943, 533 § 1; 1948, 76 § 1; section revised, 1960, 152. (See 1943, 533 § 2.)

SECT. 37A added, 1958, 281 (relative to the taking of green crabs).

SECT. 38 revised, 1960, 642.

SECT. 39 amended, 1959, 150; 1964, 524 § 10.

SECT. 40 revised, 1951, 194; amended, 1954, 248.

SECT. 41 revised, 1963, 300 § 1; 1966, 610.

SECT. 42, last sentence amended, 1945, 242 § 15.

SECT. 43, second and third sentences revised, 1949, 566 § 3; last sentence amended, 1945, 242 § 16; section revised, 1959, 153.

SECT. 44 revised, 1950, 423 § 1, 628 § 2; 1951, 408 § 1; 1953, 156; amended, 1959, 151; revised, 1963, 300 § 2. (See 1951, 408 § 2.)

SECT. 45 revised, 1963, 300 § 3; repealed, 1964, 524 § 6.

SECT. 46 repealed, 1964, 524 § 6.

SECT. 47, third sentence revised, 1963, 300 § 4.

SECT. 55 amended, 1951, 281; 1952, 182.

SECT. 69 amended, 1945, 98 § 6; revised, 1959, 201.

SECT. 74, first paragraph amended, 1948, 463; sentence added at end, 1945, 99 § 1; section revised, 1954, 243 § 1; paragraph inserted after paragraph (5), 1960, 324. (See 1954, 243 § 2.)

SECT. 74A added, 1956, 288 § 1 (authorizing the department of public health immediately to designate shellfish areas as contaminated in the event of emergencies).

SECT. 75, second paragraph amended, 1956, 288 § 2; 1965, 124.
SECT. 76, paragraph inserted after third paragraph, 1948, 365; section revised, 1961, 506 § 1.
SECT. 77 revised, 1961, 506 § 2.
SECT. 78 repealed, 1961, 506 § 3.
SECT. 79 repealed, 1961, 506 § 3.
SECT. 80, first paragraph amended, 1961, 199 § 1; second paragraph amended, 1961, 199 § 2; third paragraph amended, 1945, 98 § 7; sixth and seventh paragraphs stricken out and paragraph inserted, 1964, 524 § 11.
SECT. 81, first sentence amended and sentence inserted after first sentence, 1955, 711; sentence added at end, 1945, 99 § 2; stricken out, 1961, 199 § 3; section revised, 1965, 70.
SECT. 82, sentence inserted after first sentence, 1964, 257 § 1; sentence added at end, 1945, 99 § 3; stricken out, 1961, 199 § 4.
SECT. 83 revised, 1965, 697.
SECT. 84, caption preceding said section stricken out, 1964, 524 § 5A; section repealed, 1964, 524 § 6.
SECT. 85 repealed, 1964, 524 § 6.
SECT. 86 repealed, 1964, 524 § 6.
SECT. 87 amended, 1954, 186; repealed, 1964, 524 § 6.
SECT. 88 repealed, 1964, 524 § 6.
SECT. 89 repealed, 1964, 524 § 6.
SECT. 90 repealed, 1964, 524 § 6.
SECT. 91 repealed, 1964, 524 § 6.
SECT. 92, first paragraph amended, 1961, 199 § 5.
SECT. 96 revised, 1954, 167.
SECT. 98 revised, 1965, 439.
SECT. 100 amended, 1945, 264 § 1.
SECTS. 100A and 100B added, 1945, 264 § 2 (making permanent the law protecting striped bass). For prior temporary legislation see 1941, 421.
SECT. 100B revised, 1947, 515.
SECT. 100C added, 1959, 206 (regulating the methods of taking shad).
SECT. 101 repealed, 1962, 222.
SECT. 101A added, 1965, 129 § 1 (providing protection for the gray seal).
SECT. 102 revised, 1964, 257 § 2.
SECT. 104 revised, 1962, 715 § 9.
SECT. 105 added, 1965, 768 § 1 (providing for the protection of the coastal wetlands of the commonwealth). (See 1965, 768 § 4.)

Chapter 131. — Powers and Duties of the Division of Fisheries and Game (former title, Games and Inland Fisheries).

Chapter stricken out, and new chapter 131 (with new title) inserted, 1941, 599 § 2. (See 1941, 599 §§ 5-7.)

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

The following references are to chapter 131, as so inserted:

SECT. 1, definition of "Birds" revised, 1941, 663 § 1; definition of "Coastal waters" inserted, 1954, 92; definitions of "Conservation officer" and "Deputy" stricken out, 1964, 524 § 14; definition of "Green pelt" inserted, 1948, 615 § 1; definition of "Loaded shotgun or rifle" inserted, 1945, 83; definition of "Mammals" revised, 1941, 663 § 2; definition of

"Trap" inserted, 1948, 615 § 2; revised, 1950, 136. (See 1941, 663 § 3.)

SECT. 3 amended, 1964, 524 § 15.

SECT. 3A added, 1945, 548 § 1 (establishing the inland fisheries and game fund). (See 1945, 548 § 3.)

SECT. 4 amended, 1964, 524 § 16.

SECT. 5 amended, 1947, 245 § 1; first paragraph amended, 1957, 688 § 1A; revised, 1959, 498; paragraph added at end, 1947, 245 § 2.

SECT. 6 revised, 1948, 302 § 1; first sentence amended, 1949, 545; fourth sentence stricken out, 1955, 209; next to last sentence revised, 1953, 218 § 1; amended, 1964, 524 § 17. (See 1953, 218 § 2.)

SECT. 7 revised, 1954, 457 § 1; first paragraph revised, 1957, 688 §1B; fourth paragraph amended, 1957, 688 § 1C. (See 1954, 457 § 2.)

SECT. 8, last paragraph of clause (1) revised, 1943, 265; amended, 1950, 233; section revised, 1951, 405 § 1; eighth paragraph of clause (1) revised, 1952, 454 § 1; sixth paragraph of clause (2) revised, 1952, 305 § 1; section revised, 1959, 333 § 1; last paragraph of clause (1) revised, 1959, 466; section revised, 1965, 801. (See 1951, 405 § 2; 1952, 454 § 2; 1959, 333 § 2.)

SECT. 8A added, 1949, 516 (authorizing the granting of fishing licenses to certain aliens); revised, 1955, 292.

SECT. 14, paragraph contained in lines 17–27 amended, 1961, 551; paragraph inserted after fifth paragraph, 1948, 400; same paragraph revised, 1951, 399; paragraph contained in lines 65–73 amended, 1943, 216 § 1; paragraph contained in lines 74–86 amended, 1943, 216 § 2.

SECT. 16 revised, 1947, 193; first sentence revised, 1954, 88; two sentences added at end, 1948, 302 § 2; next to last sentence revised, 1950, 259.

SECT. 16A added, 1955, 647 (relative to the revocation of hunting, fishing and trapping licenses); revised, 1959, 175.

SECT. 18, first two sentences stricken out and sentence inserted, 1964, 524 § 18.

SECT. 19 repealed, 1964, 524 § 19.

SECT. 20 repealed, 1964, 524 § 20.

SECT. 21 amended, 1964, 524 § 21.

SECT. 22 amended, 1964, 524 § 22.

SECT. 24 amended, 1964, 524 § 23.

SECT. 25 revised, 1951, 535; last sentence revised, 1962, 379.

SECT. 26, sentence added at end, 1948, 443.

SECT. 28 revised, 1952, 501 § 2.

SECT. 30 amended, 1964, 524 § 24.

SECT. 34 revised, 1945, 693 § 2.

SECT. 40A added, 1946, 79 (penalizing the use of artificial bait in ice fishing elsewhere than in the Connecticut river); repealed, 1953, 224.

SECT. 41, last sentence amended, 1957, 116; same sentence stricken out and two sentences inserted, 1965, 76.

SECT. 41A added, 1956, 420 (relative to permits for the netting of certain fish in the inland waters of the commonwealth).

SECT. 45, table amended, 1948, 109 § 1; revised, 1952, 378 § 1; next to last paragraph amended, 1948, 109 § 2; 1952, 378 § 2; section revised, 1953, 478 § 1. (See 1953, 478 § 2.)

SECT. 45A added, 1954, 99 (regulating the taking of trout in coastal waters).

SECT. 48 amended, 1948, 110; first sentence revised, 1948, 343; amended, 1957, 264.
SECT. 51, first paragraph revised, 1957, 688 § 2; 1960, 419.
SECT. 52, first sentence amended, 1957, 688 § 3; 1964, 524 § 25.
SECT. 53 amended, 1947, 172; revised, 1958, 440; 1962, 145.
SECT. 53A added, 1948, 249 (providing for a close season on all birds and mammals during certain periods); revised, 1950, 234; amended, 1959, 41; section repealed, 1960, 146.
SECT. 57 revised, 1953, 21; second paragraph amended, 1964, 192.
SECT. 59, third paragraph amended, 1957, 105.
SECT. 61A added, 1945, 232 (protecting the wood duck); repealed, 1951, 217.
SECT. 64 revised, 1953, 481 § 1. (See 1953, 481 § 2.)
SECT. 65 amended, 1951, 254; sentence added at end, 1952, 171; section revised, 1953, 481 § 1. (See 1953, 481 § 2.)
SECT. 68 amended, 1943, 90; revised, 1948, 615 § 3; 1949, 758 § 1; first sentence revised, 1951, 294 § 1; clause (*b*) revised, 1950, 107; 1951, 294 § 2; clause (*c*) revised, 1951, 294 § 3; clause (*k*) amended, 1951, 294 § 4; clause (*l*) amended, 1950, 138; section revised, 1953, 482 § 1; second paragraph amended, 1965, 129 § 2; paragraph added at end, 1960, 362. (See 1953, 482 § 2.)
SECT. 68A added, 1948, 615 § 4 (relative to the registration and identification of animal traps); revised, 1949, 758 § 2.
SECT. 70 amended, 1948, 615 § 5.
SECT. 72 repealed, 1949, 758 § 3.
SECT. 76 repealed, 1949, 758 § 3.
SECT. 78, first sentence amended, 1947, 275; first paragraph revised, 1949, 304.
SECT. 78 stricken out and sections 78–78F inserted, 1950, 438 (further regulating the taking and hunting of birds and mammals).
SECT. 79 revised, 1949, 282; amended, 1964, 524 § 26.
SECT. 80 revised, 1953, 480 § 1. (See 1953, 480 § 2.)
SECT. 80A added, 1953, 241 § 1 (requiring the tagging of deer taken). (See 1953, 241 § 2.)
SECT. 81 revised, 1952, 284.
SECT. 81A added, 1960, 425 (requiring persons hunting deer during the exclusive archery season to obtain a certain stamp therefor).
SECT. 82, sentence added at end, 1953, 115.
SECT. 83, paragraph added at end, 1949, 751; section revised, 1955, 509.
SECTS. 85A–85C added, 1951, 353 (relative to the use of firearms).
SECT. 85C amended, 1957, 40; 1960, 101; revised, 1962, 171.
SECT. 86 revised, 1956, 254 § 1.
SECT. 87 revised, 1963, 346.
SECT. 87A added, 1964, 390 (permitting the division of fisheries and game to issue permits for the trapping of certain birds).
SECT. 88 amended, 1964, 524 § 27; sentence added at end, 1959, 265 § 1; revised, 1961, 321 § 1, 399 § 1; 1963, 291 § 1.
SECT. 88A added, 1959, 265 § 2 (relative to the molesting, attacking or killing of deer by dogs in Berkshire County); revised, 1961, 321 § 2, 399 § 2; 1963, 291 § 2.
SECT. 89 amended, 1947, 363.
SECT. 92 revised, 1957, 320.
SECT. 97 repealed, 1945, 12.

SECT. 97A added, 1943, 463 (relative to the disposition by counties of revenue received from the federal government by reason of federal wildlife refuges situated therein); repealed, 1945, 12.

SECT. 98 revised, 1956, 254 § 2; 1963, 107; amended, 1964, 524 § 28.

SECT. 101 revised, 1943, 100.

SECT. 101A added, 1946, 334 (penalizing the use of certain firearms for hunting purposes).

SECT. 103, paragraph (2) amended, 1946, 333; tenth paragraph revised, 1951, 429.

SECT. 105 first paragraph amended, 1959, 243.

SECT. 105A added, 1950, 424 (relative to the breeding and raising of mink); last four sentences stricken out and five sentences inserted, 1965, 665, § 2.

SECT. 107, fifth paragraph amended, 1957, 350 § 1; next to last paragraph revised, 1948, 327; amended, 1957, 350 § 2; last paragraph revised, 1957, 350 § 3.

SECT. 109 revised, 1959, 244; 1961, 308.

SECT. 111, paragraph added at end, 1946, 412; section revised, 1947, 397; first sentence revised, 1952, 349.

SECT. 112, last sentence revised, 1950, 235; sentence added at end, 1955, 524 § 1.

SECT. 112A added, 1955, 524 § 2 (authorizing the director of the division of fisheries and game to issue permits to certain licensed organizations to shoot game birds at certain field trials without licenses).

SECT. 112B and 112C added, 1962, 620 (authorizing the director of the division of fisheries and game to issue permits for commercial shooting preserves).

SECT. 112B, first sentence amended, 1965, 466; sentence inserted after first sentence, 1963, 381.

SECT. 112D added, 1964, 527 (authorizing agents of the division of fisheries and game to remedy certain conditions caused by beavers).

SECT. 117A added, 1949, 507 (relative to the draining of certain ponds, reservoirs and other bodies of water).

SECT. 117B added, 1964, 145 (prohibiting the altering of any license or permit issued by the division of fisheries and game).

SECT. 117C added, 1965, 220 (relating to the protection of flood plains); amended, 1966, 276.

Chapter 132 — Forestry

For temporary legislation relative to suppression of the gypsy moth, see 1952, 622.

SECT. 1 amended, 1937, 415 § 2; 1941, 490 § 36; 1947, 344 § 26; 1948, 660 § 2. (See 1948, 660 § 26.)

SECT. 1A, added, 1948, 660 § 3 (relative to the duties of the chief moth superintendent); amended, 1949, 761 § 1.

SECT. 4 revised, 1948, 660 § 4; amended, 1949, 761 § 2.

SECT. 5 repealed, 1932, 180 § 27.

SECT. 6 revised, 1941, 455; amended, 1952, 363.

SECT. 8 revised, 1948, 660 § 5; 1949, 761 § 3; 1956, 657 § 2.

SECT. 9 revised, 1952, 308 § 1.

SECT. 11 revised, 1937, 415 § 3; 1948, 660 § 6; first sentence amended, 1949, 761 § 4; 1950, 422; 1955, 340; section revised, 1956, 657 § 3.

SECT. 11A added, 1952, 480 § 1 (relative to elimination of white pine

blister rust by department of conservation); revised, 1956, 657 § 4. (See 1952, 480 § 3.)

SECT. 12 amended, 1937, 415 § 4; revised, 1948, 660 § 7; 1956, 657 § 5.

SECT. 12A added, 1945, 401 (relative to suppression of gypsy moths, etc., on land of the commonwealth); revised, 1948, 660 § 8; 1949, 761 § 5; 1956, 657 § 6.

SECT. 13 revised, 1935, 87; amended, 1937, 415 § 5; revised, 1948, 660 § 9; last sentence stricken out and two sentences inserted, 1949, 761 § 6; last sentence revised, 1950, 694 § 1; section revised, 1956, 657 § 7.

SECT. 14 revised, 1937, 415 § 6; revised, 1948, 660 § 10; third paragraph revised, 1949, 761 § 7; amended, 1950, 694 § 2; revised, 1951, 488; sixth paragraph revised, 1949, 761 § 8; section revised, 1956, 657 § 8.

SECT. 15 revised, 1948, 660 § 11; 1956, 657 § 9.

SECT. 16 revised, 1948, 660 § 12; 1956, 657 § 10.

SECT. 17 amended, 1937, 415 § 6A; last sentence revised, 1946, 432 § 10; section revised, 1948, 660 § 13; 1956, 657 § 11.

SECT. 18 amended, 1937, 415 § 6B; revised, 1948, 660 § 14; repealed, 1956, 657 § 12.

SECT. 18A added, 1949, 174 (authorizing municipalities to form districts and pool expenditures for the suppression of certain insect pests); first paragraph revised, 1952, 489 § 1; section repealed, 1956, 657 § 12.

SECT. 18B added, 1949, 211 (authorizing counties to engage in the work of suppression of certain insect pests); revised, 1952, 489 § 2; repealed, 1956, 657 § 12.

SECT. 19 revised, 1948, 660 § 15; repealed, 1956, 657 § 12.

SECT. 20 repealed, 1956, 657 § 12.

SECT. 21 repealed, 1956, 657 § 12.

SECT. 22 amended, 1937, 415 § 7; revised, 1948, 660 § 16; repealed, 1956, 657 § 12.

SECT. 23 revised, 1948, 660 § 17; repealed, 1956, 657 § 12.

SECT. 24 revised, 1948, 660 § 18; repealed, 1956, 657 § 12.

SECT. 25 revised, 1937, 415 § 8; 1948, 660 § 19; amended, 1949, 761 § 9; revised, 1956, 657 § 13.

SECT. 26 amended, 1937, 415 § 9; revised, 1948, 660 § 20; sentence added at end, 1954, 118; section repealed, 1956, 657 § 14.

SECTS. 26A–26D added, 1949, 761 § 10 (relative to the eradication of the Dutch elm disease).

SECT. 26A revised, 1956, 657 § 15.

SECT. 26B repealed, 1956, 657 § 16.

SECT. 26C amended, 1950, 694 § 3; repealed, 1956, 657 § 16.

SECT. 26D revised, 1952, 489 § 3; 1956, 657 § 17.

SECTS. 26E–26G added, 1956, 657 § 18 (relative to the condemnation, removal and destruction of trees infected with Dutch elm disease).

SECT. 27 amended, 1937, 415 § 10; revised, 1948, 660 § 21; repealed, 1956, 657 § 19.

SECT. 28 amended, 1937, 415 § 11; revised, 1948, 660 § 22; repealed, 1956, 657 § 19.

SECT. 29 repealed, 1948, 660 § 23.

SECT. 30, last sentence revised, 1945, 514.

SECT. 33 amended, 1935, 373; 1936, 415 § 1.

SECT. 34, new paragraph added at end, 1935, 233.

SECT. 34A, first paragraph revised, 1950, 574; paragraph added at end, 1947, 366.

SECT. 35 amended, 1952, 308 § 2.
SECT. 36 revised, 1936, 415 § 2.
SECT. 36A added, 1945, 27 (relative to the acquisition by prescription or adverse possession of title to lands of the commonwealth under control of the department of conservation).
SECTS. 40–45 added, under caption "FOREST CUTTING PRACTICES", 1943, 539.
SECTS. 42, 43 and 44 revised, 1952, 427.
SECT. 46 added, 1957, 652 (requiring a license for the harvesting of timber or other forest products for hire or profit on land devoted to forest purposes).

Chapter 132A. — State Recreation Areas outside of the Metropolitan Parks District (former title, State Parks and Reservations outside of the Metropolitan Parks District).

Title changed, 1954, 419 § 1.

SECT. 1 amended, 1954, 419 § 2. (See 1954, 419 § 6.)
SECT. 2 amended, 1941, 490 § 37; 1954, 419 § 3. (See 1954, 419 § 6.)
SECTS. 2A–2D added, 1958, 656 § 1 (providing for the development of state parks, state forest recreation areas and state reservations by the department of natural resources).
SECT. 3, first sentence revised, 1955, 672; 1958, 656 § 2; sentence inserted after second sentence, 1964, 365.
SECT. 3A added, 1958, 656 § 3 (relative to the taking of certain lands by the department of natural resources).
SECT. 4 amended, 1954, 419 § 4; 1958, 640 § 10. (See 1954, 419 § 6.)
SECT. 5 amended, 1946, 432 § 11.
SECT. 7 revised, 1941, 722 § 11.
SECT. 9 amended, 1933, 75 § 4.
SECT. 10 added, 1954, 419 § 5 (establishing the State Recreation Areas Fund). (See 1954, 419 § 6.)
SECT. 11 added, 1960, 517 (establishing a conservation program for cities and towns); third sentence stricken out and two sentences inserted, 1966, 179.

Chapter 135. — Unclaimed and Abandoned Property.

SECT. 1 revised, 1947, 441 § 1.
SECTS. 2–4 repealed, 1947, 441 § 2.
SECT. 8 amended, 1938, 98 § 1.
SECT. 9 amended, 1938, 98 § 3.
SECT. 11 amended, 1938, 98 § 2.

Chapter 136. — Observance of a Common Day of Rest and Legal Holidays (former title, Observance of the Lord's Day and Legal Holidays).

Title changed, 1960, 812 § 2; 1962, 616 § 2.

Chapter stricken out and new chapter 136 inserted, 1962, 616 § 2.

For prior changes see Table of Changes contained in Acts and Resolves of 1963.

The following references are to chapter 136, as so inserted:

SECT. 4, paragraph (1) amended, 1964, 97; paragraph (7) amended, 1964, 456.

SECT. 6, clause (6) amended, 1964, 9; clause (8) and paragraph following said clause stricken out and new clause (8) inserted, 1964, 216; clause (25) revised, 1963, 230; clause (34) amended, 1965, 488; clause (37) revised, 1965, 243; clause (44) added, 1965, 370.

SECT. 7, first paragraph revised, 1964, 384 § 1.

SECT. 14, first paragraph revised, 1963, 265; 1964, 293.

SECT. 15 amended, 1964, 384 § 2.

Chapter 138. — Alcoholic Liquors (Old Title, Intoxicating Liquors and Certain Non-Intoxicating Beverages).

Chapter stricken out, and new chapter 138 inserted, 1933, 376 § 2.

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

The following references are to chapter 138, as so inserted:

SECT. 1, new paragraph (definition of "Alcohol") added, 1935, 440 § 1; definition of "Restaurant" amended, 1936, 368 § 1; eighth paragraph (definition of "Club") revised, 1934, 385 § 1; definition of "Tavern" amended, 1934, 121 § 1; 1935, 253 § 1; definition of "Wines" revised, 1941, 637 § 1. (See 1941, 637 § 3.)

SECT. 2 revised, 1934, 305, 372 § 4; 1935, 440 § 2; first sentence revised, 1939, 470 § 1; 1943, 542 § 1.

SECT. 3 amended, 1935, 440 § 3.

SECT. 4 amended, 1934, 385 § 2; 1958, 80.

SECT. 7 amended, 1935, 440 § 4.

SECT. 10 amended, 1935, 440 § 5.

SECT. 10A revised, 1943, 542 § 2; sentence added, 1965, 401.

SECT. 10B added, 1934, 370 § 11 (authorizing the alcoholic beverages control commission to remove a member of a local licensing board under certain conditions).

SECT. 11 revised, 1936, 207 § 1; 1947, 138 § 3; 1966, 511. (See 1935, 281.)

SECT. 11A (first paragraph amended, 1934, 142 § 1; paragraph inserted, 1934, 142 § 2; paragraph added at end, 1934, 142 § 3; section revised, 1934, 211 § 1; last paragraph stricken out, 1935, 440 § 6; section revised, 1951, 208. (See 1934, 142 § 4, 211 § 2.)

SECT. 12, first paragraph amended, 1934, 121 § 2; last sentence of first paragraph revised, 1934, 370 § 1; second paragraph amended, 1934, 121 § 2; sentence contained in lines 42–53 revised, 1934, 370 § 2; section revised, 1934, 385 § 3; first paragraph amended, 1935, 253 § 2; revised, 1935, 440 § 7; new paragraph inserted after first paragraph, 1935, 253 § 3; proviso contained in lines 46–48 stricken out, 1935, 253 § 4; third paragraph revised, 1935, 440 § 8; next to last paragraph stricken out, 1935, 440 § 9; section revised, 1935, 468 § 1; first paragraph amended, 1936, 207 § 2; second sentence of first paragraph amended, 1949, 391; last sentence of first paragraph revised, 1937, 331; 1943, 542 § 3; second paragraph revised, 1936, 368 § 2; amended, 1943, 542 § 4; 1963, 176; paragraph inserted after third paragraph, 1948, 649; fourth paragraph, as appearing in 1935, 468 § 1, amended, 1959, 480; seventh paragraph amended, 1955, 336; revised, 1965, 505; 1966, 275; paragraph added at end, 1937, 264. (See 1943, 542 § 20.)

SECT. 12A added, 1950, 372 (relative to the renewal of licenses to sell liquor in restaurants).

SECT. 13, last two sentences stricken out, 1934, 385 § 4; section revised, 1935, 440 § 10.

SECT. 14 amended, 1934, 370 § 3; paragraph added at end, 1935, 440 § 11.

SECT. 15, first paragraph amended, 1934, 385 § 5; revised, 1935, 440 § 12; last paragraph revised, 1934, 370 § 4; last sentence revised, 1936, 225 § 1; second paragraph revised, 1938, 353.

SECT. 15A added, 1934, 370 § 5 (relative to the publication of applications for original licenses); revised, 1935, 440 § 13; 1939, 414; amended, 1943, 542 § 5; first paragraph, fifth sentence revised, 1965, 400.

SECT. 16 revised, 1936, 368 § 3.

SECT. 16A revised, 1934, 385 § 6; 1937, 424 § 1.

SECT. 16B revised, 1935, 440 § 14; paragraph added at end, 1937, 291; section revised, 1937, 424 § 2; second paragraph revised, 1939, 92; section amended, 1943, 542 § 6; last paragraph revised, 1964, 417.

SECT. 16C added, 1954, 569 § 1 (limiting licenses for the sale of alcoholic beverages near schools and churches); first paragraph revised, 1965, 629 § 1. (See 1954, 569 §§ 2, 3; 1965, 629 § 2.)

SECT. 16D added, 1962, 478 § 1 (prohibiting the granting of licenses for the sale of alcoholic beverages in bowling alleys). (See 1962, 478 § 2.)

SECT. 17, second proviso of first paragraph amended, 1934, 385 § 7; first paragraph amended, 1935, 81; last paragraph revised, 1934, 83; section revised, 1935, 440 § 15; first paragraph amended, 1936, 136, 245; 1937, 14 § 1; second paragraph revised, 1936, 199; paragraph added after the second paragraph, 1936, 368 § 4; section revised, 1937, 424 § 3; paragraph in lines 77–105 amended, 1946, 305; 1965, 570; 1953, 310; paragraph in lines 106–118 revised, 1939, 263; paragraph in lines 119–122 revised, 1941, 522; same paragraph amended, 1945, 666; revised, 1950, 222; 1951, 145; paragraph added at end, 1952, 197 § 1; 1960, 691. (See 1937, 14 § 2; 1952, 197 § 2.)

SECT. 18, first paragraph revised, 1935, 440 § 16; first sentence revised, 1943, 542 § 7; fifth sentence revised, 1966, 571; two paragraphs added, 1934, 385 § 8; paragraph added at end, 1943, 542 § 8.

SECT. 18A added, under caption "SELLING AGENTS OF FOREIGN IMPORTERS AND MANUFACTURERS", 1934, 312; first paragraph revised, 1935, 440 § 17.

SECT. 18B added, 1943, 542 § 9 (relative to the issuance of certificates of compliance to persons licensed outside the commonwealth to export and sell alcoholic beverages to licensees under this chapter).

SECT. 19, first paragraph revised, 1935, 440 § 18; second paragraph amended, 1934, 385 § 9; last paragraph amended, 1934, 385 § 10; 1935, 440 § 19; paragraph added at end, 1936, 368 § 5.

SECT. 19A added, 1934, 385 § 11 (relative to the licensing of salesmen for manufacturers and for wholesalers and importers); revised, 1935, 440 § 20.

SECT. 20 revised, 1934, 385 § 12; first paragraph amended, 1936, 368 § 6; paragraph inserted, 1936, 368 § 7; section revised, 1943, 542 § 10.

SECT. 20A added, 1937, 424 § 4 (relative to granting permits to public warehousemen to store and warehouse alcoholic beverages); amended, 1953, 654 § 95.

SECT. 21 revised, 1934, 385 § 13; first paragraph amended, 1935, 440 § 21; first six paragraphs revised, 1936, 411 § 1; 1939, 367 § 1; first paragraph (as appearing in 1939, 367 § 1) amended, 1943, 542 § 11; third paragraph (as so appearing) stricken out and two new paragraphs inserted,

1941, 637 § 2; sixth paragraph (as so appearing) revised, 1943, 36; first seven paragraphs stricken out and eight paragraphs inserted, 1947, 625 § 1; next to the last paragraph (as appearing in 1934, 385 § 13) amended, 1936, 368 § 8; last paragraph (as so appearing) revised, 1939, 451 § 55; paragraph added at end, 1939, 394; same paragraph stricken out and two paragraphs inserted, 1947, 524; section amended, 1953, 654 § 96; revised, 1954, 402; first paragraph, first sentence revised, 1966, 14 § 26, 698 § 1; second sentence amended, 1955, 421 § 1; three sentences in lines 59–73 revised, 1957, 374 § 1; sentence in lines 84–89 revised, 1966, 585; paragraph in lines 96–101 revised, 1957, 374 § 2; next to last paragraph amended, 1961, 259; sentence added at end, 1955, 421 § 2. [For temporary additional excise, 1939, 434; 1941, 339; 1943, 423; 1945, 546; 1949, 674; 1951, 386 § 7; 1955, 495 § 1; 1957, 456 § 12; 1959, 31 § 11. Additional excise, 1945, 731 § 11; 1953, 246 § 11.] (See 1936, 411 § 2; 1939, 367 § 2; 1941, 637 § 3; 1947, 625 §§ 3, 4; 1966, 14 § 27, 698 § 87.)

SECT. 22 revised, 1934, 385 § 14; 1935, 440 § 22; third paragraph revised, 1956, 105; fourth and fifth paragraphs stricken out and new paragraph inserted, 1937, 418.

SECT. 22A added, 1934, 385 § 15 (providing for the granting by the alcoholic beverages control commission in certain cases of permits to sell alcoholic beverages); sentence added at end, 1955, 322.

SECT. 23, sentence added at end of fourth paragraph, 1934, 370 § 6; last paragraph amended, 1934, 245; section revised, 1934, 385 § 16; fifth paragraph amended, 1935, 253 § 5; last four paragraphs stricken out, and five new paragraphs inserted, 1935, 440 § 23; second of the paragraphs so inserted revised, 1941, 578; fourth paragraph revised, 1938, 238; sentence added at end of next to last paragraph, 1939, 470 § 2; section revised, 1943, 542 § 12; first paragraph amended, 1965, 399; paragraph added at end, 1955, 652.

SECT. 23A added, 1945, 215 (authorizing the alcoholic beverages control commission to take action to eliminate unfair competition and other trade abuses in the sale of alcoholic beverages); revised, 1950, 780.

SECT. 23B added, 1955, 382 (permitting holders of alcoholic beverages licenses to retain said licenses when the licensed premises have been taken by public necessity); amended, 1958, 514.

SECT. 24, first sentence amended, 1934, 232; section revised, 1943, 542 § 13; first sentence revised, 1952, 426.

SECTS. 25A and 25B added, 1946, 304 (prohibiting discrimination between licensees authorized to sell alcoholic beverages by eliminating the practice of granting special inducements to favored licensees).

SECT. 25B, paragraph (*e*) revised, 1950, 261.

SECT. 25C added, 1952, 385, section number corrected, 567 § 1 (relative to the elimination of certain trade abuses); paragraph (*c*) revised, 1965, 428; paragraph (*d*), second paragraph revised, 1963, 258. (See 1952, 567 § 2.)

SECT. 25D added, 1966, 706 (eliminating price discrimination against Massachusetts consumers of alcoholic beverages).

SECT. 26, first paragraph amended, 1935, 440 § 24.

SECT. 27 revised, 1934, 301 § 1; amended, 1934, 385 § 23; revised, 1935, 442; amended, 1936, 436 § 3; revised, 1936, 438; 1941, 729 § 13; 1947, 625 § 2; first sentence revised, 1955, 540 § 3. (See 1936, 436 § 4; 1941, 729 § 15; 1947, 625 § 4; 1955, 540 §§ 5, 6, 7.)

SECT. 28 amended, 1934, 112.

SECT. 29 revised, 1935, 440 § 25; second paragraph amended, 1956, 283 § 1. (See 1956, 283 § 2.)

SECT. 30 amended, 1935, 83 § 1; 1943, 542 § 14; revised, 1963, 449 § 1. (See 1935, 83 § 2; 1963, 449 § 2.)

SECT. 30A revised, 1934, 370 § 7; 1935, 440 § 26.

SECT. 30B amended, 1935, 440 § 27; paragraph added at end, 1936, 368 § 9.

SECT. 30D amended, 1935, 440 § 28.

SECT. 30E, first paragraph amended, 1935, 440 § 29.

SECT. 30F revised, 1935, 440 § 30.

SECT. 30G amended, 1935, 440 § 31.

SECT. 30H added, 1935, 440 § 32 (possession or transportation of alcoholic beverages or alcohol under certain circumstances deemed prima facie evidence of violation of law).

SECT. 31 amended, 1935, 440 § 33; revised, 1936, 368 § 10; repealed, 1962, 333.

SECT. 32 amended, 1934, 370 § 8.

SECT. 33 revised, 1934, 370 § 9; amended, 1935, 468 § 2; last sentence revised, 1936, 225 § 2; section amended, 1937, 268; 1941, 356; revised, 1962, 436.

SECT. 34 amended, 1935, 440 § 34; revised, 1936, 171; 1937, 424 § 5; amended, 1943, 542 § 15; 1962, 354.

SECT. 34A added, 1935, 146 (relative to procuring by false representation sales or delivery of alcoholic beverages to minors); revised, 1935, 440 § 35.

SECT. 34B added, 1964, 735 (providing for the issuance of liquor purchase identification cards to persons twenty-one years of age or over who apply therefor).

SECT. 34C added, 1966, 317 § 2 (prohibiting the transportation of alcoholic beverages by minors).

SECT. 36 amended, 1934, 385 § 17.

SECT. 37 revised, 1934, 385 § 18.

SECT. 38 amended, 1941, 199.

SECT. 40 amended, 1959, 313 § 1.

SECTS. 42–55 affected, 1935, 440 § 36.

SECT. 42, first paragraph amended, 1959, 313 § 2; paragraph added at end, 1935, 440 § 36.

SECT. 46 amended, 1934, 370 § 10; 1935, 440 § 37.

SECT. 47 amended, 1959, 313 § 3.

SECT. 50 amended, 1959, 313 § 4.

SECT. 51 amended, 1959, 313 § 5.

SECT. 52 amended, 1959, 313 § 6.

SECT. 53 amended, 1959, 313 § 7.

SECT. 54 amended, 1959, 313 § 8.

SECT. 56 revised, 1935, 440 § 38; 1936, 368 § 11.

SECT. 57 revised, 1936, 368 § 12.

SECT. 62 amended, 1935, 440 § 39.

SECT. 63, first sentence revised, 1934, 385 § 19; section revised, 1935, 440 § 40; 1936, 368 § 13.

SECT. 63A revised, 1935, 440 § 41; 1943, 542 § 16.

SECT. 64 revised, 1934, 385 § 20; sentence inserted after first sentence, 1964, 64.

SECT. 65 revised, 1943, 542 § 17.
SECT. 67 amended, 1934, 385 § 21; revised, 1935, 440 § 42; amended, 1938, 400; first paragraph amended, 1943, 542 § 18; section revised, 1953, 672, second paragraph revised, 1964, 73; fourth paragraph revised, 1962, 500; last two paragraphs stricken out and three paragraphs inserted, 1954, 574; paragraph inserted after fifth paragraph, 1955, 461.
SECT. 70 revised, 1934, 301 § 2; 1945, 598.
SECT. 71 amended, 1953, 654 § 97.
SECTS. 72–75 repealed, 1934, 372 § 1.
SECT. 76 revised, 1934, 372 § 2; next to last sentence revised, 1934, 385 § 22; section revised, 1935, 440 § 43.
SECT. 77 revised, 1943, 542 § 19.

Chapter 139. — Common Nuisances.

SECT. 1 revised, 1966, 195.
SECT. 2, sentence added at end, 1945, 697 § 5.
SECT. 14, caption amended, 1934, 328 § 9; section amended, 1934, 328 § 10.
SECT. 16 amended, 1934, 328 § 11.
SECT. 16A amended, 1934, 328 § 12.
SECT. 17 repealed, 1934, 328 § 13.
SECT. 19 amended, 1934, 328 § 14.
SECT. 20 amended, 1934, 328 § 15; 1948, 132.

Chapter 140. — Licenses.

SECT. 4 amended, 1934, 171 § 1. (See 1959, 250.)
SECT. 6 amended, 1937, 424 § 6; revised, 1941, 439 § 1.
SECT. 6A added, 1937, 424 § 7 (providing for the granting of common victuallers' licenses and licenses to sell alcoholic beverages upon condition that licensed premises are equipped and furnished according to plans and estimates approved in advance); repealed, 1941, 439 § 2.
SECT. 8 amended, 1936, 368 § 14; revised, 1943, 328.
SECT. 9A added, 1939, 431 (relative to the keeping of the premises of common victuallers open for business).
SECT. 10 amended, 1935, 167.
SECT. 12 revised, 1932, 86; 1933, 92; 1943, 31; amended, 1965, 490.
SECTS. 21E and 21F added, under caption, 1933, 284 (providing for the regulation of organizations dispensing food or beverages to members and guests).
SECT. 21E, last sentence revised, 1934, 328 § 16; affected, 1934, 328 § 17.
SECT. 22 amended, 1960, 740; revised, 1965, 171.
SECT. 23 revised, 1952, 577. (See 1959, 250.)
SECT. 26 revised, 1954, 61.
SECT. 27, first sentence amended, 1947, 375; 1950, 326 § 1; 1954, 134 § 1; revised, 1964, 592 § 1.
SECT. 29 amended, 1953, 135.
SECTS. 32A–32E added, under caption, 1939, 416 (requiring the licensing of recreational camps, overnight camps or cabins and trailer camps); caption preceding section 32A revised, 1950, 326 § 2; 1954, 134 § 2; 1964, 592 § 2.
SECT. 32A amended, 1950, 326 § 3; 1954, 134 § 3; revised, 1964, 592 § 3; sentence added, 1965, 426.

SECT. 32B amended, 1941, 396; revised, 1945, 153; first two sentences amended, 1950, 326 § 4; first sentence amended, 1954, 134 § 4; revised, 1964, 592 § 4; second sentence revised, 1950, 802 § 1. (See 1950, 802 §§ 4, 5.)

SECT. 32C amended, 1950, 326 § 5; 1954, 134 § 5; revised, 1964, 592 § 5.

SECT. 32D amended, 1950, 326 § 6; 1954, 134 § 6; revised, 1964, 592 § 6.

SECT. 32E amended, 1950, 326 § 7; 1954, 134 § 7; revised, 1964, 592 § 7.

SECTS. 32F–32K added, under caption, 1950, 326 § 8 (providing for the regulation of trailer coach parks); caption preceding section 32F revised, 1964, 592 § 8.

SECT. 32F, sentence added at end, 1950, 802 § 2; paragraph added at end, 1951, 74; amended, 1955, 623; 1956, 162 § 1; section revised, 1964, 592 § 9. (See 1950, 802 §§ 4, 5; 1956, 162 § 2.)

SECT. 32G revised, 1950, 802 § 3; 1952, 583 § 1; 1954, 410; 1964, 592 § 10; first paragraph amended, 1966, 104. (See 1950, 802 §§ 4, 5; 1952, 583 § 3.)

SECT. 32H revised, 1964, 592 § 11.

SECT. 32I revised, 1964, 592 § 12.

SECT. 32J revised, 1964, 592 § 13.

SECT. 32L added, 1956, 444 (defining a trailer coach); revised, 1964, 592 § 14.

SECTS. 46A–46R added, 1964, 670 § 1 (regulating agencies procuring the employment of United States residents as domestic and household workers in the commonwealth of persons not resident therein). (See 1964, 670 §§ 2, 3.)

SECTS. 46A–46R revised, 1966, 729.

SECT. 48 repealed, 1937, 342 § 2.

SECT. 51 amended, 1932, 275; 1935, 428 § 3; 1936, 55 § 1; revised, 1941, 626 § 12; amended, 1947, 253. (See 1935, 428 §§ 6, 7; 1936, 55 § 2.)

SECT. 52 amended, 1935, 428 § 4. (See 1935, 428 § 7.)

SECT. 55 amended, 1938, 59.

SECT. 56A added, 1951, 345 (relative to the licensing of shooting galleries).

SECT. 57, sentence added at end, 1952, 103 § 1.

SECT. 58, second paragraph revised, 1948, 181 § 1; definition of "*Class 2*" revised, 1952, 103 § 2.

SECT. 59 amended, 1934, 254 § 1; 1938, 96; revised, 1948, 181 § 2; sentence inserted after tenth sentence, 1957, 308. (See 1934, 254 § 2; 1953, 349.)

SECT. 60 revised, 1948, 201 § 3. (See 1948, 201 § 4.)

SECT. 62 amended, 1948, 181 § 3; second sentence revised, 1961, 73 § 3.

SECT. 64, first sentence revised, 1961, 45 § 1.

SECT. 65 revised, 1948, 181 § 4; repealed, 1961, 45 § 2.

SECT. 66 revised, 1963, 322.

SECT. 67A added, 1966, 93 (providing that junk dealers and motor vehicle dealers shall remove, and forward to the registrar of motor vehicles, identification and registration number plates from junked motor vehicles).

SECT. 71 revised, 1943, 154.

SECT. 90, three sentences added at end, 1934, 179 § 1; section revised, 1946, 223 § 1. (See 1946, 223 § 2.)

SECTS. 90A–90D added, 1959, 505 § 1 (limiting interest rates on home mortgages). (See 1959, 505 §§ 2–4.)

SECT. 90A, first sentence stricken out and two sentences inserted, 1960, 446; first sentence revised, 1962, 286.

SECT. 90E added, 1962, 523 (providing a criminal penalty for charging a greater rate of interest than is allowed by the law governing the financing of certain home mortgages).

SECTS. 92 and 93 repealed, 1957, 765 § 2. (See 1957, 765 § 21.)

SECT. 95 revised, 1956, 689 § 1. (See 1956, 689 § 9.)

SECT. 96, sentence added at end, 1934, 179 § 2; section amended, 1941, 158 § 1; 1956, 689 § 2; 159, 136 § 1; revised, 1962, 795 § 1. (See 1941, 158, §§ 2, 3; 1956, 689 § 9.)

SECT. 98 amended, 1957, 97.

SECT. 100 amended, 1946, 119; revised, 1946, 174 § 1; 1956, 689 § 4. (See 1946, 174 § 2; 1956, 689 §§ 8A, 9.)

SECT. 103 revised, 1962, 351 § 1.

SECT. 108 revised, 1957, 765 § 6. (See 1957, 765 § 21.)

SECT. 110, first sentence amended, 1962, 351 § 2; third sentence amended, 1959, 136 § 2; 1956, 689 § 5; section revised, 1962, 795 § 2. (See 1956, 689 § 9.)

SECT. 114A added, 1956, 689 § 8 (further regulating the rate of interest and charges on loans of fifteen hundred dollars or less and relating to certain other loans); revised, 1962, 795 § 3; two sentences added at end, 1963, 646. (See 1956, 689 § 9; 1962, 795 § 4.)

SECT. 115 revised, 1948, 550 § 21; 1949, 297 § 7.

SECT. 121 amended, 1934, 359 § 1; revised, 1957, 688 § 4; first sentence revised, 1960, 186; sentence inserted after third sentence, 1959, 296 § 1.

SECT. 122 revised, 1957, 688 § 5; 1959, 296 § 2.

SECT. 122A revised, 1957, 688 § 6; 1959, 296 § 3.

SECT. 123 revised, 1957, 688 § 7; 1959, 296 § 4.

SECT. 125 amended and sentence added at end, 1957, 688 § 8.

SECT. 126 amended, 1957, 688 § 9; revised, 1958, 49.

SECT. 127 revised, 1957, 688 § 10.

SECT. 128 amended, 1957, 688 § 11.

SECT. 129 amended, 1957, 688 § 12.

SECT. 129A repealed, 1945, 254.

SECT. 130, sentence added at end, 1945, 132; section revised, 1951, 373 § 1; 1957, 688 § 13; 1959, 296 § 5.

SECT. 130A added, 1951, 373 § 2 (further regulating the sale of firearms); repealed, 1957, 688 § 14.

SECT. 131 revised, 1936, 302; amended, 1951, 201; 1953, 319 § 20; sentence added at end, 1953, 454; section revised, 1957, 688 § 15; 1959, 296 § 6; sentence added at end, 1960, 293. (See 1953, 319 §§ 39, 40.)

SECT. 131A revised, 1957, 688 § 16; 1959, 296 § 7; sentence inserted after first sentence, 1965, 95.

SECT. 131B amended, 1957, 688 § 17.

SECT. 131C added, 1934, 246 (prohibiting persons licensed to carry pistols and revolvers from carrying the same in vehicles unless said weapons are under their control therein); first sentence amended, 1957, 688 § 18; revised, 1965, 44.

SECT. 131D added, 1947, 492 § 5 (relative to the emission of smoke by steam locomotives); repealed, 1954, 672 § 7; caption preceding section stricken out, 1957, 688 § 19.

SECTS. 131E and 131F added, 1957, 688 § 20 (providing a penalty for

the unlawful purchasing by a licensee of firearms for another and relative to the issuance of temporary licenses to non-residents).

SECT. 131F revised, 1959, 296 § 8.

SECT. 131G added, 1964, 447 (authorizing certain non-residents to carry firearms in or through the commonwealth); revised, 1965, 86.

SECT. 132 repealed, 1954, 672 § 7.

SECT. 133 amended, 1939, 451 § 56; revised, 1948, 550 § 22; 1949, 297 § 8; repealed, 1954, 672 § 7.

SECT. 134 repealed, 1954, 672 § 7.

SECT. 135 repealed, 1954, 672 § 7.

SECT. 136 revised, 1947, 492 § 6; repealed, 1954, 672 § 7.

SECT. 136A, under caption "DOGS", added, 1934, 320 § 1 (definitions of certain words and phrases in sections 137–175); amended, 1943, 111 § 1. (See 1934, 320 § 34.)

SECT. 137 amended, 1932, 289 § 1; revised (and caption stricken out) 1934, 320 § 2; revised, 1943, 111 § 2; 1945, 140; second paragraph amended, 1956, 78 § 1; last two sentences stricken out, 1956, 44 § 1. (See 1934, 320 § 34.)

SECTS. 137A–137C added, 1934, 320 § 3 (relative to kennel licenses and regulating holders of such licenses). (See 1934, 320 § 34.)

SECT. 137A, paragraph added at end, 1937, 95; first paragraph stricken out and three paragraphs inserted, 1943, 111 § 3.

SECT. 137C revised, 1939, 206.

SECT. 137D added, 1948, 329 (prohibiting the issuing of dog licenses to persons convicted of cruelty to animals).

SECT. 138 revised, 1934, 320 § 4; 1938, 92; 1943, 111 § 4. (See 1934, 320 § 34.)

SECT. 139 amended, 1934, 320 § 5; sentence inserted after second sentence, 1956, 44 § 2; sentence added at end, 1939, 23; sentence added at end, 1941, 132; section revised, 1962, 35 § 1; third sentence amended, 1966, 535 § 11. (See 1934, 320 § 34; 1962, 35 § 2.)

SECT. 140 repealed, 1934, 320 § 6. (See 1934, 320 § 34.)

SECT. 141 revised, 1934, 320 § 7. (See 1934, 320 § 34.)

SECT. 141A added, 1957, 298 § 2 (providing that certain provisions of law relating to dogs shall not apply to chapter 49A of the General Laws).

SECTS. 142–144 repealed, 1934, 320 § 8. (See 1934, 320 § 34.)

SECT. 145 amended, 1932, 289 § 2.

SECT. 145A added, 1932, 289 § 3 (relative to the furnishing of antirabic vaccine); revised, 1934, 320 § 9; 1937, 375; last sentence revised, 1939, 42. (See 1934, 320 § 34.)

SECT. 146 revised, 1934, 320 § 10; 1941, 133 § 1. (See 1934, 320 § 34.)

SECT. 147 revised, 1932, 289 § 4; 1934, 320 § 11; amended, 1941, 133 § 2; first sentence revised, 1957, 47. (See 1934, 320 § 34.)

SECT. 148 repealed, 1932, 289 § 6. (See G. L. chapter 41 § 13A, inserted by 1932, 289 § 5.)

SECT. 150 revised, 1934, 320 § 12; 1954, 357. (See 1934, 320 § 34.)

SECT. 151 revised, 1934, 320 § 13; fifth sentence revised, 1948, 11 § 1; sentence inserted after fifth sentence, 1956, 78 § 2.

SECT. 151A added, 1934, 320 § 14 (powers and duties of dog officers under annual warrants from mayors or selectmen); first sentence revised, 1957, 298 § 3; last sentence revised, 1948, 11 § 2; amended, 1957, 48; revised, 1962, 98. (See 1934, 320 § 34.)

SECT. 152 revised, 1934, 320 § 15; 1957, 298 § 4. (See 1934, 320 § 34.)

SECT. 153 revised, 1934, 320 § 16; 1957, 298 § 5. (See 1934, 320 § 34.)
SECT. 154 repealed, 1934, 320 § 17. (See 1934, 320 § 34.)
SECT. 155 revised, 1934, 320 § 18. (See 1934, 320 § 34.)
SECT. 156 revised, 1934, 320 § 19; 1951, 156. (See 1934, 320 § 34.)
SECT. 157 revised, 1934, 320 § 20. (See 1934, 320 § 34.)
SECT. 158 revised, 1934, 320 § 21. (See 1934, 320 § 34.)
SECT. 159 revised, 1934, 320 § 22. (See 1934, 320 § 34.)
SECT. 160 revised, 1934, 320 § 23. (See 1934, 320 § 34.)
SECT. 161, first two sentences amended, 1932, 289 § 7; section amended, 1934, 320 § 24. (See 1934, 320 § 34.)
SECT. 161A added, 1934, 320 § 25 (reimbursement for damages by dogs regulated). (See 1934, 320 § 34.)
SECT. 162 revised, 1934, 320 § 26. (See 1934, 320 § 34.)
SECT. 163 amended, 1934, 320 § 27. (See 1934, 320 § 34.)
SECT. 164 amended, 1934, 320 § 28. (See 1934, 320 § 34.)
SECT. 165 revised, 1934, 320 § 29. (See 1934, 320 § 34.)
SECT. 166 amended, 1934, 320 § 30. (See 1934, 320 § 34.)
SECT. 170 amended, 1934, 320 § 31. (See 1934, 320 § 34.)
SECT. 171 revised, 1934, 320 § 32. (See 1934, 320 § 34.)
SECT. 172 revised, 1932, 289 § 8.
SECT. 174 amended, 1953, 319 § 21. (See 1953, 319 §§ 39, 40.)
SECT. 175 revised, 1932, 289 § 9; 1934, 320 § 33; 1943, 93; repealed, 1945, 276 § 2. (See 1934, 320 § 34.)
SECT. 176 revised, 1948, 550 § 23.
SECT. 177, paragraph added, 1964, 284.
SECT. 177A added, under caption, 1949, 361 (relative to the licensing and operation of mechanical amusement devices).
SECT. 179 revised, 1948, 434; amended, 1964, 558.
SECTS. 180A–188D added, under caption, 1935, 378 (providing for the licensing and bonding of certain theatrical booking agents, personal agents and managers).
SECT. 180A revised, 1946, 566 § 1; paragraph added at end, 1948, 256; section revised, 1954, 630.
SECT. 180B revised, 1946, 566 § 2.
SECT. 180C revised, 1946, 566 § 3.
SECTS. 180A–180D stricken out and sections 180A–180G inserted, 1960, 666.
SECT. 181. Affected by 1935, 454 § 8.
SECT. 181A added, 1948, 534 (requiring certain entertainers and persons appearing under assumed names to file their true names with the commissioner of public safety); amended, 1961, 292.
SECT. 181B added, 1949, 132 (requiring the posting of the schedule of admission prices to travelling entertainments).
SECT. 183A amended, 1935, 102 § 1; 1936, 71 § 1. (See 1935, 102 § 2.)
SECT. 183B repealed, 1936, 71 § 2.
SECT. 183D added, 1951, 216 (requiring common victuallers and others to post minimum charges).
SECT. 184 amended, 1934, 328 § 18.
SECT. 185 repealed, 1963, 195.
SECT. 185A amended, 1936, 279; paragraph added at end, 1941, 247.
SECT. 185H added, under caption, 1939, 253 (relative to the licensing and supervision of dancing schools, so called).

SECT. 185I added, 1963, 194 (providing that no persons may tell fortunes for money unless licensed).
SECT. 186 amended, 1936, 169 § 1.
SECT. 187 amended, 1936, 169 § 2.
SECT. 192 revised, 1948, 550 § 24; 1949, 297 § 9.
SECT. 202 revised, 1936, 169 § 3; 1948, 550 § 25; 1949, 297 § 10.

Chapter 140A. — Regulation of Certain Credit Transactions.

New chapter inserted, 1966, 587 § 1. (See 1966, 587 § 7.)

Chapter 141. — Supervision of Electricians.

SECT. 1, first paragraph amended, 1943, 308; section revised, 1962, 582 § 1. (See 1962, 582 §§ 3, 4.)
SECT. 2, third paragraph revised, 1966, 9; fourth paragraph stricken out, 1946, 480 § 1.
SECT. 2A added, 1946, 480 § 2 (granting a credit in the examination standing of certain veterans applying for electricians' licenses); revised, 1954, 627 § 29. (See 1954, 627 §§ 41, 65, 67.)
SECT. 3, clause (3) revised, 1954, 190 § 1; 1960, 723; amended, 1963, 491; clause (4) amended, 1934, 347 § 1; revised, 1959, 312 § 1; clause (5) amended, 1954, 190 § 2; revised, 1959, 312 § 2; clause (8) amended, 1948, 187.
SECT. 8 revised, 1948, 629 § 1; 1962, 582 § 2. (See 1948, 629 § 2; 1962, 582 §§ 3, 4.)

Chapter 142. — Supervision of Plumbing.

SECT. 1, definition of "Apprentice" inserted, 1963, 431 § 1.
SECT. 2 revised, 1958, 332; amended 1963, 228 § 1.
SECT. 3, sentence inserted after the first sentence, 1948, 382; sentence added at end, 1958, 263; section revised, 1959, 284; second sentence amended, 1960, 190; 1963, 148 § 1; section revised, 1963, 431 § 2.
SECT. 3A added, 1963, 431 § 3 (providing that apprentice plumbers be licensed).
SECT. 4, first sentence revised, 1947, 382; second sentence revised, 1962, 488; paragraph added at end, 1946, 502; revised, 1954, 627 § 30. (See 1954, 627 §§ 65, 67.)
SECT. 5 revised, 1954, 200; sentence added at end, 1963, 431 § 4; section revised, 1965, 645 § 1; last sentence revised, 1966, 209.
SECT. 6 revised, 1934, 347 § 2; third sentence revised, 1965, 645 § 2.
SECT. 8 repealed, 1965, 358 § 1.
SECT. 11 amended, 1945, 703 § 11; revised, 1954, 627 § 31. (See 1954, 627 §§ 65, 67.)
SECT. 13 amended, 1934, 284; 1954, 157; revised, 1963, 228 § 2; 1965, 358 § 2. (See 1965, 358 § 3.)
SECT. 15 revised, 1952, 112.
SECT. 16 amended, 1963, 431 § 5.
SECT. 17 revised, 1936, 234; 1941, 518 § 1; paragraph added at end, 1945, 477; section revised, 1955, 612 § 1.
SECT. 18 revised, 1941, 518 § 2.
SECT. 19 revised, 1941, 518 § 3; 1955, 612 § 2.
SECT. 21 added, 1938, 302 (providing for regulation of plumbing in buildings owned and used by the commonwealth).

SECT. 22 added, 1941, 518 § 4 (providing for the enforcement of certain laws relative to the marking, construction and installation of hot water tanks).

Chapter 143. — Inspection and Regulation of, and Licenses for, Buildings, Elevators and Cinematographs.

SECT. 1, definition of "Alteration" revised, 1945, 480; definitions of "Building" and "Commissioner" inserted, 1945, 480; definition of "Day care services for children" inserted, 1962, 720 § 1; definition of "Inspector" amended, 1943, 544 § 7B; revised, 1945, 480; definition of "Institution" inserted, 1955, 662 § 1; revised, 1959, 446 § 1; 1966, 614 § 5; definition of "Place of assembly" inserted after paragraph in lines 12–14, 1943, 546 § 1; revised, 1945, 480; definition of "Public building" revised, 1945, 480; definition of "Public hall" revised 1946, 363 § 1; definition of "Special hall" revised, 1941, 694; definition of "Structure" inserted 1945, 480; definition of "Supervisor of plans" revised, 1946, 363 § 1. (See 1945, 722 § 2.)

SECT. 2 amended, 1949, 125; 1959, 563; 1960, 252 § 1; 1962, 72; 1963, 21. (See 1960, 252 § 2.)

SECT. 2A added, 1948, 582 § 1 (excluding the state house from certain provisions of law relating to the safety of persons in buildings); sentence added at end, 1951, 430. (See 1948, 582 § 3; 1954, 153; 1957, 487.)

SECT. 2B added, 1949, 547 (providing for regulations relative to fire protection and prevention in the state house).

SECT. 2C added, 1954, 34 (relative to the evacuation of the state house in case of fire or other disaster).

SECT. 3 revised, 1943, 544 § 2; 1945, 674 § 1; first paragraph revised, 1946, 363 § 2; amended, 1949, 156 § 3; 1959, 607 § 2; paragraph inserted after second paragraph, 1958, 515; 1946, 423; paragraph added at end, 1949, 156 § 4; amended, 1951, 85. (See 1945, 722 § 2.)

SECTS. 3A–3H added, 1943, 544 § 2 (providing for rules and regulations for protecting life and limb in places of assembly and for the enforcement of laws, rules and regulations, ordinances and by-laws for protecting the same therein). (See 1943, 544 §§ 7A and 8.)

SECT. 3A revised, 1945, 482 § 1. (See 1945, 722 § 2.)

SECT. 3B revised, 1945, 645 § 2; sentence inserted after first sentence, 1947, 646; first two sentences revised, 1963, 691; fourth paragraph amended, 1948, 144 § 1. (See 1963, 691 § 2.)

SECT. 3C repealed, 1945, 645 § 3.

SECT. 3D revised, 1945, 482 § 2. (See 1945, 722 § 2.)

SECTS. 3E and 3F repealed, 1945, 645 § 3.

SECT. 3G revised, 1945, 482 § 3; 1946, 363 § 3. (See 1945, 722 § 2.)

SECT. 3H revised, 1945, 645 § 4.

SECTS. 3I–3K added, 1947, 631 § 1 (to provide regulations for the prevention of fire and the preservation of life, health and morals in buildings used for dwelling purposes and to provide for alternatives to the requirements of ordinances, by-laws or regulations relative to the construction, alteration, repair, use or occupancy of such buildings).

SECT. 3I amended, 1948, 438 § 1.

SECT. 3J amended, 1950, 534 § 1; first paragraph amended, 1955, 617 § 1; second paragraph amended, 1955, 617 § 2; third paragraph amended, 1952, 158.

SECT. 3K, paragraph added at end, 1948, 438 § 2; same paragraph amended, 1949, 530; section repealed, 1950, 534 § 2.

SECT. 3L added, 1950, 617 § 1 (relative to rules and regulations for the installation, repair and maintenance of electrical wiring and fixtures); paragraph added at end, 1956, 403; revised, 1959, 355; paragraph added at end, 1961, 531 § 2. (See 1950, 617 § 2.)

SECT. 3M added, 1951, 285 (relative to the depth and slant of window ledges on certain new buildings); stricken out, 1951, 752.

SECTS. 3N and 3O added, 1960, 737 § 2 (relative to rules and regulations governing gas fitting). (See 1960, 737 §§ 3, 4, 5 and 7.)

SECT. 3O revised, 1963, 217; paragraph added, 1964, 170; paragraph inserted after first paragraph, 1964, 312 § 2; paragraph added, 1966, 161.

SECT. 3P added, 1961, 531 § 3 (providing for appeals in connection with matters relating to installation of wiring and fixtures).

SECT. 3Q added, 1962, 630 § 1 (authorizing the department of public safety to promulgate rules and regulations for the safety of persons and the prevention of fire in convalescent or nursing homes and rest homes); first sentence revised, 1966, 614 § 6. (See 1962, 630 § 2.)

SECT. 3R added, 1965, 464 § 1 (requiring that the main doors of certain apartment houses be designed or equipped to close and lock automatically). (See 1965, 464 § 2.)

SECT. 6 revised, 1946, 363 § 4; amended, 1949, 541 § 1; revised, 1957, 214 § 1.

SECT. 7, sentence added at end, 1949, 156 § 2; section revised, 1957, 214 § 2.

SECT. 8 amended, 1945, 697 § 1; 1949, 541 § 2; revised, 1957, 214 § 3.

SECT. 9 revised, 1945, 697 § 2; sentence inserted after first sentence, 1949, 156 § 5; section amended, 1949, 541 § 3; revised, 1957, 214 § 4; third sentence amended, 1959, 75.

SECT. 9A added, 1945, 697 § 2A (relative to recovery for damage to other property caused by the making safe or taking down of a dangerous structure). (See 1945, 697 § 2B.)

SECT. 10 revised, 1945, 697 § 3; amended, 1949, 541 § 4.

SECT. 11 amended, 1949, 541 § 5.

SECT. 12 amended, 1945, 697 § 4.

SECT. 13 revised, 1946, 363 § 5.

SECT. 15 amended, 1943, 544 § 3; first sentence amended, 1947, 645 § 1; section revised, 1949, 539; first sentence amended, 1952, 509 § 1; 1955, 662 § 2; revised, 1959, 446 § 2; amended, 1960, 596 § 2; 1962, 720 § 2; revised, 1963, 687 § 1; 1966, 614 § 7. (See 1943, 544 § 7A; 1963, 687 § 3.)

SECT. 15A added, 1960, 596 § 3 (directing the commissioner of public safety to establish standards for the construction of public and private schoolhouses). (See 1960, 596 § 4.)

SECT. 16 amended, 1943, 544 § 3; revised, 1945, 473. (See 1943, 544 § 7A.)

SECT. 16A added, 1966, 252 (providing, that the furnishing of safety inspection or advisory services by an insurer shall not subject such insurer to liability for damages as a result of any act or omission in the course of such services).

SECT. 20 amended, 1945, 700 § 1.

SECT. 21 amended, 1943, 544 § 3; revised, 1943, 546 § 2; 1945, 536; first sentence revised, 1947, 645 § 2; amended, 1952, 509 § 2; 1955, 662

§ 3; revised, 1959, 446 § 3; amended, 1962, 720 § 3; revised, 1963, 687 § 2; 1966, 614 § 8. (See 1943, 544 § 7A, 546 § 5; 1945, 722 § 2; 1963, 687 § 3.)

SECTS. 21A and 21B added, 1943, 546 § 3 (further regulating the means of ingress to and egress from places of assembly and certain other places). (See 1943, 546 §§ 5 and 6.)

SECT. 21A amended, 1945, 474 § 1; 1946, 363 § 6; revised, 1948, 440.

SECT. 21B amended, 1945, 482 § 4; revised, 1945, 722 § 1; paragraph added at end, 1946, 327 § 1; section revised, 1947, 654 § 1; 1948, 502. (See 1947, 654 § 3.)

SECT. 21C added, 1946, 327 § 2 (relative to the use and maintenance of revolving doors, so called, in certain buildings); revised, 1947, 654 § 2; 1948, 439 § 1; 1949, 540; paragraph added at end, 1952, 435. (See 1947, 654 § 3.)

SECTS. 24–33 amended, 1943, 544 § 3. (See 1943, 544 § 7A.)

SECT. 28 revised, 1945, 474 § 2; 1947, 648; third sentence revised, 1955, 662 § 5.

SECT. 29 revised, 1950, 288 § 1. (See 1950, 288 §§ 2, 3.)

SECT. 33 revised, 1945, 533 § 1; 1946, 363 § 7; amended, 1947, 645 § 3; 1948, 439 § 2; 1952, 509 § 3; 1955, 662 § 4; revised, 1959, 446 § 4; 1966, 614 § 9. (See 1945, 722 § 2.)

SECT. 34 revised, 1943, 544 § 4; amended, 1952, 541 § 4; 1954, 158. (See 1943, 544 § 7A.)

SECT. 43 amended, 1943, 544 § 3. (See 1943, 544 § 7A.)

SECT. 44 amended, 1947, 643; revised, 1963, 690 § 1. (See 1963, 690 § 5.)

SECTS. 45 and 46 amended, 1943, 544 § 3. (See 1943, 544 § 7A.)

SECT. 45 revised, 1963, 690 § 2. (See 1963, 690 § 5.)

SECT. 46 revised, 1963, 690 § 3. (See 1963, 690 § 5.)

SECT. 47, last sentence stricken out, 1945, 700 § 2.

SECT. 48 amended, 1945, 700 § 3.

SECT. 49 amended, 1943, 544 § 3; revised, 1945, 526; paragraph added at end, 1963, 705. (See 1943, 544 § 7A.)

SECT. 50, sentence added at end, 1945, 472. (See 1945, 722 § 2.)

SECTS. 51 and 52 amended, 1943, 544 § 3. (See 1943, 544 § 7A.)

SECT. 51 revised, 1945, 510.

SECT. 52 revised, 1945, 478; first sentence amended, 1963, 681.

SECT. 53 amended, 1949, 541 § 6.

SECT. 54 revised, 1943, 544 § 5. (See 1943, 544 § 7A.) Affected, 1955, 675 § 2.

SECT. 54A added, 1966, 239 (requiring certain officials not to accept or approve certain plans and specifications unless they bear the seal of a registered architect or a registered professional engineer).

SECT. 55 amended, 1949, 541 § 7.

SECT. 57 revised, 1945, 533 § 2; 1948, 582 § 2. (See 1945, 722 § 2; 1948, 582 § 3; 1954, 153; 1957, 487.)

SECT. 59 revised, 1943, 544 § 6; 1945, 533 § 3. (See 1943, 544 § 7A; 1945, 722 § 2.)

SECT. 60 amended, 1945, 533 § 4. (See 1945, 722 § 2.)

SECT. 61 revised, 1945, 674 § 2. (See 1945, 722 § 2.)

SECT. 62, sentence added at end, 1950, 509; six sentences added at end, 1956, 722; section revised, 1957, 519; sixth sentence stricken out, 1963, 616 § 1.

SECT. 62A added, 1963, 616 § 2 (relative to the inspection of elevators in certain cities and towns).

SECT. 64 revised, 1963, 616 § 3; last sentence revised, 1966, 157.
SECT. 67 repealed, 1956, 481.
SECT. 69 revised, 1945, 643 § 2; second paragraph amended, 1948, 144 § 2. See 1959, 373; 1962, 288.
SECT. 70 revised, 1957, 257; 1959, 439 § 2.
SECTS. 71A–71C added, 1945, 626 § 1 (providing for the licensing of persons engaged in the construction and maintenance of elevators and escalators). (See 1945, 626 § 2.)
SECT. 71A revised, 1957, 637 § 1; fourth sentence revised, 1963, 801 § 78.
SECT. 71B, second sentence stricken out, 1956, 474; section revised, 1957, 637 § 2.
SECT. 71C revised, 1957, 637 § 3.
SECT. 71D added, 1946, 495 (providing that persons engaged in certain work in the construction and maintenance of elevators and escalators need not be licensed as elevator constructors, maintenance men or repairmen); revised, 1957, 637 § 4.
SECT. 71E added, 1956, 475 (relative to the inspection, regulation and operation of moving stairways); revised, 1957, 637 § 4A.
SECT. 71F added, 1957, 637 § 5 (relative to the licensing of persons engaged in the construction of elevators, moving stairways and dumbwaiters).
SECT. 71G added, 1963, 616 § 4 (relative to the licensing of elevator operators and the fees for such licenses).
SECT. 74 revised, 1941, 553 § 1. (See 1941, 553 § 9.)
SECT. 75 revised, 1941, 553 § 2; amended, 1950, 112. (See 1941, 553 § 9.)
SECT. 76 revised, 1941, 553 § 3. (See 1941, 553 § 9.)
SECTS. 77 and 78 repealed, 1941, 553 § 4. (See 1941, 553 § 9.)
SECT. 79 revised, 1941, 553 § 5. (See 1941, 553 § 9.)
SECT. 80 repealed, 1941, 553 § 4. (See 1941, 553 § 9.)
SECT. 82 amended, 1941, 553 § 6. (See 1941, 553 § 9.)
SECT. 85 amended, 1941, 553 § 7; revised, 1955, 44. (See 1941, 553 § 9.)
SECT. 86 amended, 1941, 553 § 8. (See 1941, 553 § 9.)
SECT. 89 added, 1955, 152 § 1 (relative to the storage, distribution and exhibition of certain nitrate motion picture film).

Chapter 144. — Tenement Houses in Cities.

SECT. 1 revised, 1966, 707 § 5.
SECT. 94, second paragraph stricken out, 1966, 707 § 6.
SECT. 95 revised, 1966, 707 § 7.
SECTS. 95A, 95B and 95C added, 1966, 707 § 8 (relative to the service of all lawful process on non-resident owners of tenement houses in cities).

Chapter 145. — Tenement Houses in Town.

SECT. 1 revised, 1966, 707 § 9.
SECT. 17A added, 1934, 168 (relative to the erection of garages in the yards of certain tenement houses).
SECT. 59, second sentence stricken out, 1966, 707 § 10; sentence added at end, 1948, 550 § 26.
SECT. 60 revised, 1966, 707 § 11.
SECTS. 60A, 60B and 60C added, 1966, 707 § 12 (relative to the service of all lawful process on non-resident owners of tenement houses in towns).

Chapter 146. — Inspection of Boilers, Air Tanks, etc., Licenses of Engineers, Firemen, and Operators of Hoisting Machinery.

SECT. 1, definition of "Inspector" revised, 1958, 486 § 3.
SECT. 2 amended, 1941, 459; 1946, 336 § 1; revised, 1958, 525.
SECT. 4 amended, 1946, 336 § 2.
SECT. 7 amended, 1948, 321.
SECT. 13 amended, 1952, 153.
SECT. 16 revised, 1932, 180 § 28.
SECT. 18 amended, 1953, 35 § 1.
SECT. 22 revised, 1952, 541 § 1.
SECT. 34 revised, 1938, 319 § 1; sentence inserted after first sentence, 1962, 139; sentence added at end, 1947, 620; same sentence revised, 1948, 146.
SECT. 35 amended, 1938, 319 § 2.
SECT. 38 amended, 1953, 35 § 2.
SECT. 40 revised, 1952, 541 § 2.
SECT. 45A added, under caption, 1963, 561 (providing for the inspection of certain refrigeration and air conditioning systems by the division of inspection in the department of public safety); last two sentences stricken out and three sentences inserted, 1963, 655.
SECT. 46, first sentence amended, 1953, 207 § 1A.
SECT. 48, first paragraph stricken out and four paragraphs inserted, 1961, 306.
SECT. 49, last sentence revised, 1953, 207 § 1; section revised, 1962, 27 § 1. (See 1953, 207 § 2; 1962, 27 § 2.)
SECT. 50 amended, 1935, 67; 1951, 36; revised, 1962, 574 § 1.
SECT. 52 repealed, 1948, 140.
SECT. 53, sentence added, 1965, 113.
SECT. 57 revised, 1952, 541 § 3.
SECT. 60 amended, 1951, 398.
SECT. 63 amended, 1952, 154.
SECT. 64 revised, 1961, 310; two sentences inserted after second sentence, 1962, 574 § 2.
SECT. 67 revised, 1941, 525 § 1; amended, 1946, 180; revised, 1951, 393; 1952, 175. (See 1941, 525 § 2.)
SECT. 67A added, under caption, 1964, 680 § 1 (relative to the office of examiner for the certification of oil burner technicians).
SECT. 68 stricken out, 1953, 319 § 22. (See 1953, 319 §§ 39, 40.)

Chapter 147. — State and Other Police, and Certain Powers and Duties of the Department of Public Safety.

SECT. 1A added, 1947, 668 § 1 (relative to the policing of reservations of the United States of America). (See 1947, 668 § 2.)
SECT. 4, two paragraphs added at end, 1963, 798 § 3.
SECT. 4B added, 1939, 116 (providing that local police authorities and district attorneys be furnished with information relative to certain persons charged with or convicted of sex crimes, so called, upon their release or discharge from certain institutions); revised, 1954, 246.
SECT. 4C added, 1955, 771 § 2 (relative to the functions and duties of the criminal information bureau); subdivision (*d*) added, 1956, 365.
SECT. 8A added, 1938, 296 (authorizing the carrying of certain weapons

by sheriffs, deputy sheriffs and special sheriffs, and certain officers in the department of correction); revised, 1939, 174.

SECT. 10 amended, 1934, 23.

SECT. 10A added, 1949, 148 (authorizing the appointment as special police officers of employees of the Port of Boston Authority).

SECT. 10B added, 1953, 536 (authorizing the appointment as special police officers of certain employees of the department of mental health).

SECT. 10C added, 1956, 231 (authorizing the appointment as special police officers of certain employees of the department of public health).

SECT. 10D added, 1957, 349 (providing for the appointment of employees of the Massachusetts Turnpike Authority as special police officers).

SECT. 10E added, 1957, 731 (providing for the appointment as special police officers of employees of the Soldiers' Home in Holyoke and the Soldiers' Home in Massachusetts).

SECT. 10F added, 1965, 381 (providing that police appointing authorities may appoint parking control officers).

SECT. 10G added, 1965, 565 (authorizing the appointment as special police officers of employees of colleges, universities and other educational institutions).

SECTS. 13B and 13C added, under caption, 1939, 419 § 2 (providing for the ultimate abolition of reserve police forces in certain cities and towns).

SECT. 16A added, 1937, 85 § 1 (providing for one day off in every seven days for police officers in certain cities and towns); revised, 1938, 426 § 1.

SECT. 16B added, 1938, 426 § 2 (providing for one day off in every six days for police officers of certain cities and towns).

SECT. 16C added, 1951, 346 § 1 (providing for a five day work week for police officers in certain cities and towns).

SECT. 17 amended, 1937, 85 § 2; 1938, 426 § 3; 1951, 346 § 2; sentence added at end, 1954, 325; stricken out and two sentences inserted, 1961, 246 § 1.

SECT. 17A added, 1952, 268 (providing additional off duty and extra pay for police officers in certain cases); sentence inserted after first sentence, 1961, 200; section revised, 1962, 318; first sentence revised, 1965, 205.

SECTS. 17B and 17C added, 1956, 349 (providing for a forty hour week for police officers of certain cities and towns and compensation for overtime service).

SECT. 17D added, 1961, 246 § 2 (providing that police officers in certain cities and towns shall be excused from duty without loss of pay while in attendance as official delegates at the annual convention of the Massachusetts Police Association).

SECT. 17E added, 1962, 321 § 1 (providing for the payment of overtime compensation owed to a police officer at the time of his death or retirement).

SECT. 19, sentence added after the first sentence, 1939, 256 § 2. (See 1939, 256 § 3.)

SECTS. 22–30 and caption preceding section 22 stricken out and sections 22–30 inserted under the caption "PRIVATE DETECTIVE BUSINESS", 1960, 802 § 1. (See 1960, 802 § 2.)

For prior changes see Table of Changes contained in Acts and Resolves of 1959.

The following references are to sections 22–30, as so inserted:

SECT. 23, clause 10 added, 1962, 361.

SECT. 32 revised, 1935, 262 § 1.
SECT. 33 amended, 1935, 262 § 2.
SECT. 35 revised, 1934, 69; 1948, 199.
SECT. 36 revised, 1932, 79.
SECT. 38 revised, 1947, 234; sixth sentence amended, 1953, 238.
SECT. 39 revised, 1948, 371; 1949, 371; 1950, 114.
SECT. 39A added, 1948, 232 (excluding certain persons who have been knocked out from participating in boxing or sparring matches).
SECT. 39B added, 1954, 177 (requiring certain persons licensed to conduct boxing matches to provide insurance for contestants).
SECT. 40 amended, 1952, 203; revised, 1956, 660.
SECT. 40A added, 1957, 623 § 3 (establishing a boxers' fund and regulating payments thereto); first paragraph amended, 1964, 367; paragraph added at end, 1959, 463.
SECT. 46 revised, 1958, 399.
SECT. 50A added, 1956, 357 (authorizing courses of instruction in boxing or sparring matches or exhibitions at certain boys' clubs, schools and recreational agencies).

Chapter 148. — Fire Prevention.

SECT. 1, definition of "Head of the fire department" revised, 1945, 470; definition of "local licensing authority" amended, 1932, 102; revised, 1953, 230 § 1; three paragraphs added at end, defining "Board", "Building" and "Structure", 1945, 470. (See 1953, 230 § 2.)
SECT. 2 amended, 1948, 504.
SECT. 3 amended, 1945, 700 § 4.
SECT. 4 amended, 1945, 710 § 2; paragraph added at end, 1955, 662 § 6; revised, 1959, 446 § 5; amended, 1964, 123.
SECT. 5, sentence in lines 16–17 amended, 1945, 463; last sentence stricken out, 1962, 456.
SECT. 5A added, 1962, 636 (prohibiting the use of a certain type of space heater in buildings used for human habitation).
SECT. 9 amended, 1945, 710 § 3.
SECT. 10 revised, 1945, 710 § 4; third paragraph amended, 1948, 144 § 3.
SECT. 10A added, 1932, 75 (relative to the granting of certain permits and the making of certain inspections by municipal officers designated by the state fire marshal); revised, 1945, 479.
SECT. 10B added, 1954, 331 (establishing a penalty for the violation of any rule or regulation made by the board of fire prevention regulations).
SECTS. 10C–10H added, 1964, 680 § 2 (providing for the examination and certification of oil burner technicians and the establishment of fees therefor). (See 1964, 680 § 3.)
SECT. 13, first paragraph amended, 1932, 22 § 1; section amended, 1935, 123 § 1; revised, 1936, 394 § 1; first paragraph amended, 1945, 415 § 1; revised, 1945, 710 § 5; 1948, 550 § 27; amended, 1951, 329; 1953, 200; second paragraph amended, 1945, 710 § 6; paragraph inserted after second paragraph, 1958, 251; third paragraph amended, 1939, 333; 1945, 710 § 7; paragraph inserted, 1959, 353 § 1; fourth paragraph (as appearing in 1936, 394 § 1) amended, 1945, 710 § 8; last paragraph, as so appearing, amended, 1938, 99. (See 1932, 22 § 2; 1936, 394 §§ 2, 3; 1945, 415 § 2, 710 § 19; 1959, 353 § 2.)
SECT. 14 amended, 1938, 103.

SECT. 16 amended, 1941, 288.
SECT. 18 repealed, 1934, 182 § 2.
SECT. 19, sentence added at end, 1948, 550 § 28.
SECT. 20A added, 1946, 501 (relative to bonds to cover risk of damages from blasting operations conducted in several municipalities).
SECT. 21 amended, 1945, 710 § 9.
SECT. 22 amended, 1945, 710 § 10.
SECT. 23 amended, 1935, 123 § 2; first sentence revised, 1964, 155.
SECT. 23A added, 1948, 188 (prohibiting the use of inflammable anti-freeze solutions in fire hydrants).
SECT. 25 amended, 1945, 710 § 11.
SECT. 25A added, 1962, 688 § 1 (prohibiting the sale or installation of secondhand space heaters and secondhand portable stoves in buildings used for human habitation).
SECT. 25B added, 1962, 688 § 2 (prohibiting the use of space heaters in buildings used for human habitation).
SECT. 26 amended, 1945, 481.
SECT. 27A added, 1932, 283 (relative to the protection of life and property from fire hazards incident to the present industrial emergency).
SECT. 27B added, 1962, 337 (prohibiting piling snow on fire hydrants so as to conceal the same or cover their outlets).
SECT. 28, paragraph L amended, 1943, 546 § 4; section amended, 1945, 710 § 12; paragraph I revised, 1949, 512; paragraph J revised, 1958, 333; paragraph L revised; 1946, 363 § 9; amended, 1963, 680 §1; paragraph N added, 1946, 363 § 9; pargraph O added, 1966, 390. (See 1943, 546 § 5; 1963, 680 § 2.)
SECT. 28A added, 1963, 689 (requiring the head of the fire department to report to the proper authority violations of the building laws).
SECT. 29 amended, 1939, 205.
SECT. 30 amended, 1945, 710 § 13; first sentence revised, 1956, 214.
SECT. 31 amended, 1945, 460.
SECT. 38 amended, 1945, 710 § 14.
SECT. 38A added, 1938, 95 (prohibiting the removal of certain gasoline tanks without a permit).
SECT. 39 revised, 1943, 291 § 1; amended, 1966, 403; clause (9) added, 1956, 213; clause (10) added, 1966, 637.
SECT. 39A added, 1943, 291 § 2 (authorizing the making of rules and regulations for the granting of permits for supervised displays of fireworks); amended, 1945, 256; 710 § 15.
SECT. 40 amended, 1945, 710 § 16; sentence added at end, 1948, 550 § 29.
SECT. 42, sentence added at end, 1951, 184.
SECT. 46 amended, 1945, 710 § 17.
SECTS. 48 and 49 repealed, 1946, 282.
SECT. 49A added, 1934, 182 § 1 (relative to the inspection of kerosene or any product thereof kept for sale for illuminating, heating or cooking purposes); repealed, 1946, 282.
SECT. 50 amended, 1943, 291 § 3.
SECT. 52A added, 1950, 258 (prohibiting the sale of exploding matches).
SECT. 53 repealed, 1943, 291 § 4.
SECT. 54 revised, 1948, 370 § 2; amended, 1952, 254.
SECT. 56, first sentence revised, 1962, 168 § 1, 338 § 22; second sentence revised, 1961, 397; last sentence amended, 1957, 172; sentence added, 1965, 444. (See 1962, 168 §§ 2, 3, 338 §§ 23, 24.)

Chapter 149. — Labor and Industries.

For temporary legislation authorizing the commissioner of labor and industries to suspend certain laws, rules and regulations relative to the employment of women and minors when necessary to provide relief from conditions resulting from the present shortage of man power, see 1943, 382.

For temporary legislation authorizing the commissioner of labor and industries to suspend certain laws, rules and regulations relative to the employment of women and minors when an emergency exists or conditions of hardship require or justify suspension, see 1947, 357 § 4; 1949, 332; 1950, 168; 1951, 167; 1952, 119; 1953, 236; 1954, 10; 1955, 106; 1956, 304; 1957, 162; 1958, 214; 1959, 45; 1960, 85; 1961, 84; 1962, 26; 1963, 1; 1965, 25.

For legislation relative to interstate compacts affecting labor and industry, see 1933, Res. 44; 1934, 383, Res. 25; 1935, 315 §§ 1–3; 1936, Res. 68; 1937, 404; 1943, 255.

SECT. 1, paragraph defining "buildings used for industrial purposes" or "industrial establishments" revised, 1962, 102; paragraph defining "cooperative courses" amended, 1939, 461 § 4; paragraph defining "discrimination" inserted, 1937, 367 § 1; paragraphs defining "employee" and "employer" inserted, 1945, 584 § 1; definition of "employment" amended, 1945, 584 § 2; revised, 1945, 646; paragraph defining "employment permit", "permit for employment" or "employment certificate" inserted, 1939, 461 § 4A; revised, 1945, 133 § 3; paragraph defining "mercantile establishments" amended, 1936, 78.

SECT. 6 amended, 1934, 132 § 1; 1937, 249; two paragraphs added at end, 1952, 155; third paragraph amended, 1961, 224; 1962, 710; paragraph added at end, 1954, 680 § 7. (See 1934, 132 § 2.)

SECT. 8 amended, 1943, 441.

SECT. 11 amended, 1935, 328; revised, 1950, 453.

SECT. 17 amended, 1945, 430; revised, 1961, 585.

SECTS. 18A–18I added, under caption, 1959, 614 (establishing safety orders applicable to longshore and waterfront operations).

SECT. 19A added, 1953, 117 (requiring the furnishing of copies of certain medical reports to employees).

SECT. 19B added, 1959, 255 (prohibiting the use of lie detector tests by employers as a condition of employment); revised, 1963, 797.

SECT. 20A added, 1933, 351 § 1 (relative to the judicial enforcement of certain contracts relative to membership in labor or employers' organizations). (See 1933, 351 § 2.)

SECTS. 20B and 20C added, 1935, 407 § 1 (regulating the liability of labor unions and others involved in labor disputes, and defining labor disputes and other terms used in connection therewith). (See 1935, 407 § 6.)

SECT. 20C, first sentence amended, 1950, 452 § 1; subsection (*c*) stricken out and subsections (*c*)–(*f*) inserted, 1950, 452 § 2. (See 1937, 436 § 10; G. L. 150A § 6 (*h*) inserted by 1938, 345 § 2; 1950, 452 §§ 5–7.)

SECT. 20D added, 1958, 678 (prohibiting the solicitation, acceptance or payment of money for the purpose of encouraging or discouraging the formation or functioning of a labor organization).

SECT. 21 revised, 1965, 234.

SECT. 22 amended, 1951, 166 § 1; 1955, 430; two sentences added at end, 1956, 471.

SECT. 23, first paragraph amended, 1951, 166 § 2; second paragraph amended, 1935, 114.

SECT. 23A added, 1934, 233 (regulating the employment of armed guards in connection with strikes, lockouts and other labor troubles).

SECT. 23B added, 1955, 241 (prohibiting the use of auxiliary police or other personnel organized under the civil defense laws in connection with any labor dispute).

SECT. 24 amended, 1933, 272; revised, 1950, 452 § 4. (See 1950, 452 §§ 5–7.)

SECTS. 24A–24J added, under the caption "DISCRIMINATION AGAINST CERTAIN PERSONS IN EMPLOYMENT ON ACCOUNT OF AGE", 1937, 367 § 2.

SECTS. 26 and 27 stricken out, and new sections 26–27D added, 1935, 461 (relative to preference and minimum wages of veterans and others in certain employments on certain public works).

SECT. 26 amended, 1947, 334; first sentence revised, 1954, 627 § 32; sentence added at end, 1956, 606 § 1; amended, 1960, 401 § 1; revised, 1964, 609 § 1; paragraph added at end, 1937, 346; same paragraph revised, 1938, 413; 1946, 591 § 46. (See 1954, 627 §§ 65, 67.)

SECT. 27, last sentence revised, 1955, 180; last sentence stricken out and three sentences inserted, 1956, 606 § 2; last three sentences revised, 1960, 401 § 2; second from last sentence amended, 1964, 609 § 2; next to last sentence amended, 1964, 609 § 3.

SECT 27B revised, 1965, 417.

SECT. 27C, last sentence stricken out and four sentences inserted, 1961, 475 § 1.

SECT. 27D amended, 1955, 453; revised, 1958, 364; 1961, 475 § 2.

SECT. 27E added, 1938, 67 (establishing residential requirements to be observed in the employment of certain persons by the department of public works).

SECT. 27F added, 1960, 795 (requiring payment of determined wages to operators of trucks and other equipment rented for use on public works).

SECT. 28 revised, 1948, 550 § 30.

SECT. 29 amended, 1935, 217 § 2; revised, 1935, 472 § 2; 1938, 361; 1955, 702 § 2; 1957, 682 § 1; first and second paragraphs revised, 1962, 696; first paragraph amended, 1964, 609 § 4; second paragraph amended, 1964, 609 § 5. (See 1955, 702 § 3; 1957, 682 § 3.)

SECT. 29A added, 1949, 185 (relative to the enforcement of certain surety bonds by persons furnishing labor and materials on private building projects).

SECT. 30 revised, 1936, 367 § 1; 1947, 680 § 1.

SECT. 30A added, 1947, 677 § 1 (further regulating the work hours of certain persons employed by the commonwealth); amended, 1949, 780; 1950, 439; revised, 1952, 626; 1955, 643 § 6; amended, 1960, 430 § 1; 1963, 798 § 4; next to last sentence stricken out, 1960, 614 § 1. (See 1947, 677 §§ 2, 3; 1955, 643 § 12; 1960, 430 § 2, 614 § 3.

SECT. 30B added, 1960, 614 § 2 (relative to the payment of overtime to certain employees of the commonwealth); revised, 1960, 762 § 1; amended, 1963, 798, § 5; 1962, 748. (See 1960, 614 § 3, 762 § 2.)

SECT. 32 revised, 1945, 680.

SECT. 33A added, 1947, 649 (authorizing a forty hour week for employees of certain cities and towns); revised, 1948, 657.

SECT. 33B added, 1950, 653 (further regulating the work hours of persons employed by cities and towns).

SECT. 33C added, 1961, 510 (requiring the payment of overtime to certain city and town employees at the rate of one and one-half times their regular rate of compensation).

SECT. 34 amended, 1936, 367 § 2; revised, 1947, 680 § 2.

SECT. 34A added, 1938, 438 (requiring contractors on public buildings and other public works to provide and continue in force, during the full term of the contract, insurance under the Workmen's Compensation Law, so called).

SECT. 34B added, 1939, 252 (regulating the rate of compensation paid to reserve police officers by contractors on certain public works).

SECT. 34C added, 1947, 680 § 3 (concerning the applicability of certain provisions of law relative to hours of labor on public works).

SECT. 36 amended, 1942, 1 § 7; revised, 1957, 91. (See 1942, 1 § 9.)

SECT. 39 revised, 1935, 444 § 1; 1954, 632 § 1. (See 1935, 444 § 2.)

SECT. 40 revised, 1945, 426 § 1; repealed, 1954, 632 § 2. (See 1945, 426 § 2.)

SECTS. 44A–44E stricken out and sections 44A–44L inserted, 1956, 679 § 1. (See 1956, 679 § 2.)

For prior changes see Table of Changes contained in Acts and Resolves of 1960.

The following references are to sections 44A-44L, as so inserted:

SECT. 44A, second sentence revised, 1957, 590 § 1; first paragraph revised, 1960, 692.

SECT. 44B, subsection (2) amended, 1961, 604 § 1; subsection (3), second sentence revised, 1960, 771 § 2; amended, 1961, 604 § 2; subsection (4) revised, 1963, 445 § 1.

SECT. 44C, second sentence amended, 1962, 645; revised, 1963, 267; 1964, 523; third sentence revised, 1957, 590 § 2; paragraph added at end, 1961, 604 § 3.

SECT. 44D, second sentence revised, 1961, 604 § 4; section revised, 1965, 598.

SECT. 44F revised, 1960, 771 § 3; paragraph added at end, 1961, 604 § 5.

SECT. 44G, first line of "Form for Sub-Bid" revised, 1965, 836 § 1; paragraph C of said form revised, 1965, 836 § 2; paragraph D of said form revised, 1960, 771 § 4; paragraph E of said form revised, 1961, 604 § 6; 1965, 836 § 3. (See 1965, 836 §§ 7, 8.)

SECT. 44H, first sentence revised, 1963, 445 § 2; second sentence amended, 1965, 836 § 4; last sentence of first paragraph stricken out and two sentences inserted, 1960, 771 § 5; fourth sentence amended, 1965, 836 § 5; second paragraph amended, 1965, 836 § 6; paragraph added at end, 1960, 771 § 6; 1961, 604 § 7. (See 1965, 836 § 8.)

SECT. 44I, paragraph (3) revised, 1960, 771 § 7; paragraph (5) added, 1960, 771 § 8.

SECT. 44K revised, 1957, 590 § 3.

SECT. 48 revised, 1935, 185, 423 § 3; amended, 1938, 320; revised, 1939, 235 § 1.

SECT. 49 amended, 1937, 221; revised, 1938, 295; 1961, 70 § 1.

SECT. 50 revised, 1933, 225; amended, 1935, 423 § 1; revised, 1961, 70 § 2.

SECT. 50A added, 1935, 423 § 2 (making one day's rest in seven law applicable to watchmen and employees maintaining fires in certain establishments).

SECT. 51 revised, 1939, 235 § 2.

SECT. 51A added, 1954, 93 (authorizing exemptions from the law requiring one day's rest in seven).

SECT. 51B added, 1958, 593 (providing that certain injured workers shall have preference in re-employment).

SECT. 52, last sentence revised, 1961, 47.

SECT. 52A added, 1956, 385 (providing for leave of absence from work for training for employees who are members of organized units of the ready reserve of the armed forces of the United States).

SECT. 55 revised, 1945, 87.

SECT. 56 amended, 1932, 110 § 1; revised, 1935, 200; first sentence stricken out and two sentences inserted, 1939, 377; section amended, 1941, 574, 610 § 1; first sentence amended, 1947, 161; revised, 1947, 368; amended, 1948, 196; revised, 1961, 44; first paragraph amended, 1966, 183; paragraph added at end, 1946, 241 § 1. (See 1941, 610 §§ 2, 3.)

SECT. 57 amended, 1932, 110 § 2.

SECT. 59 amended, 1933, 193 § 1; 1936, 170 § 1; revised, 1947, 357 § 1; 1965, 448. (For prior temporary legislation authorizing the commissioner of labor and industries to suspend certain provisions relative to the hours of employment of women in the textile and leather industries, see 1933, 347; time for suspension as to the textile industry extended, 1935, 429; 1936, 154; 1937, 153; 1938, 68; 1939, 96; 1941, 154; 1943, 306; 1945, 14; 1946, 96. For prior temporary legislation suspending certain provisions relative to the hours of employment of women and children in the textile industry and to their meal periods, 1946, 127, 560.)

SECT. 60 revised, 1935, 203; paragraph added at end, 1939, 193 § 1; section revised, 1939, 273, 461 § 5; 1947, 109 § 1; amended, 1955, 113; paragraph added at end, 1962, 107 § 2. (See 1939, 461 § 13.)

SECT. 61, clause (1) revised, 1946, 241 § 2; section amended, 1954, 98; last sentence stricken out, 1954, 240 § 1.

SECT. 62, clause (13) amended, 1934, 328 § 19; section amended, 1945, 337; clause (15) added, 1946, 171; amended, 1954, 240 § 2; last sentence revised, 1962, 452; amended, 1966, 43.

SECT. 65 amended, 1939, 352; revised, 1939, 461 § 6.

SECT. 66 amended, 1933, 193 § 2; 1936, 170 § 2; 1939, 255; 1946, 48; affected, 1946, 127, 560; section revised, 1947, 357 § 2; 1961, 69; amended, 1962, 60.

SECT. 67 revised, 1939, 348; amended, 1961, 68.

SECTS. 69–73. See 1934, 114.

SECT. 69 amended, 1939, 461 § 7.

SECT. 70, sentence added at end, 1939, 94; section revised, 1945, 133 § 4.

SECT. 71 amended, 1945, 133 § 5; revised, 1958, 38.

SECT. 73 revised, 1939, 461 § 8; amended, 1955, 503.

SECT. 78 amended, 1934, 292 § 1; 1954, 240 § 3.

SECT. 79 amended, 1954, 291; revised, 1961, 43.

SECT. 84 amended, 1932, 180 § 29.

SECT. 86 revised, 1939, 461 § 9; first paragraph revised, 1947, 109 § 2.

SECT. 87 revised, 1939, 461 § 10; paragraph inserted after subsection (4) (*e*), 1952, 63.

SECT. 88 amended, 1945, 133 § 6.

SECT. 89 revised, 1945, 133 § 7.
SECT. 90 revised, 1945, 133 § 8.
SECT. 94 revised, 1939, 461 § 11.
SECT. 95, first paragraph amended, 1945, 133 § 9; 1956, 234 § 1; second paragraph amended, 1956, 234 § 2.
SECT. 100 amended, 1939, 280; affected, 1946, 127, 560; section revised, 1947, 357 § 3; 1957, 723; 1958, 461.
SECT. 101 revised, 1938, 335; amended, 1955, 111.
SECT. 104 amended, 1932, 27; 1939, 193 § 2; revised, 1954, 110; sentence inserted after first sentence, 1962, 107 § 1.
SECTS. 105A–105C added, under caption, 1945, 584 § 3 (penalizing discriminatory wage rates based on sex).
SECT. 105A revised, 1947, 565; 1951, 180.
SECT. 106, sentence added at end, 1955, 373 § 1; section revised, 1956, 89.
SECT. 113 revised, 1934, 255; amended, 1955, 426.
SECT. 117 revised, 1935, 208; 1961, 222.
SECT. 118 amended, 1961, 438.
SECT. 126 revised, 1945, 528; first sentence revised, 1954, 349; second and third sentences revised, 1963, 38.
SECT. 127 revised, 1951, 38.
SECT. 129 revised, 1963, 36.
SECT. 129A added, 1949, 305 (requiring the shoring of certain excavations); revised, 1956, 431.
SECT. 129B added, 1964, 233 (prohibiting certain employers from requiring or knowingly permitting employees to use devices, commonly known as stilts, in the performance of their work).
SECT. 130 revised, 1954, 59.
SECT. 133, sentence added at end, 1955, 373 § 2; section revised, 1955, 669 § 1. (See 1955, 669 § 2.)
SECT. 135 amended, 1933, 64; revised, 1961, 225.
SECT. 139 amended, 1955, 92.
SECT. 140 repealed, 1953, 57.
SECT. 141A added, 1949, 255 (limiting the weight to be lifted by hand by certain employees in textile factories).
SECTS. 142A–142F added, under caption, 1933, 304 (regulating the sale, distribution, storage and use of benzol and its compounds).
SECT. 142A amended, 1935, 463 § 1; revised, 1949, 591 § 1; 1955, 469 § 1. (See 1955, 469 § 7.)
SECT. 142B revised, 1935, 463 § 2; 1949, 591 § 2; 1955, 469 § 2. (See 1955, 469 § 7.)
SECT. 142C revised, 1955, 469 § 3. (See 1955, 469 § 7.)
SECT. 142D amended, 1949, 591 § 3; revised, 1955, 469 § 4. (See 1955, 469 § 7.)
SECT. 142E revised, 1949, 591 § 4; 1955, 469 § 5. (See 1955, 469 § 7.)
SECT. 142F amended, 1949, 591 § 5; revised, 1955, 469 § 6. (See 1955, 469 § 7.)
SECT. 142G added, 1955, 469 § 6 (providing for the enforcement of certain rules and regulations relative to the use, storage and sale of certain materials and substances hazardous to health).
SECT. 147A added, 1932, 234 (requiring the furnishing of certain information to the department of labor and industries with respect to the performance of certain industrial work in tenements and dwelling houses).

SECTS. 143–147A, and the heading above section 143, stricken out, and new sections 143–147H inserted, under the heading "INDUSTRIAL HOMEWORK", 1937, 429.

SECT. 143 revised, 1945, 600 § 1; 1955, 764 § 1. (See 1955, 764 § 13.)

SECT. 143A added, 1955, 764 § 2 (relative to protection of health and well being of industrial home workers). (See 1955, 764 § 13.)

SECT. 144 amended, 1945, 600 § 2; 1955, 764 § 3; 1962, 253. (See 1955, 764 § 13.)

SECT. 145 amended, 1955, 764 § 4. (See 1955, 764 § 13.)

SECT. 146A added, 1955, 764 § 5 (relative to the distribution of industrial homework). (See 1955, 764 § 13.)

SECT. 147 amended, 1941, 539; first paragraph amended, 1945, 600 § 3; 1955, 764 § 6; 1958, 666 § 1; second paragraph amended, 1953, 247; revised, 1955, 764 § 7. (See 1955, 764 § 13.)

SECT. 147A amended, 1939, 461 § 12; paragraph added at end, 1955, 764 § 8; revised, 1958, 666 § 2. (See 1955, 764 § 13.)

SECT. 147B amended, 1945, 600 § 4.

SECT. 147C amended, 1945, 600 § 5; 1955, 764 § 9. (See 1955, 764 § 13.)

SECT. 147D amended, 1945, 600 § 6; 1955, 764 § 10. (See 1955, 764 § 13.)

SECT. 147E amended, 1955, 764 § 11. (See 1955, 764 § 13.)

SECT. 147G amended, 1945, 600 § 7; 1955, 764 § 12. (See 1955, 764 § 13.)

SECT. 147H amended, 1966, 535 § 12.

SECT. 148, last sentence amended, 1932, 101 § 1; section revised, 1935, 350; 1936, 160; first paragraph revised, 1955, 506; paragraph inserted after first paragraph, 1943, 467; paragraph inserted after third paragraph, 1943, 378; same paragraph amended, 1943, 563; revised, 1946, 414; last paragraph amended, 1951, 28; section revised, 1956, 259; first paragraph revised, 1960, 416; amended, 1966, 319.

SECT. 150, sentence added at end, 1932, 101 § 2.

SECT. 150A added, 1938, 403 (requiring employers to furnish certain information to employees relative to deductions from wages for social security and unemployment compensation benefits); revised, 1960, 246; 1961, 400.

SECT. 150B added, 1943, 385 (prohibiting labor unions from requiring payment of certain fees as a condition of securing or continuing employment).

SECT. 152A added, 1952, 490 (prohibiting the payment by an employee to an employer of tips or gratuities received during the course of employment); sentence added, 1966, 350.

SECT. 156 amended, 1935, 363 § 1; 1941, 164. (See 1935, 363 § 2.)

SECT. 157A added, 1933, 268 (insuring to piece or job workers in factories and workshops information relative to their compensation).

SECT. 159A added, 1937, 342 § 1 (to prevent the misleading of patrons of certain places as to the beneficiaries of tips given to hat-check and cigarette girls and the like).

SECT. 159B added, 1949, 241 (requiring payment by employers for medical examinations of present or prospective employees in certain cases).

SECT. 170 amended, 1945, 580 § 8. (See 1945, 580 § 9.)

SECT. 171 revised, 1948, 487.

SECT. 178A added, 1932, 175 (authorizing the payment of small amounts of wages or salary of intestate employees to certain next of kin without administration); sentence added at end, 1953, 436 § 4; section revised, 1954, 562 § 4.

SECT. 178B added, 1947, 189 § 1 (to authorize deductions from wages of

employees of districts and municipalities for making certain payments to credit unions of such employees); revised, 1956, 144; 1966, 458. [For prior legislation, see G. L. chapter 171 § 6A (1946, 184) repealed by 1947, 189 § 2.]

SECT. 178C added, 1953, 436 § 5 (relative to the payment of salaries, wages or other sums owing by the commonwealth or certain political subdivisions thereof upon the death of their officers or employees); revised, 1954, 562 § 5. (See 1953, 436 § 7.)

SECT. 178D added, 1958, 460 (protecting the right of public employees to join vocational or labor organizations); sentence added at end, 1962, 504.

SECT. 178E added, 1959, 552 (providing that a certain portion of a dividend or rate reduction under a group insurance policy should be applied for the sole benefit of certain insured employees).

SECT. 178F added, 1964, 637 (authorizing state employees to join and to act on behalf of certain organizations representing employees of the commonwealth and to enter into certain agreements with state departments or agencies relative to working conditions).

SECTS. 178G–178N added, 1965, 763 § 2 (providing for the election of representative bargaining agents with political subdivisions of the commonwealth).

SECT. 178G, definition of "Employee" revised, 1966, 156.

SECT. 179B added, 1941, 642 (requiring the giving of notice to the Commissioner of Labor and Industries of the commencement or a change of location of operations by industries in this commonwealth).

Chapter 150. — Conciliation and Arbitration of Industrial Disputes.

SECT. 3 amended, 1938, 364 § 1; 1939, 111.

SECT. 5 revised. 1938, 364 § 2.

SECT. 7, fifth sentence amended, 1946, 590 § 1; 1957, 481.

SECT. 9, last sentence amended, 1946, 590 § 2.

SECT. 11 added, 1949, 548 (providing that certain agreements for the arbitration and conciliation of labor disputes shall be valid); repealed, 1959, 546 § 3. (See 1959, 546 § 4.)

Chapter 150A. — Labor Relations.

New chapter inserted, 1938, 345 § 2 (incorporating the provisions of 1937, 436, relative to labor relations as an addition to the General Laws). (See 1938, 345 §§ 3, 4.)

SECT. 1, paragraph added at end, 1964, 576 § 1. (See 1964, 576 § 10.)

SECT. 2, subsections (2) and (3) revised, 1964, 576 § 2; subsection (9) added, 1951, 615 § 1; subsections (10) and (11) added, 1964, 576 § 3. (See 1964, 576 § 10.)

SECT. 3 revised, 1951, 615 § 2.

SECT. 4, subsection (2) amended, 1956, 286; subsection (3) revised, 1947, 657 § 1; subsection (6) added, 1947, 657 § 2.

SECT. 4A revised, 1947, 657 § 3.

SECT. 4B added, 1947, 657 § 3 (making it an unfair labor practice for a labor organization to refuse to bargain collectively in certain cases).

SECT. 4C added, 1964, 576 § 4 (relative to unfair labor practices of health care facilities or of nurse employees of health care facilities). (See 1964, 576 § 10.)

SECT. 5, subsection (*a*) revised, 1951, 615 § 3; subsection (*b*) amended, 1939, 318; revised, 1951, 615 § 4; 1964, 576 § 5; subsection (*c*) amended, 1947, 657 § 4; 1964, 576 § 6. (See 1964, 576 § 10.)

SECT. 6, subsection (*a*) amended, 1947, 657 § 5; revised, 1964, 576 § 7; subsection (*e*) amended, 1954, 681 § 10; subsection (*f*) amended, 1954, 681 § 11; subsection (*h*) amended, 1941, 261. (See 1964, 576 § 10.)

SECTS. 6A–6C added, 1947, 657 § 6 (relative to membership in labor organizations where such membership is required as a condition of employment).

SECT. 7, first paragraph amended, 1947, 657 § 7.

SECT. 9 amended, 1947, 657 § 8; revised, 1964, 576 § 8. (See 1964, 576 § 10.)

SECT. 9A added, 1964, 576 § 9 (providing for the submission to arbitration of certain grievances or disputes between a health care facility and its nurse employees). (See 1964, 576 § 10.)

SECT. 10, subsection (*b*) revised, 1945, 354; 1947, 657 § 9.

Chapter 150B. — Peaceful Settlement of Industrial Disputes Dangerous to Public Health and Safety.

New chapter inserted, 1947, 596.

SECTS. 3 and 4 revised, 1954, 557 § 1.

SECT. 8 added, 1954, 557 § 2 (relative to compensation for persons appointed as moderators, commissioners or board members in matters relating to peaceful settlement of industrial disputes).

Chapter 150C. — Collective Bargaining Agreements to Arbitrate.

New chapter inserted, 1959, 546 § 1. (See 1959, 546 § 4.)

Chapter 150D. — Registration of Labor Replacements or Strike Breakers.

New chapter inserted, 1960, 738.

SECT. 1 revised, 1962, 443 § 1.

SECT. 3 revised, 1962, 443 § 2.

SECT. 5, first paragraph revised, 1962, 443 § 3.

Chapter 151. — Minimum Fair Wages (former title, Minimum Fair Wages for Women and Minors).

Chapter stricken out, and new chapter 151 inserted, 1934, 308 § 1. (See 1934, 308 §§ 2, 3; 1935, 267. See also 1933, Res. 44; 1934, 383, Res. 25.)

Chapter stricken out, and new chapter 151 (with new title) inserted, 1937, 401 § 1. (See 1937, 401 §§ 2, 3.)

Chapter stricken out, and new chapter 151 (with new title) inserted, 1947, 432 § 1 (incorporating as part of the General Laws, 1946, 545 which extended the minimum wage law, so called, to adult male persons). (See 1947, 432 § 2.) For prior changes see Table of Changes contained in Acts and Resolves of 1952.

The following references are to chapter 151, as so inserted:

SECT. 1, sentence added at end, 1949, 777 § 1; amended, 1952, 558 § 1; 1955, 762 § 1; revised, 1956, 740 § 1; amended, 1958, 620 § 1; revised, 1962, 134 § 1; amended, 1962, 134 § 4; revised, 1964, 644 § 1; amended, 1964, 644 § 4; revised, 1966, 679 § 1; amended, 1966, 679 § 4. (See 1949,

777 §§ 2, 4; 1955, 762 § 4; 1956, 740 § 4; 1958, 620 § 3; 1962, 134 §§ 7, 8, 9; 1964, 644 §§ 7–11; 1966, 679 §§ 9, 10.)

SECT. 1A added, 1960, 813 (establishing a minimum rate for hours worked in excess of forty hours in a work week); revised, 1961, 431; clause (9) revised, 1962, 155; clause (11) amended, 1961, 576 § 1; clause (15) revised, 1965, 416; clause (18) added, 1962, 153. (See 1961, 576 § 2.)

SECT. 1B added, 1962, 371 (providing criminal and other penalties for failure to pay statutory overtime rates of compensation).

SECT. 2, definition of "A directory order" stricken out, 1952, 558 § 2; definition of "Occupation" revised, 1948, 362; amended, 1952, 558 § 3; revised, 1954, 174; amended, 1959, 190.

SECT. 5, last sentence amended, 1962, 479.

SECT. 7, first two sentences stricken out and three sentences inserted, 1957, 202; paragraph added at end, 1952, 558 § 4; revised, 1953, 515; amended, 1955, 762 § 2; revised, 1956, 740 § 2; 1958, 616 § 1; 1959, 551 § 1; 1962, 134 § 2; amended, 1962, 134 § 5; 1963, 586 § 1; 1963, 586 § 2; revised, 1964, 644 § 2; amended, 1964, 644 § 5; 1965, 334 §§ 1, 2; second paragraph revised, 1966, 679 § 2; amended, 1966, 679 § 5; paragraph added at end, 1956, 681. (See 1952, 558 § 5; 1955, 762 § 4; 1956, 185, 740 § 4; 1958, 616 § 2; 1959, 551 § 2; 1962, 134 §§ 7, 8, 9; 1963, 586 §§ 3, 4; 1964, 644 §§ 7–11; 1965, 334 §§ 3, 4; 1966, 679 §§ 9, 10.)

SECT. 8, last sentence revised, 1952, 558 § 6.

SECT. 9 revised, 1957, 225; 1958, 27; amended, 1961, 272.

SECT. 10, first sentence revised, 1952, 558 § 7.

SECT. 11, first sentence amended, 1952, 558 § 8.

SECT. 12 revised, 1952, 558 § 9.

SECT. 13 amended, 1952, 558 § 10.

SECT. 14, paragraph added at end, 1959, 123.

SECT. 15 amended, 1950, 349 § 1.

SECT. 16 amended, 1952, 558 § 11.

SECT. 19, paragraph (1) revised, 1962, 86; paragraph (2) revised, 1949, 777 § 3; 1952, 558 § 12; amended, 1955, 762 § 3; revised, 1956, 740 § 3; amended, 1958, 620 § 2; revised, 1962, 134 § 3; amended, 1962, 341, 134 § 6; revised, 1964, 644 § 3; amended, 1964, 644 § 6; revised, 1966, 679 § 3; amended, 1966, 679 § 6; paragraph (5) added, 1965, 335; revised, 1966, 22. (See 1949, 777 §§ 2, 4; 1955, 762 § 4; 1956, 740 § 4; 1958, 620 § 3; 1962, 134 §§ 7, 8, 9; 1964, 644 §§ 7–11; 1966, 679 §§ 9, 10.)

SECT. 20, first sentence amended, 1962, 399 § 1, 399 § 2. (See 1962, 399 § 3.)

SECT. 20A added, 1950, 349 § 2 (establishing a time during which certain actions may be brought under the minimum wage law).

Chapter 151A. — Employment Security (former title, Unemployment Compensation).

For legislation providing for the payment of unemployment compensation benefits to persons upon termination of service in the military or naval forces of the United States during the present national emergency, see 1941, 701; 1943, 319; 1946, 168.

New chapter inserted, 1935, 479 § 5. (See 1935, 479 §§ 6, 7; 1936, 12 § 3, 249 § 16.)

Chapter stricken out, and new chapter 151A (with same title) inserted, 1937, 421 § 1. (See 1937, 421 §§ 2–4.)

Chapter stricken out, and new chapter 151A (with new title) inserted, 1941, 685 § 1. (See 1941, 685 §§ 7-11; 1941, 686.)

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

The following references are to chapter 151A, as so inserted:

SECT. 1, subsections (*a*), (*c*) and (*r*) (1) revised, 1951, 763 § 1; subsection (*a*) revised, 1953, 560 § 1; 1956, 719 § 1; affected, 1957, 626; subsection (*o*) amended, 1956, 719 § 3; subsection (*r*) (1) amended, 1956, 719 § 2; subsection (*r*) (2), sentence added at end, 1949, 476; subsection (*r*) (2) revised, 1951, 763 § 1; subsection (*r*) (3) added, 1953, 635 § 1; revised, 1957, 632; subsection (*s*) (1) stricken out, 1948, 603 § 1; subsection (*s*) revised, 1951, 763 § 1; amended, 1954, 279 § 1; subsection (*u*) added, 1949, 639 § 2, defining "American vessel"; subsection (*v*), defining "Remuneration", and subsection (*w*), defining "Average weekly wage", added, 1951, 763 § 2; subsection (*x*) defining "American aircraft", added, 1962, 414 § 1; subsection (*v*) repealed, 1953, 635 § 2. (See 1949, 639 § 3; 1951, 763 § 22; 1953, 560 § 3; 1954, 279 § 2; 1956, 719 § 8.)

SECT. 6, subsection (*c*) revised, 1949, 639 § 1; subsection (*d*) revised, 1951, 763 § 3; 1954, 280 § 1; subsection (*f*) amended, 1954, 431 § 1; subsection (*h*) revised, 1951, 763 § 3; subsection (*j*) revised, 1951, 763 § 3; subsection (*n*) revised, 1951, 763 § 3; subsection (*q*) amended, 1947, 433; section revised, 1961, 393 § 1; subsection (*e*) revised, 1966, 560 § 1; subsection (*g*) amended, 1962, 414 § 2; revised, 1964, 454; subsection (*j*) revised, 1962, 414 § 3, subsection (*p*) added, 1964, 358. (See 1949, 639 § 3; 1951, 763 § 22; 1954, 280 § 2; 1961, 393 § 2.)

SECT. 8, subsection (*a*) amended, 1950, 535; subsections (*g*) and (*h*) added at end, 1943, 534 § 2.

SECT. 11 revised, 1941, 685 § 2; 1951, 763 § 4. (See 1951, 763 § 22.)

SECT. 12, second paragraph amended, 1959, 507 § 1; last paragraph amended, 1959, 507 § 2.

SECT. 14, first paragraph revised, 1948, 603 § 2; subsection (*a*) amended, 1948, 603 § 3; subsection (*b*) (2) revised, 1943, 534 § 1; amended, 1945, 484 § 2; 1946, 170 § 2; 1948, 537 § 1; subsection (*b*) (4), sentence added at end, 1947, 602 § 1; subsection (*b*) revised, 1949, 740 § 1; subsection (*c*) added, 1943, 534 § 1A; designations of subsections (*c*) and (*d*) changed to (*d*) and (*e*), respectively, 1943, 534 § 1B; subsection (*c*) revised, 1945, 516; paragraph in lines 48–72 revised, 1946, 360; subsection (*c*) revised, 1947, 440 § 1; 1949, 740 § 2; subsection (*e*) amended, 1948, 537 § 2; section revised, 1951, 763 § 5; 1953, 397; first paragraph revised, 1961, 614 § 1; sentence added at end of same paragraph, 1962, 468 § 1; subsection (*b*) (1) revised, 1956, 719 § 7; subsection (*d*), paragraph (2) revised, 1966, 560 § 2; subsection (*e*), paragraph (6) revised, 1961, 614 § 2; subsection (*f*) revised, 1961, 614 § 3; subsection (*h*), paragraph (3) added, 1966, 362; subsection (*i*) revised, 1961, 614 § 4; subsection (*j*) revised, 1961, 614 § 5; subsection (*n*), paragraph (1) revised, 1958, 643 § 1; 1959, 508; paragraph (5) stricken out, 1958, 643 § 2; subsection (*o*) added, 1954, 431 § 2; amended, 1965, 631. (See 1947, 440 § 2, 602 § 2; 1948, 537 § 3; 1949, 740 § 3; 1951, 763 § 22; 1956, 719 § 8; 1957, 643 § 3; 1962, 468 § 2.)

SECT. 15, subsection (*a*) amended, 1950, 232; subsection (*b*) revised, 1948, 603 § 6; subsection (*c*) revised, 1943, 373.

SECT. 18, first paragraph revised, 1966, 560 § 3.

SECT. 22, sentence added at end, 1945, 625 § 2.

SECT. 23, subsection (*a*) revised, 1941, 685 § 3; 1951, 763 § 6; amended, 1955, 530; subsections (*b*) and (*c*) revised, 1951, 763 § 6; subsection (*e*) stricken out, 1943, 534 § 3; subsection (*f*) added, 1951, 763 § 7. (See 1951, 763 § 22.)

SECT. 24 revised, 1951, 763 § 8; first paragraph amended, 1959, 587 § 1; 1963, 447 § 1; paragraph added at end, 1958, 437 § 1; 1965, 636; revised, 1966, 528. (See 1951, 763 § 22; 1963, 447 § 3.)

SECT. 25, subsection (*a*) amended, 1948, 421; revised, 1951, 763 § 9; amended, 1961 § 3; subsection (*b*) amended, 1953, 464; revised, 1959, 554; amended, 1961, 247; 1963, 447 § 2; 1964, 355; 1966, 382; subsection (*c*) amended, 1959, 533; subsection (*d*) amended, 1945, 356; revised, 1951, 763 § 9; subsection (*e*) revised, 1951, 763 § 9; 1953, 401; amended, 1956, 719 § 4; revised, 1958, 677; subsection (*f*) added, 1951, 763 § 10. (See 1951, 763 § 22; 1956, 719 § 8; 1963, 447 § 3.)

SECT. 27 amended, 1945, 625 § 3; revised, 1948, 630; 1951, 763 § 11; 1965, 634. (See 1951, 763 § 22.)

SECT. 28, paragraph added at end, 1954, 431 § 3.

SECT. 29, subsection (*a*) revised, 1943, 534 § 5; 1945, 484 § 1; 1946, 170 § 1; 1956, 719 § 5; 1959, 587 § 2; 1963, 438 § 1; 1965, 649 § 1; subsection (*b*) revised, 1951, 763 § 12; 1954, 673; subsection (*c*) added, 1946, 611; revised, 1949, 501; 1951, 763 § 12; 1954, 635; amended, 1957, 542; revised, 1958, 385; 1959, 589; 1960, 603; 1962, 476. (See 1951, 763 § 22; 1956, 719 § 8; 1963, 438 § 2; 1965, 649 § 2.)

SECT. 29A added, 1949, 421 (providing that benefits under this chapter shall not be reduced by reason of the receipt of holiday pay, so called).

SECT. 30 amended, 1945, 484 § 3; revised, 1949, 559; 1953, 410 § 1; 1956, 719 § 6; 1958, 437 § 2; first paragraph revised, 1959, 588. (See 1953, 410 § 2; 1956, 719 § 8.)

SECT. 31 revised, 1951, 763 § 13. (See 1951, 763 § 22.)

SECT. 32 repealed, 1951, 763 § 14. (See 1951, 763 § 22.)

SECT. 33 repealed, 1943, 534 § 4.

SECT. 34 repealed, 1951, 763 § 14. (See 1951, 763 § 22.)

SECT. 37 revised, 1959, 506.

SECT. 38 revised, 1951, 763 § 15; subsection (*a*), paragraph added at end, 1953, 560 § 2. (See 1951, 763 § 22; 1953, 560 § 3.)

SECT. 39 revised, 1949, 659; 1951, 763 § 16. (See 1951, 763 § 22.)

SECT. 40 revised, 1951, 763 § 17. (See 1951, 763 § 22.)

SECT. 42 revised, 1943, 534 § 6; fifth sentence stricken out and three sentences inserted, 1951, 763 § 18; eighth sentence revised, 1954, 681 § 12; next to last sentence stricken out and six sentences inserted, 1947, 434. (See 1951, 763 § 22; 1954, 681 §§ 20, 22.)

SECT. 44, subsection (*b*) revised, 1948, 603 § 4.

SECT. 45A added, 1954, 655 (requiring an employer to furnish an employee with a wage report).

SECT. 46, second sentence amended, 1954, 512; revised, 1964, 302; subsection (*a*) added, 1948, 603 § 5.

SECT. 47 revised, 1951, 763 § 19; fourth paragraph amended, 1966, 560 § 4. (See 1951, 763 § 22.)

SECT. 48, second paragraph revised, 1966, 560 § 5.

SECT. 53A added, 1957, 512 (relative to the expenditure of certain moneys credited the commonwealth under the federal social security act).

SECT. 54 revised, 1966, 560 § 6.

SECT. 58, subsection (*d*) revised, 1966, 560 § 7.

SECT. 58A added, 1966, 560 § 8 (establishing a contingent fund for the administration of the division of employment security).

SECT. 62 amended, 1952, 394.

SECT. 66A added, 1949, 646 (authorizing the director of employment security to enter into reciprocal agreements with foreign countries relative to the administration of the employment security law).

SECT. 69, paragraph added at end, 1949, 555; section revised, 1951, 763 § 20. (See 1951, 763 § 22.)

SECT. 71 revised, 1951, 763 § 21. (See 1951, 763 § 22.)

SECT. 74 revised, 1949, 290.

Chapter 151B. — Unlawful Discrimination against Race, Color, Religious Creed, National Origin or Ancestry.

New chapter inserted, 1946, 368 § 4.

SECT. 1, subsection 4 amended, 1957, 426 § 6; subsection 5 amended, 1950, 697 § 1; revised, 1962, 627; subsection 7 revised, 1963, 469; subsection 8 added, 1950, 697 § 2; amended, 1966, 405; subsections 9, 10, 11 added, 1957, 426 § 1; subsection 9 revised, 1963, 613 § 1; subsection 12 added, 1959, 239 § 1; subsection 13, added, 1963, 197 § 1; subsection 14 added, 1965, 213 § 1.

SECT. 3, subsection 6 amended, 1950, 697 § 3; revised, 1960, 163 § 1; amended, 1965, 397 § 1; subsection 8 amended, 1950, 697 § 4; 1965, 397 § 2; subsection 9 amended, 1950, 697 § 5; 1965, 397 § 3; subsection 12 added, 1966, 410.

SECT. 4, first sentence amended, 1957, 426 § 2; subsection 1 amended, 1950, 697 § 6; 1965, 397 § 4; subsection 2 amended, 1950, 697 § 7; 1965, 397 § 5; subsection 3 amended, 1950, 697 § 8; 1965, 397 § 6; subsection 3A added, 1955, 274; subsection 3B added, 1960, 163 § 2; subsection 6 added, 1957, 426 § 2; amended, 1959, 239 § 2; revised, 1961, 128; subsection 7 added, 1963, 197 § 2; subsection 8 added, 1965, 213 § 2; paragraph added at end of section, 1947, 424; 1957, 426 § 3; two paragraphs added, 1966, 361.

SECT. 5 revised, 1950, 479 § 4; amended, 1957, 426 § 4; second paragraph amended, 1961, 570; revised, 1963, 613 § 2; paragraph added, 1965, 569.

SECT. 6 amended, 1957, 426 § 5; seventh sentence revised, 1954, 681 § 13. (See 1954, 681 §§ 20, 22.)

SECT. 7 amended, 1963, 613 § 3.

SECT. 9 amended, 1950, 697 § 9; first sentence revised, 1965, 397 § 7; last sentence amended, 1963, 613 § 4.

Chapter 151C. — Fair Educational Practices.

New chapter inserted, 1949, 726 § 2.

SECT. 1, paragraph (*a*) revised, 1956, 334 § 1; paragraph (*c*) amended, 1956, 334 § 2.

SECT. 2, paragraph (*c*) amended, 1956, 334 § 3.

SECT. 3, paragraph (*a*) amended, 1956, 334 § 4; paragraph (*b*) amended, 1956, 334 § 5; paragraph (*c*) amended, 1956, 334 § 6; paragraph (*d*) amended, 1956, 334 § 7; paragraph (*e*) amended, 1956, 334 § 8; paragraph (*g*) amended, 1956, 334 § 9; paragraph (*h*) amended, 1956, 334 § 10; paragraph (*i*) amended, 1956, 334 § 11; paragraph (*j*) amended, 1956, 334 § 12.

SECT. 4, paragraph (*a*) amended, 1956, 334 § 13; paragraph (*b*) amended, 1956, 334 § 14; paragraph (*c*) revised, 1954, 681 § 14; amended, 1956, 334 § 15; paragraph (*d*) amended, 1956, 334 § 16. (See 1954, 681 §§ 20, 22.)

SECT. 5 amended, 1956, 334 § 17.

Chapter 151D. — Health, Welfare and Retirement Funds.

New chapter inserted, 1957, 778 § 2; repealed, 1958, 655 § 2. (See 1957, 778 § 3.)

New chapter 151D (with same title) inserted, 1958, 655 § 4. (See 1958, 655 § 5.)

The following references are to chapter 151D, as so inserted.

SECT. 3A added, 1966, 386 § 3 (relative to health and welfare trust fund agreements for visual services).

SECT. 10 amended, 1964, 467.

Chapter 152. — Workmen's Compensation.

For legislation requiring manufacturers to insure under the workmen's compensation act where employees work on machinery, see 1936, 426; repealed, 1948, 156.

SECT. 1, two sentences added at end of paragraph (1), 1935, 332 § 1; paragraph (1) revised, 1943, 529 § 1; paragraph (2) revised, 1953, 314 § 2; paragraph (3) amended, 1950, 738 § 1; paragraph (4) revised, 1935, 406; 1943, 529 § 3; 1945, 369; first paragraph of paragraph (4) amended, 1947, 215; paragraph inserted, 1951, 109 § 1; amended, 1953, 139; third paragraph of paragraph (4) revised, 1953, 656 § 1; amended, 1955, 366; revised, 1955, 755; 1956, 680; 1960, 306; paragraph (5) revised, 1943, 529 § 1A; 1954, 265; amended, 1958, 429; paragraph (6) amended, 1943, 529 § 2; paragraph (7) revised, 1950, 277 § 2; paragraph (7A) added, 1941, 437; paragraph (7B) added, 1947, 488 § 9; same paragraph repealed, 1950, 277 § 1; paragraph (8) revised, 1953, 314 § 3. (See 1943, 529 § 14; 1951, 109 § 2.)

SECT. 2 amended, 1953, 314 § 4.

SECT. 2A added, 1946, 386 § 3 (limiting the application of certain acts in amendment of G. L. 152 increasing the amounts of compensation payable thereunder).

SECT. 4 revised, 1939, 83; 1953, 314 § 5; 1961, 611 § 7.

SECT. 5, paragraph added at end, 1943, 359; section amended, 1953, 314 § 6; first paragraph, sixth sentence revised, 1963, 407.

SECT. 6 amended, 1945, 347; 1953, 314 § 6.

SECT. 7 amended, 1953, 314 § 6.

SECT. 7A added, 1947, 380 (relative to procedure in certain claims under the workmen's compensation law where employees are unable to testify).

SECT. 7B added, 1947, 455 (regulating the admissibility of certain evidence in workmen's compensation cases).

SECT. 7C added, 1966, 443 (requiring preliminary conferences in workmen's compensation cases).

SECT. 8 amended, 1953, 314 § 6; revised, 1961, 611 § 8.

SECT. 8A amended, 1953, 314 § 6; 1957, 693 § 1.

SECT. 9 revised, 1949, 442; amended, 1953, 314 § 6.

SECT. 9A revised, 1938, 381; amended, 1953, 314 § 6.

SECT. 9B added, 1935, 424 (providing for the reference of certain cases under the workmen's compensation law to industrial disease referees); revised, 1938, 462; repealed, 1947, 286.

SECT. 10 revised, 1947, 546.

SECT. 11 amended, 1932, 129 § 1; first paragraph amended, 1956, 301; paragraph added at end, 1935, 484; 1939, 213 § 1; 1949, 61; 1950, 634 § 1; 1953, 288; section amended, 1953, 314 § 6; revised, 1957, 693 § 2. (See 1939, 213 § 2.)

SECT. 11A added, 1945, 444 (relieving employees and their dependents of the expenses of certain appeals in workmen's compensation cases); sentence added at end, 1949, 372; section revised, 1957, 693 § 3.

SECT. 12, last paragraph amended, 1932, 117 § 1; section amended, 1953, 314 § 6. (See 1932, 117 § 2; 1935, 351.)

SECT. 12A added, 1959, 585 (compensating an injured employee for reasonable costs resulting from proceedings to discontinue compensation).

SECT. 13, sentence added at end, 1933, 68; section amended, 1953, 314 § 6

SECT. 14 amended, 1953, 314 § 6.

SECT. 15 revised, 1939, 401; 1943, 432; second sentence amended, 1965, 487 § 1A. (See 1965, 487 § 2.)

SECT. 15A amended, 1934, 252; 1955, 174 § 5.

SECTS. 16 and 17 amended, 1953, 314 § 6.

SECT. 18, sentence added at end, 1938, 102; section amended, 1939, 93.

SECT. 19, paragraph in lines 17 and 18 revised, 1935, 339; same paragraph revised, 1939, 245; paragraph in lines 19–22 revised, 1955, 174 § 1; paragraph added at end, 1941, 379 § 11; section amended, 1953, 314 § 6; last paragraph revised, 1955, 174 § 2.

SECT. 19A added, 1935, 359 (requiring certain notices from employers not insured under the workmen's compensation law); repealed, 1948, 158.

SECT. 19B added, 1941, 410 (requiring the posting of notices by certain employers not covering their employees by workmen's compensation insurance); repealed, 1948, 157.

SECT. 20 revised, 1935, 340; amended, 1945, 464; last two sentences revised, 1946, 390; section revised, 1949, 276; amended, 1953, 314 § 6.

SECT. 20A added, 1945, 468 (requiring employers and certain insurers who maintain clinics, etc., for the treatment of injured employees, to furnish such employees with copies of all medical examinations); revised, 1954, 194.

SECT. 21 amended, 1943, 529 § 4. (See 1943, 529 § 14.)

SECT. 22 amended, 1943, 529 § 13; 1953, 314 § 6. (See 1943, 529 § 14.)

SECT. 23 revised, 1943, 529 § 5; amended, 1953, 314 § 6. (See 1943, 529 § 14.)

SECT. 24 amended, 1943, 529 § 6; 1955, 174 § 5. (See 1943, 529 § 14.)

SECTS. 25A–25D added, 1943, 529 § 7, under caption "COMPULSORY COMPENSATION AND SELF-INSURANCE." (See 1943, 529 § 14.)

SECT. 25A, paragraph (2) amended, 1949, 441 § 1; paragraph (2) (*a*) amended, 1945, 316; sixth sentence revised, 1946, 472 § 1; paragraph (2) (*a*) revised, 1949, 441 § 2; paragraph (2) (*b*), first sentence revised, 1945, 518: 1946, 472 § 2; paragraph (2) (*b*) revised, 1949, 441 § 3; paragraph (2) (*c*) revised, 1945, 344; 1948, 176; 1949, 441 § 4; amended, 1950, 351; revised, 1955, 174 § 3.

SECT. 25C, two sentences added at end, 1951, 689; next to last sentence revised, 1953, 330; section amended, 1955, 174 § 5.

SECT. 25D amended, 1955, 174 § 5.

SECT. 26 amended, 1937, 370 § 1; revised, 1943, 302, 529 § 8; paragraph added at end, 1945, 623 § 1; section amended, 1955, 174 § 5. (See 1943, 529 § 14.)

SECT. 26A added, 1937, 370 § 2 (providing for payment of workmen's compensation in certain cases of suicide).

SECT. 26B added, 1957, 276 (apportioning liability under the workmen's compensation act when the injured employee is in the concurrent service of two or more employers).

SECT. 27 revised, 1935, 331.

SECT. 28 amended, 1934, 292 § 2; revised, 1943, 529 § 9. (See 1943, 529 § 14.)

SECT. 29 revised, 1935, 372; 1937, 382; amended, 1949, 471; 1951, 135; 1953, 314 § 6; first two sentences revised, 1966, 578; fourth sentence revised, 1966, 442.

SECT. 30 revised, 1936, 164; 1943, 181; 1946, 233 § 1; sentence added at end, 1948, 159; section amended, 1953, 314 § 6. (See 1946, 233 § 2.)

SECTS. 30A–30C added, 1950, 767 § 2 (prescribing duties of the rehabilitation commission in the department of industrial accidents).

SECT. 30A amended, 1952, 630 § 11; first sentence revised, 1956, 602 § 14. (See 1956, 602 §§ 17–20.)

SECT. 30B amended, 1953, 314 § 6; revised, 1956, 602 § 15. (See 1956, 602 §§ 17–20.)

SECT. 30D added, 1956, 602 § 16 (relative to the furnishing of certain information to the industrial accident rehabilitation board by self insurers and insurers).

SECT. 31, first paragraph amended, 1934, 250; 1950, 738 § 2; paragraph contained in the sixth to the forty-fourth lines revised, 1937, 325; same paragraph amended, 1943, 368; revised, 1945, 572; 1948, 666; 1950, 357; 1956, 588; 1959, 530; 1961, 541; 1964, 446; last paragraph revised, 1943, 400; amended, 1950, 738 § 3; revised, 1951, 98; 1961, 503; section amended, 1955, 174 § 5.

SECT. 32, paragraph (*c*) amended, 1950, 282 § 2; paragraph (*d*) revised, 1947, 450; amended, 1949, 281; 1950, 282 § 3; new paragraph added, 1935, 361 (relative to payments under the workmen's compensation law to dependents of deceased minor employees); amended, 1950, 738 § 4.

SECT. 33 revised, 1939, 81; 1941, 495; amended, 1948, 155; 1949, 258; revised, 1957, 270; 1960, 287.

SECT. 34 revised, 1935, 332 § 2; 1941, 624; 1945, 717; 1946, 321 § 1; amended, 1947, 665; 1949, 520 § 1; revised, 1955, 777 § 1; amended, 1956, 735 § 1; revised, 1958, 665 § 1; 1959, 566 § 1; 1961, 602 § 1; 1963, 460 § 1; amended, 1965, 644 § 1. (See 1946, 321 § 4; 1956, 735 § 4; 1963, 460 § 4.)

SECT. 34A added, 1935, 364 (providing for payments for total and permanent disability under the workmen's compensation law, and establishing methods of determining the same); amended, 1943, 276; revised, 1945, 717; first paragraph revised, 1946, 321 § 2; amended, 1949, 520 § 2; revised, 1955, 777 § 2; first sentence amended, 1956, 735 § 2; revised, 1958, 665 § 2; 1959, 566 § 2; 1961, 602 § 2; 1963, 460 § 2; amended, 1965, 644 § 2. (See 1946, 321 § 4; 1956, 735 § 4; 1963, 460 § 4.)

SECT. 35 amended, 1943, 299; revised, 1945, 717; 1946, 321 § 3; amended, 1949, 520 § 3; revised, 1955, 777 § 3; 1958, 665 § 3; 1959, 566 § 3; 1961, 602 § 3; 1963, 460 § 3; amended, 1965, 644 § 3. (See 1946, 321 § 4; 1963, 460 § 4.)

SECT. 35A added, 1945, 717 (providing for an increase in certain weekly benefits under the workmen's compensation law in certain cases); revised, 1946, 553; paragraph (*c*) revised, 1950, 282 § 1; section amended, 1953,

314 § 6; 1956, 735 § 3; revised, 1957, 641; amended, 1959, 566 § 4. (See 1956, 735 § 4.)

SECT. 36, paragraph (*j*) revised, 1933, 257; section revised, 1935, 333; paragraph (*b*) amended, 1947, 664 § 1; paragraph (*d*) amended, 1947, 634 § 1; paragraph (*e*) amended, 1947, 634 § 2; paragraph (*f*) amended, 1946, 386 § 1; paragraph added at end of section, 1947, 634 § 3. (See 1946, 386 § 2; 1947, 664 § 2.)

SECT. 36 stricken out and sections 36 and 36A inserted, 1949, 519 (increasing the benefits payable under the workmen's compensation law for certain injuries).

SECT. 36, paragraph (*d*) revised, 1959, 230; paragraph (*f*) revised, 1959, 545 § 1; paragraphs (*h*) and (*i*) revised, 1952, 60; paragraphs (*n*) and (*o*) revised, 1959, 545 § 2; paragraph (*q*) revised, 1952, 84; paragraphs (*s*) and (*t*) inserted, 1959, 545 § 3; paragraph added at end, 1953, 64; amended 1959, 199; section revised, 1962, 471 § 1; amended, 1966, 584. (See 1962, 471 § 2.)

SECT. 36A revised, 1950, 445; 1951, 494.

SECT. 37 amended, 1937, 321; revised, 1950, 527; amended, 1957, 287.

SECT. 37A added, 1945, 623 § 2 (relative to payments to disabled war veterans subsequently injured in industry); second sentence revised, 1965, 891.

SECT. 39 amended, 1937, 317.

SECT. 41 revised, 1965, 487 § 1. (See 1965, 487 § 2.)

SECT. 45, paragraph added at end, 1951, 662; section amended, 1955, 174 § 5.

SECT. 46 amended 1941, 378; 1945, 623 § 2A; 1953, 314 § 6.

SECT. 47 revised, 1960, 792.

SECTS. 48 and 49 amended, 1953, 314 § 6.

SECT. 50 revised, 1953, 670; 1965, 616.

SECT. 52 revised, 1947, 619 § 1. (See 1947, 619 § 3.)

SECT. 52A added, 1939, 465 § 2 (relative to insuring against silicosis and other occupational pulmonary dust diseases); repealed, 1957, 301. (See 1939, 465 § 4.)

SECT. 52B added, 1945, 581 (relative to the payment of premiums for workmen's compensation insurance in certain cases).

SECTS. 52C–52G added, 1947, 619 § 2 (relative to rates for workmen's compensation insurance). (See 1947, 619 § 3.)

SECT. 52D, paragraph added at end, 1962, 342.

SECT. 52F, paragraph (*c*) amended, 1954, 681 § 15. (See 1954, 681 §§ 20, 22.)

SECT. 54A added, 1935, 425 (relative to safeguarding and extending the workmen's compensation law by making void certain contracts or agreements in the nature of insurance which do not insure the payment of the compensation provided for by said law); revised, 1957, 275.

SECT. 55, second paragraph revised, 1934, 137 § 1.

SECT. 57 amended, 1955, 174 § 5.

SECT. 58 amended, 1955, 174 § 5.

SECT. 59 amended, 1953, 314 § 6.

SECTS. 62 and 63 amended, 1953, 314 § 6.

SECT. 65 amended, 1935, 395; 1936, 162; 1937, 394; revised, 1939, 465 § 3; amended, 1943, 367; second sentence amended, 1950, 634 § 2; section amended, 1955, 174 § 5, 234 § 2. (See 1939, 465 § 4.)

SECTS. 65A–65M added, under caption, 1939, 489 (providing for the equitable distribution of rejected risks among insurers of workmen's compensation, and the pooling of losses in connection with such risks).

SECTS. 65A and 65B amended, 1953, 314 § 6.

SECT. 65M amended, 1953, 314 § 6.

SECT. 65N added, 1945, 623 § 3 (establishing a special fund to encourage the employment in industry of disabled war veterans); amended, 1949, 689; 1955, 174 § 5. (See 1965, 642.)

SECT. 66 revised, 1943, 529 § 9A; 1959, 478. (See 1943, 529 § 14.)

SECT. 67 revised, 1943, 529 § 10; first sentence revised, 1953, 656 § 2. (See 1943, 529 § 14.)

SECT. 68 revised, 1943, 529 § 11; amended, 1947, 506 § 4; revised, 1949, 427 § 8. (See 1943, 529 § 14; 1949, 427 § 11.)

SECT. 69 revised, 1933, 318 § 7; 1936, 260; amended, 1936, 403; revised, 1939, 435; last sentence revised, 1939, 468; section amended, 1941, 614; 1945, 729; 1946, 422; second sentence revised, 1947, 590; paragraph added at end, 1951, 610 § 2; section revised, 1959, 555; first paragraph amended, 1966, 401; paragraph added at end, 1960, 655.

SECT. 69A added, 1933, 315 (regulating workmen's compensation payments by the commonwealth); amended, 1953, 314 § 6.

SECT. 69B added, 1936, 427 (further regulating workmen's compensation payments by the commonwealth); amended, 1955, 174 § 5.

SECT. 70 amended, 1953, 314 § 6.

SECT. 73, first sentence amended, 1936, 318 § 4; 1937, 336 § 23; first sentence stricken out and paragraph inserted, 1941, 379 § 12; first two sentences revised, 1950, 209.

SECT. 73A added, 1941, 649 (to provide for the employment of partially disabled public employees and temporary filling of their original positions).

SECT. 74 amended, 1939, 451 § 57; 1941, 344 § 26; sentence added at end, 1953, 501.

SECT. 74A added, 1955, 681 (extending workmen's compensation to employees furnishing aid to other governmental units).

SECT. 75 revised, 1932, 19; amended, 1951, 610 § 1; 1954, 680 § 8; 1955, 174 § 4, 643 § 11. (See 1955, 643 § 12.)

SECTS. 76–85 added, 1939, 465 § 1 (providing workmen's compensation benefits for employees in the granite industry contracting silicosis and other occupational pulmonary dust diseases). (See 1939, 465 § 4; 1950, 220.)

SECTS. 76–85 stricken out and section 76 inserted, 1950, 220.

For prior changes see Table of Changes contained in Acts and Resolves of 1954.

SECT. 76 repealed, 1955, 234 § 1.

Chapter 153. — Liability of Employers to Employees for Injuries not resulting in Death.

SECT. 6 amended, 1935, 387; first sentence revised, 1947, 506 § 5; 1949, 427 § 9. (See 1949, 427 § 11.)

Chapter 154. — Assignment of Wages.

SECT. 2 revised, 1948, 550 § 31; first sentence amended, 1956, 689 § 6; revised, 1963, 305. (See 1956, 689 § 9.)

SECT. 8 added, 1933, 96 (exempting orders for payment of labor or trade union or craft dues or obligations from the operation of the laws

regulating assignments of wages); amended, 1939, 125; 1948, 117; revised, 1950, 204; 1951, 239; amended, 1955, 631; 1956, 244 § 3; revised, 1958, 52 § 1; amended, 1962, 162. (See 1958, 52 § 2.)

Chapter 155. — General Provisions relative to Corporations.

SECT. 1 revised, 1935, 297 § 1; 1962, 750 § 5; 1964, 723 § 4. (See 1935, 297 § 3; 1962, 750 §§ 73, 74; 1964, 723 §§ 6, 7.)

SECT. 2 amended, 1962, 750 § 6.

SECT. 2A added, 1955, 490 (to provide for the certification and recording of evidence of the incorporation of church or cemetery corporations); amended, 1962, 750 § 7; revised, 1964, 476.

SECT. 2B added, 1958, 441 (relative to the approval of certain proposed corporations); revised, 1962, 750 § 8.

SECT. 3A amended, 1965, 310.

SECT. 6, sentence added at end, 1949, 105.

SECT. 9 amended, 1938, 327 § 1; revised, 1943, 295; first sentence revised, 1953, 32; section revised, 1962, 750 § 9; first paragraph amended, 1963, 59; section revised, 1964, 484 § 1. (See 1938, 327 § 2.)

SECT. 9A added, 1964, 484 § 2 (providing for the reservation of a corporate name.)

SECT. 10 amended, 1933, 11; third sentence revised, 1943, 549 § 4; fifth sentence revised, 1957, 698 § 2; section revised, 1962, 750 § 10.

SECT. 12A added, 1938, 164 § 1 (making permanent certain provisions of law authorizing domestic corporations to contribute to certain funds for the benefit of social and economic conditions); amended, 1946, 278. (See 1938, 164 § 2.)

SECT. 12B added, 1947, 488 § 5 (empowering corporations to participate as subscribers in the exchanging of reciprocal or inter-insurance contracts).

SECT. 12C added, 1953, 415 (authorizing corporations to make contributions for charitable, scientific or educational purposes).

SECT. 13, sentence added at end, 1949, 695.

SECT. 15 revised, 1939, 14.

SECT. 18 revised, 1962, 133.

SECT. 22, paragraph added at end, 1953, 185; same paragraph revised, 1954, 50.

SECT. 23 amended, 1962, 750 § 11.

SECT. 23A added, 1935, 297 § 2 (regulating sales of stocks, bonds and other securities of corporations to their employees); repealed, 1938, 445 § 13. (See 1935, 297 § 3; G. L. chapter 110A, § 11A, inserted by 1938, 445 § 9.)

SECTS. 24–44 repealed, 1957, 765 § 2. (See 1957, 765 § 21.)

SECT. 46, first sentence stricken out, 1957, 765 § 7. (See 1957, 765 § 21.)

SECT. 50 amended, 1933, 66.

SECT. 50A added, 1939, 456 § 1 (relative to the dissolution of domestic corporations); amended, 1943, 383; revised, 1962, 750 § 12.

SECT. 51A added, 1958, 204 (providing for the distribution of the assets of certain corporations upon petition to the supreme judicial or superior courts); amended, 1962, 750 § 13.

SECT. 56, first sentence revised, 1939, 456 § 2; 1953, 31; section revised, 1962, 750 § 14.

Chapter 156. — Business Corporations.

SECT. 1 revised, 1962, 750 § 15.
SECT. 2, first sentence revised, 1964, 723 § 5; amended, 1965, 685 § 55. (See 1964, 723 §§ 6, 7; 1965, 685 § 57.)
SECT. 3 amended, 1962, 750 § 16.
SECT. 5 amended, 1939, 301 § 1.
SECT. 6, clause (*e*) amended, 1939, 15 § 1.
SECT. 10, clauses (*e*) and (*f*) added, 1961, 97 § 1; paragraph added at end, 1961, 97 § 2.
SECT. 11, first sentence revised, 1961, 97 § 3; 1962, 750 § 17.
SECT. 12, form of certificate revised, 1932, 67; section revised, 1959, 327 § 1; 1962, 750 § 18. (See 1959, 327 § 2.)
SECT. 16 amended, 1962, 750 § 19.
SECT. 17 amended, 1962, 750 § 20.
SECT. 24 revised, 1961, 211 § 1; 1962, 750 § 21. (See 1961, 211 § 3.)
SECT. 29 revised, 1961, 211 § 2; 1962, 750 § 22. (See 1961, 211 § 3.)
SECT. 30 amended, 1937, 52.
SECT. 32 revised, 1955, 173; 1956, 375.
SECT. 36 revised, 1941, 514 § 1.
SECT. 41 revised, 1932, 136.
SECT. 41B added, 1951, 498 (authorizing changes of shares of par value stock into a greater number or the exchange thereof for a greater number).
SECT. 41C added, 1951, 565 § 1 (authorizing changes of stock without par value to shares with par value).
SECT. 42 amended, 1943, 38 § 1.
SECT. 43 amended, 1962, 750 § 23.
SECT. 44 amended, 1951, 565 § 2.
SECT. 45 amended, 1951, 565 § 3.
SECT. 46, sentence added at end, 1943, 38 § 2.
SECTS. 46A–46E added, under the heading "MERGER AND CONSOLIDATION", 1941, 514 § 2.
SECT. 46A revised, 1948, 524; amended, 1962, 750 § 24; last paragraph amended, 1959, 180 § 1.
SECT. 46B, third paragraph amended, 1962, 750 § 25; paragraph contained in lines 102–108 revised, 1943, 405 § 1; 1947, 543 § 1; sixth paragraph amended, 1959, 180 § 2.
SECT. 46D amended, 1962, 750 § 26; subsection 2 of paragraph (*b*) amended, 1954, 57; 1958, 2; paragraph contained in lines 64–73 revised, 1943, 405 § 2; 1947, 543 § 2; fifth paragraph amended, 1959, 180 § 3. (See 1963, 141.)
SECT. 46F added, 1959, 180 § 4 (providing for the issuance of certain certificates by the secretary of state for filing in registries of deeds and town clerks' offices as evidence of mergers and consolidations of corporations).
SECT. 47 revised, 1962, 467 § 1; amended, 1962, 750 § 27. (See 1962, 467 § 3.)
SECT. 48 revised, 1961, 202; amended, 1962, 750 § 28.
SECT. 49 revised, 1941, 276; first sentence revised, 1948, 118; section revised, 1962, 467 § 2. (See 1962, 467 § 3.)
SECT. 50 amended, 1962, 750 § 29.
SECT. 52 amended, 1962, 750 § 30.
SECT. 53 amended, 1957, 698 § 3.

SECT. 54 amended, 1932, 180 § 30; paragraph added at end, 1951, 565 § 4.
SECT. 55 amended, 1952, 314; revised, 1955, 338; amended, 1957, 698 § 4.

Chapter 156A. — Professional Corporations.

New chapter inserted, 1963, 654 § 1.

SECT. 6 revised, 1964, 459.

Chapter 156B. — Certain Business Corporations.

New chapter inserted, 1964, 723 § 1. (See 1964, 723 §§ 6, 7.)

SECT. 2, clause (*b*) revised, 1965, 685 § 1.*
SECT. 3 amended, 1965, 685 § 1A.*
SECT. 4 amended, 1965, 685 § 1B.*
SECT. 6, last sentence stricken out, 1965, 685 § 2.*
SECT. 8 revised, 1965, 685 § 3.*
SECT. 11, subsection (*b*) amended, 1965, 685 § 4; subsection (*c*) amended, 1965, 685 § 5; subsection (*d*) amended, 1965, 685 § 6.*
SECT. 12, first paragraph amended, 1965, 685 § 7; second paragraph amended, 1965, 685 § 8.*
SECT. 13, subsection (*c*) amended, 1965, 685 § 9.*
SECT. 17, sentence inserted after first sentence, 1965, 685 § 10.*
SECT. 23 revised, 1965, 685 § 11.*
SECT. 26, first paragraph revised, 1965, 685 § 12.*
SECT. 27 revised, 1965, 685 § 13.*
SECT. 29 amended, 1965, 685 § 13A.*
SECT. 31 revised, 1965, 685 § 14.*
SECT. 32, first and second sentences revised, 1965, 685 § 15.*
SECT. 36 amended, 1965, 685 § 16.*
SECT. 39 revised, 1965, 685 § 17.*
SECT. 41 amended, 1965, 685 § 18.*
SECT. 43 amended, 1965, 685 § 19.*
SECTS. 47–49 revised, 1965, 685 § 20.*
SECT. 50 amended, 1965, 685 § 20A.*
SECT. 51, clause (*a*) amended, 1965, 685 § 21.*
SECT. 53, last sentence revised, 1965, 685 § 22.*
SECT. 55 amended, 1965, 685 § 22A.*
SECT. 59 revised, 1965, 685 § 23.*
SECT. 61 amended, 1965, 685 § 24.*
SECT. 62 amended, 1965, 685 § 25.*
SECT. 63 amended, 1965, 685 § 26.*
SECT. 67, two paragraphs added, 1965, 685 § 27.*
SECT. 71 revised, 1965, 685 § 28.*
SECT. 74, first paragraph amended, 1965, 685 § 29.*
SECT. 75, sentence added, 1965, 685 § 30.*
SECT. 78, subsection (*b*) amended, 1965, 685 § 31; subsection (*c*) amended, 1965, 685 § 32; subsection (*d*) amended, 1965, 685 § 32A; subsection (*e*) amended, 1965, 685 § 33.*
SECT. 79, subsection (*c*) amended, 1965, 685 § 33A; subsection (*d*) amended, 1965, 685 § 34.*
SECT. 80 amended, 1965, 685 § 35.*

* See 1965, 685 § 57.

SECT. 81 amended, 1965, 685 § 36.*
SECT. 82, subsection (*b*) amended, 1965, 685 § 37; subsection (*e*) amended, 1965, 685 § 38.*
SECT. 83, subsection (*d*) amended, 1965, 685 § 38A; subsection (*f*) amended, 1965, 685 § 39.*
SECT. 86 amended, 1965, 685 § 40.*
SECT. 95 amended, 1965, 685 § 41.*
SECT. 97 amended, 1965, 685 § 42.*
SECT. 98 amended, 1965, 685 § 43.*
SECTS. 99–102 revised, 1965, 685 § 44.*
SECT. 103 amended, 1965, 685 § 45.*
SECT. 104 amended, 1965, 685 § 46.*
SECT. 107 amended, 1965, 685 § 47;* last sentence revised, 1966, 347 § 1.
SECT. 108 amended, 1965, 685 § 48.*
SECT. 109 amended, 1965, 685 § 49.*
SECT. 110 repealed, 1965, 685 § 50.*
SECT. 112, last sentence stricken out, 1965, 685 § 51.*
SECT. 113 amended, 1965, 685 § 52.*
SECT. 114, subsection (*b*) amended, 1965, 685 § 53; 1966, 347 § 2; subsections (*f*), (*g*) and (*h*) inserted, 1965, 685 § 54.*

Chapter 157. — Co-operative Corporations.

SECT. 3, second sentence revised, 1949, 378 § 1.
SECT. 3A added, 1949, 378 § 2 (authorizing the forming of corporations to conduct a housing business on the co-operative plan).
SECT. 4 revised, 1949, 378 § 3; first sentence revised, 1958, 26.
SECT. 6 amended, 1949, 378 § 4; paragraph 2 revised, 1964, 290; paragraph 4 revised, 1949; 378, § 5.
SECT. 7 amended, 1962, 750 § 31; 1957, 698 § 5.
SECT. 8 amended, 1962, 750 § 32.
SECT. 9 amended, 1949, 378 § 6; 1957, 698 § 6.
SECT. 13 amended, 1954, 23.
SECT. 16, last sentence amended, 1932, 180 § 31.

Chapter 158. — Certain Miscellaneous Corporations.

SECT. 1 amended, 1962, 750 § 33.
SECT. 9 revised, 1962, 750 § 34.
SECT. 17 revised, 1966, 526.
SECT. 33 amended, 1962, 750 § 35.
SECT. 36 amended, 1962, 750 § 36.
SECT. 37 amended, 1962, 750 § 37.
SECT. 38 amended, 1962, 750 § 38.
SECT. 39 amended, 1962, 750 § 39.
SECT. 41 amended, 1962, 750 § 40.
SECT. 42 amended, 1962, 750 § 41.
SECT. 43, last paragraph amended, 1953, 282; section revised, 1957, 698 § 7.

Chapter 159. — Common Carriers.

SECT. 12 amended, 1964, 563 § 9; paragraph (*a*) revised, 1945, 175.
SECT. 14A added, 1941, 713 (authorizing the department of public

* See 1965, 685 § 57.

utilities to regulate rates for the transportation of persons or property within the commonwealth by common carriers by aircraft).

SECT. 15, paragraph added at end, 1937, 247; same paragraph stricken out, 1938, 155 § 2; clause added, 1951, 681; revised, 1951, 726; amended, 1966, 535 § 13.

SECT. 16A added, 1938, 243 (relative to the discontinuance of service by railroads).

SECT. 20 amended, 1939, 18.

SECT. 21, sentence inserted after first sentence, 1946, 214.

SECT. 24, second sentence revised, 1945, 647 § 1.

SECT. 27 revised, 1945, 647 § 2.

SECT. 28 revised, 1945, 647 § 3.

SECT. 29 revised, 1945, 647 § 4.

SECT. 30 revised, 1945, 647 § 5.

SECT. 32, first sentence revised, 1945, 199.

SECT. 34A added, 1945, 577 (relative to affiliated companies of common carriers).

SECTS. 55–56 repealed, 1957, 765 § 2. (See 1957, 765 § 21.)

SECT. 59 revised, 1933, 326 § 1.

SECT. 60 amended, 1933, 326 § 2; 1941, 233.

SECT. 61 amended, 1933, 326 § 3; 1946, 437 § 1.

SECT. 62 amended, 1933, 326 § 4; 1946, 437 § 2.

SECT. 63 amended, 1946, 437 § 3.

SECT. 65 amended, 1937, 270.

SECT. 70 revised, 1934, 357 § 1.

SECT. 80 amended, 1934, 357 § 2.

SECT. 89 revised, 1936, 363 § 1; amended, 1951, 24 § 1; 1953, 42 § 1; repealed, 1964, 400 § 2. (See 1953, 42 § 4.)

SECT. 90 revised,1936, 363 § 2; amended, 1951, 24 § 2; repealed, 1964, 400 § 2.

SECT. 91 revised, 1936, 363 § 3; repealed, 1964, 400 § 2.

SECT. 92 amended, 1936, 363 § 4; 1951, 24 § 3; revised, 1964, 400 § 3.

SECT. 93 amended, 1936, 363 § 5; 1951, 24 § 4; sentence added at end, 1962, 362.

SECT. 94 amended, 1936, 363 § 6; 1951, 24 § 5; 1953, 319 § 23. (See 1953, 319 §§ 39, 40.)

SECT. 95 amended, 1951, 24 § 6.

SECT. 98 amended, 1948, 550 § 32.

SECT. 99 amended, 1948, 550 § 33.

SECT. 101 revised, 1950, 116.

SECT. 103 amended, 1933, 10; 1941, 54; 1943, 322 § 1.

SECT. 104, first sentence revised, 1950, 117 § 1; 1959, 234; amended, 1960, 156. (See 1950, 117 § 2.)

Chapter 159A. — Common Carriers of Passengers by Motor Vehicle.

Title amended, and headings, "PART I", "CARRIERS OF PASSENGERS BY MOTOR VEHICLE", inserted before section 1, 1933, 372 § 1; repealed, 1934, 264 § 5.

SECT. 1 revised, 1948, 550 § 34; 1949, 297 § 11; amended, 1956, 99.

SECT. 2 revised, 1947, 258 § 1. (See 1947, 258 § 2.)

SECT. 4, first sentence stricken out and three sentences inserted, 1945, 318 § 1. (See 1945, 318 § 2.)

SECT. 7, paragraph added at end, 1956, 329; amended, 1966, 97.

SECT. 7A added, 1949, 449 (relative to the transfer of certificates, licenses and permits issued for certain common carriers); first sentence revised, 1952, 355; first paragraph revised, 1961, 268 § 1; second paragraph amended, 1951, 160; two sentences added at end, 1954, 281.

SECT. 10, paragraph added at end, 1945, 585.

SECT. 11A added, 1939, 404 § 1 (placing special and chartered buses, so called, under the supervision of the department of public utilities); amended, 1941, 480; revised, 1947, 482 § 1; first sentence revised, 1953, 268 § 1; first paragraph revised, 1954, 319 § 1; second paragraph revised, 1954, 319 § 2; third paragraph amended, 1948, 484; 1950, 501; 1951, 161; 1954, 307; 1964, 41; paragraph added at end, 1961, 268 § 2; section revised, 1965, 537; first paragraph amended, 1966, 531. (See 1939, 404 § 2; 1947, 482 § 2; 1953, 268 § 2; 1954, 319 § 3.)

SECT. 15 revised, 1949, 609; first paragraph revised, 1964, 116.

SECTS. 17–30 added, under captions, 1933, 372 § 2 (regulating carriers of property by motor vehicle); repealed, 1934, 264 § 5.

Chapter 159B. — Carriers of Property by Motor Vehicle.

New chapter inserted, 1934, 264 § 1.

Chapter stricken out and new chapter 159B (with same title) inserted, 1938, 483 § 1. (See 1938, 483 §§ 2-5.)

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

The following references are to chapter 159B, as so inserted:

SECT. 2, definition of "Irregular route common carrier" revised, 1941, 653 § 2; definition of "Regular route common carrier" revised and paragraph defining "Regular routes" added, 1941, 653 § 3; definition of "Agricultural carrier by motor vehicle" inserted, 1941, 704 § 1; definitions of "Contract carrier by motor vehicle", "Motor carrier" and "Permit" revised, 1941, 704 § 2; definition of "Motor Carrier" revised, 1951, 664 § 3; definition of "Property" inserted, 1949, 346 § 1; revised, 1954, 87; 1956, 266; definition of "Motor Vehicle" stricken out and definition of "Commercial Motor Vehicle" inserted, 1951, 664 § 1; definition of "Private Carrier" inserted, 1951, 664 § 2; revised, 1952, 483; 1955, 569. (See 1941, 704 § 4.)

SECT. 3, introductory paragraph amended, 1945, 400 § 1; paragraph (*b*) revised, 1941, 592 § 1; paragraph (*c*) revised, 1945, 400 § 2; amended, 1946, 420 § 1; revised, 1947, 52 § 1; amended, 1959, 543 § 1; paragraph (*d*) revised, 1950, 189. (See 1945, 400 § 8; 1946, 420 § 2; 1947, 52 § 2.)

SECT. 4, second paragraph revised, 1945, 400 § 3; 1966, 196 § 1; third paragraph revised, 1941, 592 § 2; fifth paragraph revised, 1966, 196 § 2; paragraph added at end, 1951, 384 § 1. (See 1951, 384 § 2.)

SECT. 5, third paragraph amended, 1959, 543 § 2; revised, 1966, 424.

SECT. 6, fifth paragraph amended, 1951, 664 § 4; stricken out, 1955, 353 § 1.

SECT. 6A added, 1955, 353 § 2 (relative to the responsibility for illegal rate practices by common carriers by motor vehicle); second paragraph amended, 1956, 217.

SECT. 6B added, 1962, 626 (establishing a maximum charge for towing away motor vehicles during snow removal operations).

SECT. 7, paragraph (*a*) revised, 1939, 171; amended, 1950, 187; paragraph (*b*) amended, 1945, 343.

SECT. 9 amended, 1941, 483 § 1; 1946, 376 § 1; sentence added at end, 1947, 52 § 3; section revised, 1954, 553.

SECT. 10, paragraph added at end, 1939, 306; amended, 1941, 483 § 2; paragraph added at end, 1945, 379; section amended, 1946, 376 § 2; first paragraph amended, 1954, 481; second paragraph revised, 1953, 423.

SECT. 10A added, 1939, 322 (relative to replacing lost or mutilated plates and lost or destroyed certificates, permits and licenses issued to carriers of property by motor vehicle); sentence added at end, 1945, 644 § 1; section revised, 1953, 309; sentence inserted before first sentence, 1954, 288.

SECT. 10B added, 1946, 376 § 3 (relative to the issuance of certain distinguishing plates to carriers of property by motor vehicle and to the use of such plates); revised, 1954, 440.

SECT. 11 amended, 1941, 483 § 3; first sentence of first paragraph revised, 1948, 616 § 1; amended, 1950, 186; second sentence of last paragraph revised, 1945, 644 § 2; same sentence revised, 1948, 616 § 2; paragraph added at end, 1951, 158; sentence added at end, 1961, 266.

SECT. 11A added, 1956, 601 (to authorize a conditional transfer of a certificate, permit or license to a temporary vendee or lessee of interstate motor carriers duly approved by the interstate commerce commission).

SECT. 12, first paragraph revised, 1941, 653 § 4; second sentence amended, 1945, 400 § 4; second paragraph revised, 1954, 293.

SECT. 12A added, 1957, 165 (authorizing the director of the commercial motor vehicle division of the department of public utilities to destroy or dispose of certain obsolete records and plates).

SECT. 13 amended, 1941, 692; 1945, 400 § 5; first sentence revised, 1951, 262; 1959, 543 § 3.

SECT. 14 amended, 1941, 653 § 5; 1945, 400 § 6; 1949, 346 § 2.

SECT. 14 stricken out and sections 14–14B inserted, 1951, 664 § 5 (relative to the powers and duties of investigators and examiners of the commercial motor vehicle division of the department of public utilities).

SECT. 14B amended, 1952, 255.

SECT. 15A added, 1941, 704 § 3 (relative to agricultural carriers of property by motor vehicles). (See 1941, 704 § 4.)

SECT. 16A added, 1939, 307 (giving the department of public utilities authority to obtain certain information of persons engaged in leasing motor vehicles for the transportation of property for hire).

SECT. 17 revised, 1951, 664 § 6.

SECT. 19 amended, 1949, 187.

SECT. 21, first paragraph amended, 1951, 664 § 7; second paragraph amended, 1950, 194.

Chapter 160. — Railroads.

SECT. 38 revised, 1946, 226.

SECT. 65A added, 1958, 562 (authorizing railroad corporations to hold stock in railroad car and equipment companies).

SECT. 65B added, 1959, 222 (authorizing railroad corporations to hold stock in certain companies).

SECT. 68 revised, 1943, 33.

SECT. 70 amended, 1932, 238.

SECT. 70A revised, 1932, 236; amended, 1934, 264 § 3.

SECT. 85 amended, 1941, 53.

For temporary act providing tax relief for certain railroads, notwithstanding the provisions of section 87 of this chapter, see 1961, 464.

SECT. 102 amended, 1941, 496 § 1.

SECT. 104 revised, 1933, 176; two sentences inserted after second sentence, 1955, 231.

SECT. 104A added, 1963, 264 (regulating the disconnecting, removal or displacement of wires over railroad crossings, and providing for the reimbursement of a railroad for certain expenses in connection therewith).

SECT. 106 revised, 1953, 332.

SECT. 127A added, 1957, 156 (authorizing the department of public utilities to exempt railroads from certain provisions of law relating to drawbridges if such drawbridges have not been opened for five years).

SECT. 128A added, 1957, 159 (to prohibit railroad corporations from eliminating passenger train service without a prior public hearing).

SECT. 131A added, 1948, 639 (authorizing certain corporations to own and operate railroad terminal facilities).

SECT. 133A added, 1955, 491 (relative to switch stands on railroad tracks).

SECT. 134 amended, 1941, 273 § 1; revised, 1953, 216.

SECT. 134A added, 1950, 815 § 1 (relative to the proper clearance of tracks in railroad yards); amended, 1953, 667; sentence added at end, 1954, 239; section revised, 1956, 240 § 1. (See 1956, 240 § 2.)

SECT. 138 amended, 1941, 273 § 2.

SECT. 142 amended, 1938, 29; revised, 1947, 584 § 1; second and third sentences revised, 1951, 461 § 1; section revised, 1964, 346 § 1. (See 1947, 584 § 2; 1951, 461 § 2; 1964, 346 § 2.)

SECT. 144 revised, 1945, 301.

SECT. 147 revised, 1947, 498; last sentence stricken out and two sentences inserted, 1965, 886.

SECT. 163A added, 1952, 430 § 1 (requiring track motor cars operated by railroads to be equipped with windshields and tops). (See 1952, 430 § 2.)

SECT. 167 amended, 1941, 273 § 3.

SECT. 176A added, 1951, 174 § 1 (requiring lights on track motor cars operated by railroads). (See 1951, 174 § 2.)

SECT. 185A added, 1943, 333 (providing that railroad and terminal corporations shall provide reasonable lavatory and sanitary facilities for their employees); repealed, 1955, 669 § 3.

SECT. 198A. See 1936, 267.

SECT. 198B added, 1936, 267 (prohibiting the scalping, so called, of tickets issued by railroad corporations).

SECT. 219 amended, 1953, 42 § 2. (See 1953, 42 § 4.)

SECT. 220 amended, 1953, 42 § 3. (See 1953, 42, § 4.)

SECT. 232 amended, 1947, 506 § 6; revised, 1949, 427 § 10; 1958, 238 § 9. (See 1949, 427 § 11; 1958, 238 § 10.)

SECT. 235 amended, 1941, 490 § 38.

SECT. 235 stricken out and sections 235 and 235A inserted, 1963, 794 § 1. (See 1963, 794 § 2.)

SECT. 245 amended, 1941, 273 § 4, 496 § 2.

Chapter 161. — Street Railways.

Name of Metropolitan Transit District changed to Boston Metropolitan District, and authority to issue notes and bonds defined, 1932, 147.

Temporary act, extending to January 15, 1939, the period of public control and management of the Eastern Massachusetts Street Railway Company, 1933, 108; further extension of five years, 1938, 173; further extension of five years, 1943, 98.

Temporary acts relative to the purchase of bonds of the Boston Elevated Railway Company by the Boston Metropolitan District, 1933, 235; 1934, 334; 1935, 451; 1936, 308; 1937, 357; 1941, 567; 1947, 92.

Act providing for the creation of the Metropolitan Transit Authority and the acquisition and operation by it of the entire assets, property and franchises of the Boston Elevated Railway Company, 1947, 544.

SECT. 20A amended, 1939, 28.

SECT. 35 amended, 1943, 342.

SECT. 42, third sentence amended, 1934, 328 § 20.

SECT. 44 amended, 1934, 264 § 4.

SECT. 69A added, 1954, 576 (authorizing the merger of certain associations or trusts with street railway companies).

SECT. 77 revised, 1934, 310 § 1.

SECT. 86 revised, 1934, 310 § 2.

SECT. 91A added, 1935, 101 (relative to the number of guards on passenger trains operated by street railway companies).

SECT. 94 revised, 1950, 118.

SECT. 107, first paragraph amended, 1946, 253.

SECT. 143 amended, 1964, 563 § 10.

SECT. 147 revised, 1964, 563 § 11.

SECT. 150 amended, 1964, 563 § 12.

SECT. 151, sentence added, 1964, 563 § 13.

SECT. 152 amended, 1964, 563 § 14.

SECT. 152A added, 1964, 563 § 15 (authorizing the executive office for administration and finance to enter into a contract with the trustees of certain transportation areas whereby the commonwealth agrees to reimburse the cities and towns comprising the area for an amount equal to ninety per cent of the debt service on certain bonds). (See 1964, 563 § 25.)

SECT. 159 revised, 1964, 563 § 16.

Chapter 161A. — Massachusetts Bay Transportation Authority.

New chapter inserted, 1964, 563 § 18. (See 1964, 563 §§ 19-22, 24-29.)

SECT. 3, paragraph (*i*) revised, 1965, 882.

SECT. 5, subsection (*b*) revised, 1966, 636.

SECT. 6, sentence added, 1965, 323 § 1. (See 1965, 323 § 2.)

SECT. 7, paragraph added, 1965, 509 § 1.

SECT. 12, second paragraph revised, 1965, 650 § 1.

SECT. 13, last paragraph stricken out, 1965, 650 § 2.

SECT. 23, fourth paragraph amended, 1965, 650 § 3.

Chapter 163. — Trackless Trolley Companies.

SECT. 12 added, 1932, 185 (requiring trackless trolley companies to furnish security for civil liability on account of personal injuries or property damage caused by their vehicles).

SECT. 13 added, 1943, 141 (providing a penalty for the improper operation of trackless trolley vehicles, so called).

Chapter 164. — Manufacture and Sale of Gas and Electricity.

For legislation authorizing compacts relative to the interstate transmission of electricity and gas, see 1933, 294.

SECT. 4 amended, 1938, 44.

SECT. 6, paragraph (*e*) revised, 1947, 48; 1964, 331.

SECT. 13 revised, 1950, 237; 1953, 85.

SECT. 14 amended, 1935, 222; 1961, 296.

SECT. 15 revised, 1950, 393; first sentence revised, 1955, 188.

SECT. 17A added, 1932, 132 (regulating the lending of money by gas and electric companies); revised, 1954, 95 § 1; 1966, 340. (See 1954, 95 § 2.)

SECT. 19, sentence inserted after first sentence, 1953, 328.

SECT. 29 amended, 1962, 750 § 42.

SECT. 31 amended, 1939, 301 § 2.

SECT. 33 amended, 1932, 180 § 32; 1953, 283.

SECT. 34 amended, 1937, 235 § 1; revised, 1966, 146. (See 1937, 235 § 2.)

SECT. 40 revised, 1963, 347 § 2.

SECT. 41 revised, 1965, 180.

SECT. 56, first sentence amended, 1958, 160.

SECTS. 56A–56E added, 1960, 643 (relative to municipal light commissions).

SECT. 57, sentence inserted after seventh sentence, 1963, 347 § 3.

SECT. 58, sentence added, 1964, 401.

SECT. 59 revised, 1953, 502.

SECT. 69A added, 1950, 419 (authorizing the purchase, sale and distribution of natural gas by certain cities and towns).

SECTS. 69A–69E added, 1958, 311, under caption "TRAINING AND EMPLOYMENT OF CADET ENGINEERS IN MUNICIPAL GAS AND LIGHT PLANTS".

SECT. 69A, as appearing in 1958, 311, amended, 1958, 564 § 1.

SECT. 69B amended, 1958, 564 § 2.

SECT. 69C amended, 1958, 564 § 3.

SECT. 69E amended, 1958, 564 § 4.

SECTS. 69A–69E, inclusive, added by 1958, 311, renumbered sections 69B–69F, inclusive, 1958, 564 § 5.

SECT. 69D, fourth paragraph revised, 1959, 58.

SECT. 69E revised, 1964, 94.

SECT. 70A revised, 1948, 550 § 35.

SECT. 72, sentence inserted after first sentence, 1965, 457.

SECT. 75A revised, 1965, 199.

SECTS. 75B–75D added, under caption, 1950, 462 (relative to natural gas pipe line companies).

SECT. 75E added, 1951, 574 § 1 (providing for rules and regulations relative to the transmission, distribution and use of natural gas). (See 1951, 574 § 2.)

SECT. 75F added, 1952, 192 (providing a penalty for failure of natural gas pipe line companies to restore properties to reasonable condition).

SECT. 75G added, 1953, 132 § 1 (requiring natural gas pipe line companies to mark location of underground pipes, equipment and structures on certain land). (See 1953, 132 § 2.)

SECT. 76A added, 1935, 335 § 1 (giving to the department of public utilities supervision over certain affiliates of gas and electric companies).

SECT. 76B added, 1958, 552 (regulating the construction of ways over, across or along high pressure gas mains).

SECT. 84A added, 1934, 202 § 1 (requiring gas and electric companies to make additional annual returns).

SECT. 85, second paragraph amended, 1935, 335 § 2.

SECT. 85A added, 1933, 202 § 1 (requiring the filing with the department of public utilities of certain contracts of gas and electric companies with affiliated companies).

SECT. 93 revised, 1963, 615 § 4.

SECT. 94, first paragraph amended, 1948, 471; second paragraph amended, 1939, 178 § 1; third paragraph amended, 1948, 471; 1963, 615 § 1. (See 1939, 178 § 2.)

SECT. 94A amended, 1941, 400 § 1.

SECT. 94B amended, 1941, 400 § 2.

SECT. 94C added, 1935, 227 (relative to payments, charges, contracts, purchases, sales or obligations or other arrangement between gas or electric companies and affiliated companies, and the burden of proving the reasonableness thereof).

SECT. 94D added, 1936, 243 (prohibiting gas and electric companies from collecting penalty charges for delinquency in the payment of bills for gas or electricity used for domestic purposes).

SECT. 94E added, 1941, 400 § 3 (relative to notice of the termination of certain contracts of gas and electric companies).

SECT. 94F added, 1953, 331 (providing for refunds by gas companies in certain cases).

SECT. 96 revised, 1939, 229 § 1.

SECT. 97 amended, 1943, 55.

SECT. 99A added, 1966, 240 (relative to the rights in property held as tenants in common by electric companies).

SECT. 100 revised, 1950, 94.

SECT. 102 revised, 1939, 229 § 2.

SECT. 104 revised, 1957, 696.

SECT. 105 repealed, 1956, 28.

SECT. 105A added, 1932, 119 (regulating the storage, transportation and distribution of gas).

SECT. 115A added, 1936, 259 § 1 (requiring the periodic replacement of meters for measuring gas); amended, 1937, 40 § 1; paragraph added at end, 1952, 520 § 1. (See 1936, 259 §§ 2, 3; 1937, 40 §§ 2, 3; 1952, 520 § 2.)

SECT. 116 amended, 1961, 305 § 1.

SECT. 116A added, 1966, 351 (facilitating the disconnection of gas and electric services at the scene of fire, explosion or other disaster).

SECT. 119 revised, 1934, 365.

SECT. 119A added, 1936, 76 § 1 (requiring bills for gas or electricity used for domestic purposes to be itemized); revised, 1939, 145 § 1. (See 1936, 76 § 2; 1939, 145 § 2.)

SECT. 120, fifth sentence revised, 1953, 154.

SECT. 124 amended, 1935, 237, 376, § 2; 1952, 102; revised, 1965, 118 § 1.

SECT. 124A added, 1935, 376 § 1 (relative to the shutting off of gas or electric service in homes where there is serious illness); revised, 1965, 118 § 2.

SECT. 124B added, 1965, 130 (prohibiting the curtailment of service by a utility company because of failure to pay for an appliance purchased from it).

SECT. 125A revised, 1963, 615 § 5.

SECT. 126 revised, 1961, 284.

SECT. 127 revised, 1961, 290.

Chapter 165. — Water and Aqueduct Companies.

SECT. 1 revised, 1962, 154.

SECT. 1A added, 1965, 385 § 2 (prohibiting the establishment of water companies unless their proposed distribution systems have been approved by the department of public utilities). (See 1965, 385 § 3.)

SECT. 2 amended, 1955, 187; 1958, 527 § 2.

SECT. 2A added, 1954, 610 (relative to the filing of schedules of water rates, prices and charges of water districts with the department of public utilities).

SECT. 4A added, 1933, 202 § 2 (requiring the filing with the department of public utilities of certain contracts of water companies with affiliated companies).

SECT. 4B added, 1958, 353 (authorizing certain water companies or corporations to take by eminent domain certain property, rights and easements).

SECT. 10 amended, 1958, 527 § 3.

SECTS. 11A–11C added, 1957, 220 (relative to the authority of water companies to discontinue or shut off or refuse to furnish water service).

SECT. 11D added, 1961, 305 § 2 (requiring certain employees of corporations supplying water to display a badge and photograph before entering upon the premises of a customer).

SECT. 12 amended, 1962, 750 § 43.

SECT. 13 amended, 1962, 750 § 44.

SECT. 14 amended, 1962, 750 § 45.

SECT. 19 repealed, 1941, 275 § 1.

SECT. 28 added, under caption, 1941, 275 § 2 (further regulating the acquisition and holding of real estate by water and aqueduct companies).

Chapter 166. — Telephone and Telegraph Companies, and Lines for the Transmission of Electricity.

SECT. 12A added, 1934, 202 § 2 (requiring telephone and telegraph companies to make additional annual returns).

SECT. 15A added, 1935, 242 (regulating charges by telephone companies for the use of hand sets, so called).

SECT. 15B added, 1939, 162 (authorizing the sale and transfer of property and the transfer of locations by domestic telephone and telegraph companies to domestic or foreign telephone and telegraph companies and validating certain locations so transferred).

SECT. 15C added, 1955, 120 (relating to priority of emergency calls on party line telephones).

SECT. 21 amended, 1939, 161; revised, 1951, 476 § 1.

SECT. 22, second paragraph amended, 1932, 36; third paragraph revised, 1948, 550 § 36.

SECT. 22A added, 1932, 266 (relative to the placing underground of certain wires); revised, 1933, 251.

SECT. 25 revised, 1951, 476 § 2.
SECT. 28 revised, 1948, 550 § 37; 1961, 466.
SECT. 29 revised, 1951, 476 § 3.
SECT. 32 revised, 1949, 529.
SECT. 35 revised, 1951, 476 § 4.
SECT. 36 amended, 1951, 476 § 5.
SECT. 39 revised, 1958, 130.
SECT. 42A added, 1961, 153 (establishing a penalty for obtaining telecommunications service fraudulently).

Chapter 167. — Banks and Banking.

For temporary act, providing for the establishment of a fund for the insurance of deposits in certain savings banks, see 1934, 43; amended, 1936, 149 §§ 2–4; 1938, 125 §§ 1, 2; 1939, 149 §§ 2, 3; 1941, 78 § 2; 1956, 324 §§ 5–10; 1960, 477 § 1; 1961, 175 §§ 1, 2.

For temporary act, providing for the establishment of a fund for the insurance of shares in co-operative banks, see 1934, 73; amended, 1935, 76, 80; 1936, 155; 1938, 244 §§ 2–5; 1939, 227 §§ 2–5.

For temporary act providing for the liquidation of certain trust companies, see 1939, 515; 1941, 143; 1943, 122.

For temporary act to enable certain banking institutions to co-operate in the distribution of United States defense savings bonds and defense postal savings stamps, see 1941, 221, 575.

For temporary legislation authorizing banking institutions to make loans to veterans of World War II guaranteed or insured by the administrator of veterans' affairs, see 1945, 46; 1946, 126; 1947, 110.

For temporary legislation suspending the law authorizing banks to verify deposit or passbooks of depositors or shareholders, see 1943, 30; 1948, 19; repealed, 1949, 357 § 4.

For temporary legislation authorizing banks and other lending institutions to offer relief to certain mortgagors whose taxes have been increased as a result of a general re-assessment of real estate, see 1962, 332 §§ 1, 2.

SECT. 1 amended, 1935, 452 § 1.

SECT. 2 revised, 1934, 251; first paragraph amended, 1935, 452 § 2; revised, 1948, 527 § 1; amended, 1956, 171; last sentence revised, 1951, 566; paragraph stricken out and two paragraphs inserted, 1958, 654 § 1; first paragraph amended, 1966, 296; third paragraph revised, 1950, 428. (See 1948, 527 § 5; 1958, 654 § 4.)

SECT. 2A added, 1933, 310 (improving the method of examination of banks); first sentence revised, 1958, 47.

SECT. 4 amended, 1934, 270 § 1.

SECT. 5 revised, 1933, 337; first paragraph amended, 1961, 226; second paragraph amended, 1954, 681 § 16. (See 1954, 681 §§ 20, 22.)

SECT. 6 revised, 1945, 164.

SECT. 6A added, 1960, 27 (relative to the safekeeping of certain securities and passbooks of depositors in banks).

SECT. 7 revised, 1960, 58 § 2.

SECT. 8 revised, 1959, 341.

SECT. 9 revised, 1939, 499 § 8; 1945, 292 § 11; 1949, 592 § 1.

SECT. 11 revised, 1934, 270 § 2; amended, 1950, 480 § 1; 1961, 493 § 9; 1955, 432 § 6. (See 1955, 432 § 4.)

SECT. 11A added, 1938, 266 § 1 (placing all corporations conducted on the Morris plan under the supervision of the commissioner of banks and further regulating the business of banking companies).

SECTS. 11B and 11C added, 1950, 368 (providing that certain violations of laws relating to banks shall be reported to the commissioner of banks and to the district attorney).

SECT. 12 revised, 1935, 452 § 3; first two sentences stricken out and three sentences inserted, 1965, 154; two sentences added at end, 1951, 765; section revised, 1954, 250.

SECT. 13 paragraph added at end, 1948, 527 § 2. (See 1948, 527 § 5.)

SECT. 14 revised, 1933, 334 § 1; 1949, 289 § 1.

SECT. 16 revised, 1949, 370; amended, 1961, 493 § 10.

SECT. 17 repealed, 1933, 334 § 2.

SECT. 18 amended, 1943, 110 § 1; 1955, 432 § 7; revised, 1961, 493 § 11. (See 1955, 432 § 4.)

SECT. 18A added, 1961, 269 (regulating the advertising by banks of anticipated interest or dividend rates).

SECT. 20 amended, 1933, 190; 1943, 22; 1961, 493 § 12; paragraph added at end, 1958, 109.

SECT. 20A added, under caption, 1933, 292 (permitting certain public officers to participate in certain bank reorganizations).

SECTS. 22–36. See 1934, 43 § 11.

SECT. 22, second paragraph amended, 1943, 121. (See 1933, 59 § 5, 112 § 9.)

SECT. 23. See 1933, 112 § 6.

SECT. 24 amended, 1932, 294; 1933, 41 § 4; 1961, 493 § 13; 1955, 432 § 8; paragraph added at end, 1960, 477 § 2. (See 1955, 432 § 4.)

SECT. 31A added, 1933, 277 (authorizing payment of dividends on small deposits in closed banks to certain minors and to the next of kin of certain deceased persons without probate proceedings); revised, 1937, 170.

SECT. 35. See 1936, 428.

SECT. 35A added, 1933, 302 (authorizing the destruction of certain books, records and papers relating to closed banks).

SECT. 35B added, 1934, 241 (providing for semi-annual reports by the commissioner of banks as to progress of liquidation of certain banks).

SECT. 36 amended, 1939, 451 § 58.

SECT. 37, third sentence amended, 1949, 592 § 2.

SECT. 37A added, 1949, 640 (relative to the establishing of branches of financial institutions).

SECT. 45A amended, 1961, 493 § 14.

SECT. 46 amended, 1943, 110 § 2.

SECT. 47 amended, 1943, 110 § 3.

SECT. 48 added, 1939, 244 § 6 (relative to payments of moneys on deposit in the name of a minor); revised, 1961, 105; paragraph added, 1965, 197.

SECT. 48A added, 1961, 271 (relative to trust savings accounts in federal savings and loan associations); revised, 1964, 352; amended, 1965, 301.

SECT. 49 added, 1941, 444 (relative to adverse claims to certain bank deposits and to certain securities held by banks for the account of others).

SECT. 50 added, 1945, 37 § 1 (making permanent the law authorizing certain banking institutions to take certain first mortgages on real estate). (See 1945, 37 § 2.) For prior temporary legislation see 1936, 191, 405 § 2; 1939, 98; 1941, 40.

SECT. 51 added, 1945, 66 § 1 (making permanent the law relative to the making by certain banking institutions of loans insured by the federal housing administrator); amended, 1948, 101; last sentence revised, 1947, 89; amended, 1950, 480 § 3; section revised, 1950, 598; clause (*b*) of the first sentence revised, 1960, 422; 1964, 220; 1965, 263 § 3, 705 § 1; sentence inserted after said sentence, 1963, 277; revised, 1965, 263 § 4, 705 § 2; second sentence (as appearing in 1950, 598) stricken out and two sentences inserted, 1962, 46; last sentence revised, 1955, 432 § 9; 1961, 493 § 15. (See 1943, 339; 1945, 66 § 2; 1950, 480 § 4; 1955, 432 § 4.) For prior temporary legislation see 1935, 162; 1937, 240; 1939, 241; 1941, 260; 1943, 126.

SECT. 51A added, 1956, 204 (authorizing certain banking institutions to sell or assign mortgages to the Federal National Mortgage Association and to purchase stock therein).

SECT. 51B added, 1962, 460 (authorizing banks to invest in corporations or associations formed for the purpose of furnishing information to them).

SECT. 51C added, 1964, 731 § 2 (authorizing certain banking institutions to make and acquire or participate in making and acquiring loans secured by first mortgages on condominium units).

SECT. 52 added, 1946, 284 (permitting banks to close on Saturdays, during June, July, August and September); amended, 1947, 9; revised, 1964, 93.

SECT. 53 added, 1947, 169 (relative to the liability of banks to their depositors for non-payment of checks); repealed, 1957, 765 § 2. (See 1957, 765 § 21.)

SECT. 53A added, 1958, 213 § 1 (declaring void exculpatory provisions contained in a pass book issued by a bank). (See 1958, 213 § 2.)

SECT. 54 added, 1949, 428 (relative to the registration of trust securities in the names of nominees by banks doing a trust business); amended, 1951, 76.

SECT. 55 added, 1950, 287 § 1 (relative to presentment of certain demand instruments payable by, at or through banks); repealed, 1957, 765 § 2. (See 1957, 765 § 21.)

SECT. 56 added, 1957, 400 § 1 (relative to the insurance of loans in banks).

SECT. 56A added, 1962, 339 (authorizing banks to accept and disburse insurance premiums relating to educational savings programs).

SECT. 56B added, 1964, 236 § 1 (authorizing the purchase by a bank or group of banks of group accident and health insurance).

SECT. 57 added, 1961, 465 (authorizing certain banking institutions to provide certain group insurance and benefits for certain employees); first sentence revised, 1964, 237.

SECT. 58 added, 1961, 533 (authorizing the inclusion in certain real estate notes of provisions for periodic payments of premiums for fire insurance or mortgage credit insurance).

SECT. 59 added, 1961, 607 (relative to the sale of negotiable checks, drafts and money orders).

SECT. 60 added, 1966, 245 (authorizing mobile branch banking).

SECT. 61 added, 1966, 348 (relative to the making by certain banking institutions of student loans insured by the federal commissioner of education).

Chapter 167A. — Bank Holding Companies.

New chapter inserted, 1957, 751 § 1. (See 1957, 751 §§ 2-5.)

SECT. 1, paragraph (*d*) revised, 1966, 633 § 1.
SECT. 2, clause (2) revised, 1966, 633 § 2; clause (5) revised, 1966, 633 § 3.
SECT. 5, paragraph (*a*) amended, 1966, 633 § 4.

Chapter 168. — Savings Banks.

For temporary act, establishing the Mutual Savings Central Fund, Inc., for the term of five years, see 1932, 44; term extended to ten years, 1936, 149 § 1; term extended to twenty-five years, 1939, 149 § 1; act amended, 1941, 78 § 1; 1956, 324.

For temporary act, providing that the Mutual Savings Central Fund, Inc., establish a fund for the insurance of deposits in certain savings banks, see 1934, 43; amended, 1936, 149 §§ 2–4; 1938, 125 §§ 1, 2; 1939, 149 §§ 2, 3; 1941, 78 § 2; 1952, 31, 534; 1955, 432 §§ 18–22; 1956, 324; 1957, 528; 1958, 134; 1960, 477; 1961, 175.

For temporary act modifying the requirements for making certain railroad bonds legal investments for savings banks, institutions for savings and trust companies in their savings departments, see 1939, 87; 1941, 115; temporary act repealed, 1941, 413 § 11.

For temporary act to enable certain banking institutions to co-operate in the distribution of United States Defense Savings Bonds and Defense Postal Savings Stamps, see 1941, 221, 575.

For an act creating the Savings Bank Investment Fund as an additional means of investment for savings banks, see 1945, 283 §§ 1–11; 1955, 432 § 23, see 1955, 432 §§ 2–4, 624; 1957, 663; 1960, 219.

Chapter stricken out and new chapter 168 inserted, 1955, 432 § 1. (See 1955, 432 §§ 2-4.)

For prior changes see Table of Changes contained in Acts and Resolves of 1954.

The following references are to chapter 168, as so inserted:

SECT. 1, definition of "deposit book" revised, 1962, 169 § 1.
SECT. 5, first two paragraphs revised, 1957, 1 § 1; first paragraph revised, 1966, 341 § 1. (See 1957, 1 § 7.)
SECT. 10, first paragraph, provision 2 revised, 1962, 163 § 1; 1966, 225; provision 3 amended, 1965, 852; second paragraph, first sentence revised, 1962, 163 §§ 2. (See 1962, 163 § 3.)
SECT. 11, fourth sentence revised, 1959, 61.
SECT. 12, first sentence revised, 1962, 74.
SECT. 15, first paragraph revised, 1958, 83.
SECT. 21, paragraph 1 revised, 1959, 177 § 1; 1963, 253 § 1; paragraph 2 amended, 1956, 175; 1963, 253 § 2.
SECT. 22, first paragraph revised, 1959, 177 § 2; 1963, 253 § 3; second paragraph amended, 1963, 253 § 4.
SECTS. 22A and 22B added, 1962, 169 § 2 (authorizing the establishment of new types of deposit accounts).
SECT. 22A amended, 1966, 206 § 1.
SECT. 23 revised, 1956, 244 § 1.
SECT. 25, last sentence of paragraph 1 revised, 1960, 232.

SECT. 26, first sentence revised, 1962, 169 § 3; paragraph 1 amended, 1962, 169 § 4.

Sect. 27 amended, 1962, 169 § 5.

Sect. 34, paragraph 3, first sentence revised, 1958, 131; amended, 1962, 50 § 1; last sentence revised, 1960, 804 § 2.

SECT. 35, first sentence amended, 1960, 804 § 3; 1964, 206 § 1; paragraph 3, first sentence amended, 1962, 50 § 2; paragraph 4 amended, 1956, 194 § 1; first two sentences revised, 1962, 50 § 3; first sentence amended, 1964, 206 § 2; paragraph 5 amended, 1956, 194 § 2; third sentence amended, 1962, 50 § 4; 1966, 218 § 1; paragraph 6, fifth sentence amended, 1962, 50 § 5; 1966, 218 § 2; paragraph 6A inserted, 1964, 219; first sentence revised, 1966, 218 § 3; paragraph 7 revised, 1961, 327; first two sentences revised, 1966, 218 § 4; paragraph 8, first sentence revised, 1963, 341 § 1; 1965, 263 § 1; third sentence amended 1960, 256; paragraph 10, second and third sentences revised, 1963, 269; paragraph 11 revised, 1960, 289; amended, 1963, 301; paragraph 13 added, 1960, 804, § 3.

SECT. 36, paragraph 4, first two sentences revised, 1962, 50 § 6; paragraph 6, clause (*b*) amended, 1963, 273; paragraph 8 revised, 1965, 265.

SECT. 37, first sentence revised, 1956, 689 § 7; section revised, 1960, 272; 1965, 810 § 1. (See 1956, 689 § 9.)

SECT. 37A added, 1962, 67 (authorizing savings banks to make certain loans guaranteed by the Massachusetts Higher Education Assistance Corporation).

SECT. 38, paragraph 3 amended, 1961, 493 § 16; 1962, 169 § 6; paragraph 6, first two paragraphs revised, 1963, 272; first paragraph amended, 1966, 218 § 5; third paragraph amended, 1966, 218 § 6; paragraph 7 added, 1960, 257; first sentence revised, 1963, 341 § 2; 1965, 263 § 2; paragraph 8 added, 1963, 353.

SECT. 40, first sentence amended, 1962, 169 § 7; same sentence stricken out and two sentences inserted, 1963, 268; second sentence (as appearing in 1955, 432 § 1) revised, 1956, 88; 1966, 206 § 2; paragraph added at end, 1962, 169 § 8.

SECT. 41, paragraph 1 revised, 1962, 44; paragraph 2 revised, 1965, 42.

SECT. 42, paragraph 5 revised, 1961, 174; paragraph 6 added, 1966, 295 § 1.

SECT. 44, subdivision B, paragraph 5 revised, 1964, 280.

SECT. 47, caption preceding said section revised, 1964, 232 § 1; first sentence revised, 1964, 232 § 2; paragraph 3, clause (*a*) revised, 1965, 268 § 2; paragraph 3 amended, 1966, 227 § 1, 288 § 1; paragraph 4 added at end, 1964, 232 § 3; revised, 1966, 227 § 2.

SECT. 48, paragraph 1 revised, 1958, 100 § 1; paragraphs 3–5 revised, 1958, 100 § 2; section revised, 1964, 98; paragraph 7, clause (*b*) revised, 1965, 268 § 3.

SECT. 49, paragraph 1 revised, 1965, 268 § 4; paragraph 1A inserted, 1965, 268 § 5; paragraphs 3 and 4 stricken out, 1966, 295 § 2; paragraphs 6 and 7 inserted, 1966, 288 § 2.

SECT. 51 amended, 1961, 493 § 17; first paragraph amended, 1966, 288 § 3.

SECT. 53, paragraph 2, sentence added at end, 1962, 80 § 1.

SECT. 58, paragraph 1 amended, 1965, 74.

SECT. 60, paragraph 1 amended, 1962, 169 § 9; paragraph 2 revised, 1959, 89.

SECT. 60A added, 1962, 169 § 10 (relative to the payment of dividends

on special notice account deposits and on systematic savings account deposits).

SECT. 65, first sentence amended, 1960, 58 § 1.

SECT. 67A added, under caption, 1956, 324 § 1 (relative to membership in the Federal Deposit Insurance Corporation). (See 1956, 324 §§ 2–12.)

SECT. 68, paragraph 4 revised, 1958, 66.

SECT. 71, subparagraph 1 revised, 1957, 1 § 2. (See 1957, 1 § 7.)

SECT. 72, second sentence revised, 1957, 1 § 3; last paragraph revised, 1958, 106.

SECT. 73, first sentence revised, 1957, 1 § 4; amended, 1961, 493 § 18; first paragraph amended, 1961, 493 § 18A; second paragraph amended, 1961, 493 § 18B.

SECT. 73A added, 1959, 202 § 1 (relative to the conversion of savings banks or savings and loan associations).

SECT. 74 revised, 1959, 197 § 1; first paragraph amended, 1963, 155.

SECT. 80 amended, 1957, 698 § 8.

Chapter 169. — Deposits with Others than Banks.

SECT. 1 amended, 1949, 64 § 1; 1950, 95.

SECT. 3 amended, 1961, 493 § 19; last sentence revised, 1949, 64 § 2.

SECT. 6 amended, 1949, 64 § 3; 592 § 3.

SECT. 7 amended, 1949, 64 § 4.

SECT. 8 revised, 1949, 64 § 5.

Chapter 170. — Co-operative Banks.

For temporary act, establishing the Co-operative Central Bank for the term of five years, see 1932, 45; term extended to ten years, 1935, 82; amount which a member bank may borrow without collateral further regulated, 1935, 136; 1941, 86; term further extended to twenty-five years, 1938, 244 § 1; refunds to member banks regulated, 1939, 227 § 1; act further amended, 1943, 219.

For temporary act, providing for the establishment of a fund for the insurance of shares in co-operative banks, see 1934, 73; amended, 1935, 76, 80; 1936, 155; 1938, 244 §§ 2–5; 1939, 227 §§ 2–5; 1945, 116.

For temporary act to enable certain banking institutions to co-operate in the distribution of United States Defense Savings Bonds and Defense Postal Savings Stamps, see 1941, 221, 575.

For temporary act to enable certain co-operative banks to invest funds in certain securities, see 1948, 50.

Chapter stricken out, and new chapter 170 inserted, 1933, 144.

Chapter stricken out, and new chapter 170 inserted, 1950, 371 § 1. (See 1950, 371 §§ 2–4; 1952, 148.)

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

The following references are to chapter 170, as so inserted:

SECT. 1, definition of "Share capital" or "share liability" revised, 1952, 168 § 1; definition of "Shareholder" or "member" revised, 1952, 168 § 1A; "Net profits" defined, 1953, 87 § 1.

SECT. 5 amended, 1962, 750 § 46; 1957, 698 § 9.

SECT. 7, first paragraph revised, 1952, 168 § 2.

SECT. 8, fifth sentence stricken out and three sentences inserted, 1964, 225 § 1; last paragraph revised, 1964, 225 § 2.

SECT. 8A added, 1957, 102 (prohibiting directors and officers of co-operative banks from serving as officers in certain other banks and savings and loan associations).

SECT. 9, first paragraph amended, 1965, 308 § 1; paragraph added, 1964, 611 § 1.

SECT. 12, second sentence revised, 1957, 1 § 5; 1965, 326.

SECT. 12A added, 1956, 244 § 2 (relative to the collection and receipt of deposits by payroll deduction by savings and co-operative banks).

SECT. 12B added, 1958, 264 (relative to the collection by co-operative banks of utility company bills).

SECT. 13, first sentence revised, 1952, 168 § 3; second sentence revised, 1961, 333 § 1; subsection 1, paragraph (*a*) amended, 1961, 333 § 2; paragraph (*c*) amended, 1961, 333 § 3; paragraph (*d*) amended, 1952, 257 § 1; subsection 2 amended, 1957, 204; 1961, 333 § 4; subsection 3, paragraph (*b*) amended, 1961, 333 § 5; paragraph (*c*) revised, 1959, 195; amended, 1965, 373 § 2; subsection 4, paragraph (*a*) amended, 1965, 373 § 3. (See 1952, 257 § 3.) See 1950, 480 § 2.

SECT. 16, first two paragraphs revised, 1954, 108; 1959, 181; first sentence revised, 1961, 333 § 6; first paragraph revised, 1963, 255; first two paragraphs revised, 1964, 210; third paragraph amended, 1961, 333 § 7.

SECT. 17 revised, 1952, 257 § 2. (See 1952, 257 § 3.)

SECT. 19 revised, 1963, 327.

SECT. 23, subsection 4 revised, 1963, 126; 1964, 221; subsection 5 added at end, 1957, 198 § 1; revised, 1963, 91.

SECT. 24, subsection 1 stricken out, 1959, 179; subsection 1A inserted, 1960, 122; subsection 2 amended, 1955, 118 § 1; 1965, 308 § 2; subsection 3 amended, 1955, 118 § 2; revised, 1959, 108 § 1; 1963, 101; subsection 3A inserted, 1959, 174; revised, 1963, 146; amended, 1965, 306; last sentence revised, 1966, 169; subsection 4 revised, 1955, 146; 1958, 96; 1959, 108 § 2; 1960, 54; 1962, 125 § 1; amended, 1964, 227; subsection 4A inserted, 1965, 307; subsection 5 amended, 1956, 34; 1962, 125 § 2; revised, 1963, 124; 1965, 266; subsection 8, sentence inserted after first sentence, 1952, 137; stricken out, 1957, 198 § 2; first paragraph amended, 1961, 333 § 8; subsection 10 amended, 1961, 333, § 9.

SECT. 24A added, 1959, 342 (authorizing co-operative banks to make or acquire loans guaranteed by the Federal Housing Administrator); revised, 1962, 124.

SECT. 25A added, 1960, 24 § 1 (authorizing co-operative banks to make loans to depositors in anticipation of dividends).

SECT. 26, first paragraph revised, 1966, 167 § 1; subsections 1 and 2 revised, 1955, 432 § 10; subsection 2, first sentence revised, 1962, 218; subsection 3 revised, 1960, 111; subsection 5 amended, 1961, 493 § 20; subsection 6 revised, 1963, 100; subsection 8 added, 1963, 279; fourth sentence revised, 1965, 814. (See 1955, 432 § 4.)

SECT. 30, first paragraph amended, 1957, 197 § 1; 1964, 209; second paragraph amended, 1957, 197 § 2; sentence added at end, 1962, 80 § 2.

SECT. 31, first paragraph amended, 1956, 38; 1962, 110; revised, 1964, 211.

SECT. 34A added, under caption, 1956, 323 § 1 (relative to membership

in the Federal Savings and Loan Insurance Corporation). (See 1956, 323 §§ 2–11.)

SECT. 35 revised, 1957, 348.

SECT. 37 revised, 1953, 87 § 2; amended, 1963, 122; paragraph (*b*) amended, 1965, 373 § 1; paragraph (*c*) amended, 1964, 212.

SECT. 38, second paragraph amended, 1955, 257 § 2. (See 1952, 149; 1953, 72; 1954, 463 § 1; 1955, 257 § 1.)

SECT. 40, first sentence stricken out and two sentences inserted, 1957, 98; first two sentences stricken out and one sentence inserted, 1960, 195; second sentence amended, 1966, 167 § 2.

SECT. 41, second paragraph amended, 1956, 10; stricken out, 1958, 654 § 2; section revised, 1964, 611 § 2. (See 1954, 658 § 4.)

SECT. 42, second paragraph stricken out, 1962, 109.

SECT. 48, last paragraph revised, 1958, 105.

SECT. 49, first and second paragraphs revised, 1956, 246; first three paragraphs stricken out and subsections (A) and (B) inserted, 1965, 430 § 1; fourth paragraph stricken out and subsection (C) inserted, 1965, 430 § 2; fifth paragraph amended (changed to subsection (D)), 1965, 430 § 3. (See 1965, 430 § 5.)

SECT. 50, fourth and fifth paragraphs revised, 1962, 750 § 47.

SECT. 51, third paragraph amended, 1954, 109 § 1; last paragraph amended, 1954, 109 § 2; section revised, 1959, 196 § 1; first paragraph amended, 1963, 156.

Chapter 171. — Credit Unions.

For temporary act, establishing the Central Credit Union Fund, Inc., for the term of five years, see 1932, 216; amended, 1934, 221; 1939, 112 § 2; 1950, 266; 1961, 227 § 1. Term extended to ten years, 1936, 70. Term extended to twenty years, 1941, 177. Term extended to thirty years, 1950, 464. Made permanent, 1961, 227 § 2.

For temporary act to enable certain banking institutions to co-operate in the distribution of United States Defense Savings Bonds and Defense Postal Savings Stamps, see 1941, 221, 575.

For act establishing the Massachusetts Credit Union Share Insurance Corporation and providing for the establishment of a fund for the insurance of shares in credit unions, see 1961, 294.

SECT. 2, first two sentences revised, 1964, 258 § 1; paragraph added, 1965, 321.

SECT. 3, first sentence amended, 1957, 698 § 10; revised, 1961, 493 § 21; 1962, 536; stricken out and two sentences inserted, 1964, 258 § 2; second paragraph revised, 1936, 323; 1948, 527 § 4; 1957, 328; stricken out, 1958, 654 § 3. (See 1948, 527 § 5; 1958, 654 § 4.)

SECT. 5 amended, 1939, 112 § 1; revised, 1965, 251.

SECT. 6, paragraph added at end, 1952, 162.

SECT. 6A added, 1946, 184 (to authorize deductions from wages of employees of districts and municipalities for making certain payments to credit unions of such employees); repealed, 1947, 189 § 2. (See G. L. chapter 149 § 178B, inserted by 1947, 189 § 1.)

SECT. 8 revised, 1946, 49 § 1.

SECT. 9 revised, 1946, 49 § 2.

SECT. 10, two sentences inserted after fifth sentence, 1945, 81; section revised, 1947, 87; fourth sentence revised, 1949, 287; 1957, 182; 1963,

416; two sentences inserted after fourth sentence, 1964, 226; sentence inserted after fourth sentence, 1960, 162; revised, 1963, 416; 1965, 313.

SECT. 11A added, 1958, 45 (authorizing certain officers of credit unions to pay certain deposits or shares to the surviving spouse or next of kin upon the death of a depositor or shareholder).

SECT. 13, third paragraph revised, 1962, 268 §1.

SECT. 15, first sentence revised, 1952, 94; last sentence stricken out, 1933, 163 § 1; sentence added at end of first paragraph, 1958, 63; paragraph added at end, 1933, 163 § 1; second paragraph amended, 1955, 432 § 11; new paragraph added, 1935, 272; paragraph added by 1935, 722 revised, 1936, 329. (See 1955, 432 § 4.)

SECT. 16, two sentences inserted after first sentence, 1963, 104; second sentence amended, 1949, 286 § 1; revised, 1962, 268 § 2; third sentence revised, 1963, 227; sentence inserted after fourth sentence, 1960, 60; amended, 1965, 312; two sentences added at end, 1956, 126; sentence. added at end, 1963, 227.

SECT. 17, second sentence revised, 1956, 33; sentence added at end, 1952, 95; section revised, 1960, 55. See 1943, 30.

SECT. 18 revised, 1955, 147; last sentence revised, 1965, 311.

SECT. 19, sentence inserted after first sentence, 1963, 324; revised, 1964, 208 § 1.

SECT. 19A added, 1938, 239 (relative to the liability of certain endorsers upon notes held by credit unions and authorizing the establishment of contingent funds by credit unions); revised, 1941, 79.

SECT. 20A added, 1936, 119 (relative to the impairment of the capital of credit unions); sentence added at end, 1961, 294 § 2.

SECT. 21 amended, 1933, 163 § 2; 1937, 228; revised, 1943, 118; sentence added at end, 1946, 76; section revised, 1949, 341; first sentence revised, 1951, 246; amended, 1951, 654; section revised, 1953, 121, 210; amended, 1954, 179 § 1; revised, 1957, 151 § 1; first sentence revised, 1964, 222; sentence inserted after first sentence, 1962, 73; last sentence stricken out and two sentences inserted, 1960, 25. (See 1957, 151 § 2.)

SECT. 21A added, 1960, 26 (authorizing a credit union to change the location of its banking office).

SECT. 22, paragraph added at end, 1952, 88; section revised, 1962, 344.

SECT. 24, paragraph added at end of subdivision (A), 1933, 163 § 3; first four paragraphs and subdivision (A) revised, 1941, 102; first paragraph amended, 1960, 57; 1963, 318 § 1; paragraph 4 of subdivision (A) revised, 1947, 85; paragraph 5 of subdivision (A) amended, 1946, 47; paragraph 7 of subdivision (A) added, 1948, 65; subdivision (A) revised, 1950, 84; 1951, 117; first paragraph of subdivision (A) amended, 1959, 158 § 1; revised, 1963, 318 § 2; second paragraph of subdivision (A) revised, 1958, 133; 1959, 158 § 2; 1962, 275 § 1; paragraph 1 of subdivision (A) revised, 1954, 122 § 1; amended, 1960, 151 § 1; revised, 1965, 241; paragraph 2 of subdivision (A) revised, 1954, 122 § 2; 1960, 151 § 2; 1964, 223; paragraph 3 of subdivision (A) revised, 1962, 275 § 2; paragraph 3A of subdivision (A) inserted, 1965, 784; paragraph 5 of subdivision (A) amended, 1952, 91; 1953, 159 § 1; 1961, 493 § 22; 1964, 242; 1966, 194; paragraph 6 of subdivision (A) amended, 1953, 159 § 2; revised, 1954, 122 § 3, amended, 1956, 91; 1966, 203; paragraph 7 of subdivision (A) added, 1960, 24 § 2; subdivision (B) revised, 1945, 82; 1947, 178; second sentence revised, 1952, 163; sentence inserted after second sentence, 1955, 122; revised, 1959, 92; 1964, 213 § 1; paragraph 3 of subdivision (B)

revised, 1952, 105 § 1; first sentence revised, 1954, 213 § 2; sentence added at end, 1959, 102; paragraph 3A of subdivision (B) added, 1953, 159 § 3; paragraph 3B of subdivision (B) added, 1965, 333; paragraph 4 of subdivision (B) stricken out, 1952, 105 § 2; subdivision (C) added, 1963, 318 § 3.

SECT. 25, first paragraph revised, 1949, 286 § 2; 1962, 268 § 3; section revised, 1965, 331.

SECT. 26A added, 1962, 127 (requiring the preservation of credit union records for a period of six years).

SECT. 27, first sentence amended, 1949, 592 § 5; revised, 1960, 53; last sentence stricken out, 1961, 223.

SECT. 29, first paragraph revised, 1936, 139; second paragraph amended, 1950, 162 § 7; 1954, 179 § 2; paragraph added at end, 1961, 294 § 3.

SECT. 30 added, 1946, 90 (relative to the consolidation of credit unions and the conversion of foreign credit unions); last paragraph amended, 1964, 258 § 3.

SECTS. 31–33 added, 1948, 509 § 1 (providing for the establishment of a contributory credit union employees retirement association). (See 1948, 509 § 2.)

SECT. 31, second paragraph amended, 1961, 294 § 4; fifth paragraph revised, 1954, 121 § 1; paragraph added at end, 1954, 121 § 2; section revised, 1965, 449.

Chapter 172. — Trust Companies.

For temporary act providing for the liquidation of certain trust companies, see 1939, 515; 1941, 143; 1943, 122.

Chapter stricken out, and new chapter 172 (with same title) inserted, 1961, 493 § 1.

For prior changes see Table of Changes contained in Acts and Resolves of 1960.

The following references are to chapter 172, as so inserted:

SECT. 1, definition of "Deposit book" or "pass book" revised, 1962, 151.

SECT. 7, last sentence revised, 1966, 200 § 1.

SECT. 9 amended, 1962, 750 § 48.

SECT. 11, paragraph (*a*) revised, 1966, 200 § 2.

SECT. 12A added, 1966, 173 § 1 (relative to voting rights of a stockholder of a trust company).

SECT. 17 revised, 1964, 300; amended, 1966, 177 § 1; paragraph added, 1966, 177 § 2.

SECT. 18 revised, 1966, 186.

SECT. 21, subsection D amended, 1965, 279.

SECT. 22A added, 1966, 173 § 2 (relative to the date for determining stockholders having right to notice of meetings).

SECT. 23, sentence inserted after first sentence, 1965, 41.

SECT. 25A added, 1965, 299 (authorizing trust companies to issue and sell capital notes and debentures).

SECT. 27, subsection B amended, 1963, 225.

SECT. 48, clause 8 amended, 1962, 238; clause 18 added, 1963, 143.

SECT. 51 revised, 1963, 376; second paragraph revised, 1964, 279.

SECT. 55, subsection A, paragraph (4) revised, 1965, 262 § 1; amended, 1966, 220 § 1; subsection C revised, 1966, 220 § 2; paragraph added, 1965 262 § 2.

SECT. 58, paragraph added, 1966, 633 § 5.
SECT. 61 revised, 1962, 105.
SECT. 64, first paragraph amended, 1964, 304.
SECT. 76 revised, 1966, 168.

Chapter 172A. — Banking Companies.

New chapter inserted, 1935, 452 § 4.

For temporary act to enable certain banking institutions to co-operate in the distribution of United States Defense Savings Bonds and Defense Postal Savings Stamps, see 1941, 221, 575.

SECT. 1 revised, 1938, 266 § 2; amended, 1941, 391 § 1. (See 1941, 391 §§ 2, 3.)

SECT. 1A added, 1938, 266 § 3 (authorizing certain existing corporations to vote to carry on the business of a banking company on certain conditions).

SECT. 2 amended, 1938, 266 § 4.

SECT. 3 revised, 1938, 266 § 5; fifth sentence amended, 1952, 97; sentence added at end, 1948, 285.

SECT. 4 amended, 1938, 266 § 6; 1949, 268 § 1.

SECT. 5, first paragraph revised, 1938, 266 § 7; section revised, 1948, 148 § 1; fourth sentence amended, 1953, 122; last paragraph revised, 1950, 92 § 1.

SECT. 5A added, 1948, 148 § 2 (relative to the limitations on the amount of deposits on certificate funds in banking companies).

SECT. 6 revised, 1938, 266 § 9.

SECT. 6A added, 1946, 115 § 1 (authorizing certain banking companies to receive deposits subject to withdrawal by check); first sentence revised, 1961, 493 § 23; second sentence amended, 1948, 150; 1953, 123; 1955, 163; last sentence revised, 1950, 92 § 2.

SECT. 7, preliminary sentence revised, 1946, 115 § 2; clause First, last sentence stricken out, 1945, 192 § 1; clause Second revised, 1943, 208; 1948, 35; amended, 1952, 96; revised, 1955, 432 § 16 (see 1955, 432 § 4); clause Fourth added, 1945, 192 § 2; revised, 1948, 100.

SECT. 7A added, 1938, 266 § 8 (relative to the carrying and disposition by certain existing corporations of certain assets not authorized as investments after they become subject to this chapter).

SECT. 7B added, 1948, 36 (prohibiting the making of loans by banking companies on the security of their own shares and regulating the acquisition or holding by them of such shares).

SECT. 8 amended, 1947, 39.

SECT. 8A added, 1948, 34 (prohibiting the making of loans or extensions of credit by banking companies to their own executive officers).

SECT. 10, first sentence amended, 1946, 115 § 3; second sentence revised, 1961, 41; two sentences added at end, 1949, 268 § 2.

SECT. 12, sentence added at end, 1948, 37; revised, 1957, 1 § 6.

SECT. 12A added, 1948, 281 (relative to the merger, consolidation or purchase and sale of assets of banking companies); revised, 1955, 275 § 2; amended, 1961, 493 § 24.

SECT. 15 added, 1941, 438 (authorizing banking companies to sell certain negotiable checks).

Chapter 173. — Mortgage Loan Investment Companies.

SECT. 15 amended, 1949, 592 § 6.
SECT. 16 revised, 1949, 592 § 7.

Chapter 174. — Bond and Investment Companies.

Chapter stricken out, 1950, 822 § 1.

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

Chapter 174A. — Regulation of Rates for Fire, Marine and Inland Marine Insurance, and Rating Organizations.

New chapter inserted, 1947, 614 § 1. (See 1947, 614 § 3.)

SECT. 4, first paragraph revised, 1955, 384 § 1.
SECT. 6, subsection (*f*) added, 1955, 384 § 2.
SECT. 18, paragraph (*c*) amended, 1954, 681 § 17. (See 1954, 681 §§ 20, 22.)

Chapter 175. — Insurance.

For legislation authorizing domestic insurance companies to invest in real estate mortgages insured under the National Housing Act, see 1939, 359. (See also 1943, 339.) [For other legislation, see 1935, 162; 1937, 240; 1939, 241; 1941, 260; 1943, 126; 1946, 125.]

For temporary act, modifying the requirements for investments in real estate mortgages, see 1936, 191; amended, 1936, 405 § 2; extended, 1939, 98; 1941, 40.

For temporary legislation authorizing insurance companies to make loans to veterans of World War II guaranteed or insured by the administrator of veterans' affairs, see 1945, 46; 1946, 126; 1947, 110.

For temporary legislation confirming the power and authority of domestic insurance companies, their officers, directors, employees and agents, to pay certain taxes and fees, and relating to liability therefor, see 1945, 57; 1947, 80.

SECT. 1, definition of "Company" revised, 1947, 488 § 10; amended, 1963, 848 § 1; paragraph added (after definition of "Foreign company") defining "Industrial life insurance policy" or "policy of industrial life insurance", 1943, 227 § 11; paragraph added after word "law" in the fifty-second line, 1938, 306 (defining "resident" with respect to the incorporators, officers and directors of insurance companies); paragraph added at end, 1963, 848 § 2. (See 1943, 227 §§ 13, 14.)

SECT. 3 amended, 1963, 848 § 3.

SECT. 3B added, 1956, 325 (relative to the powers and duties of the commissioner of insurance).

SECT. 4, first paragraph revised, 1938, 357 § 1; fourth paragraph amended, 1939, 472 § 4; revised, 1941, 324.

SECT. 5 amended, 1933, 107 § 2.

SECT. 6, first paragraph amended, 1933, 107 § 3; section amended, 1939, 472 § 1; first paragraph amended, 1939, 488 § 2; last sentence of same paragraph revised, 1949, 242 § 1. (See 1939, 488 § 9.)

SECT. 9, clause Second revised, 1941, 326 § 1; clause Fourth revised, 1941, 326 § 2; section revised, 1943, 227 § 1; subdivision 1, paragraph Third amended, 1961, 368 § 1; paragraph Sixth added, 1961, 368 § 2; subdivision 2, paragraph First revised, 1960, 323 § 1; paragraph Second revised, 1963, 130 § 1; paragraphs Third, Fourth, Fifth and Sixth stricken

out and five paragraphs inserted, 1961, 368 § 3; subdivision 3, Second paragraph revised, 1961, 368 § 4; subdivision 4, last paragraph stricken out, 1961, 368 § 5; subdivisions 5–11, inclusive, stricken out and subdivisions 5–13, inclusive, inserted, 1961, 368 § 6. (See 1943, 227 §§ 13, 14; 1963, 130 § 3.)

SECT. 9A added, 1963, 249 (requiring life insurance companies to establish claim fluctuation reserves).

SECT. 10 revised, 1947, 217.

SECT. 11, first paragraph amended, 1934, 92 § 1; revised, 1943, 207 § 3; 1945, 605 § 2; 1947, 539; 1959, 447; third paragraph amended, 1933, 5. (See 1943, 207 § 4; 1945, 605 § 3.)

SECT. 12 amended, 1943, 183 § 1. (See 1943, 183 § 2.)

SECT. 12A added, 1943, 183 § 2 (relating to the computation of reserves required of certain domestic liability insurance companies with respect to certain policies of liability insurance).

SECT. 14 amended, 1939, 395 § 2; revised, 1941, 635 § 3, 693; third paragraph revised, 1956, 522; paragraph inserted after paragraph contained in line 14, 1943, 54 § 1; revised, 1945, 593 § 1; paragraph contained in lines 22–26 revised, 1943, 288; seventeenth paragraph revised, 1943, 54 § 2; 227 § 2. (See 1945, 593 § 2.)

SECT. 14A added, 1949, 735 § 2 (relative to contributions to the expenses of the Committee on Valuation of Securities of the National Association of Insurance Commissioners, and the assessment upon domestic life insurance companies therefor).

SECT. 15 revised, 1960, 202.

SECT. 16, second paragraph amended, 1939, 395 § 3.

SECT. 17, second paragraph revised, 1956, 285.

SECT. 18, first paragraph amended, 1957, 453 § 1; revised, 1962, 392 §2; amended, 1963, 259 § 2; revised, 1964, 154.

SECT. 19A amended, 1934, 137 § 2; revised, 1941, 364 § 1; sentence inserted after third sentence, 1966, 95 § 1.

SECT. 19B added, 1939, 375 (authorizing domestic insurance companies to merge or consolidate with foreign insurance companies in certain cases); revised, 1941, 364 § 2.

SECT. 19C added, 1941, 364 § 3 (relative to rights of stockholders of merging or consolidating corporations).

SECT. 19D added, 1961, 606 (providing that domestic stock life insurance companies and certain other domestic stock insurance companies may be converted into mutual companies).

SECT. 20, first sentence of second paragraph amended, 1946, 508; second sentence of second paragraph revised, 1948, 571; new paragraph inserted after fifth paragraph, 1941, 343.

SECT. 22, paragraph added at end, 1960, 339.

SECT. 22A revised, 1935, 234; first paragraph amended, 1946, 158; last paragraph amended, 1938, 181; section revised, 1951, 327; second paragraph stricken out, 1955, 384 § 3; section revised, 1965, 383.

SECT. 24, sentence added at end of first paragraph, 1946, 244.

SECT. 25, first paragraph revised, 1950, 396 § 1; second paragraph revised, 1945, 159; amended, 1950, 396 § 2; third paragraph amended, 1950, 225; last paragraph of Form A stricken out, 1934, 12; Forms B and C revised, 1947, 488 § 2; first paragraph following line 42, as appearing in Tercentenary Edition, revised, 1958, 177; last paragraph of section amended, 1934, 92 § 2.

SECT. 29 revised, 1939, 167; 1955, 636.

SECT. 32 revised, 1938, 357 § 2; amended, 1941, 342 § 1.

SECT. 33 revised, 1946, 186.

SECT. 35 revised, 1950, 63; first sentence revised, 1961, 126; second sentence revised, 1964, 31.

SECT. 36, second paragraph revised, 1935, 140; 1936, 61; first two paragraphs revised, 1951, 125; two paragraphs added at end, 1938, 218 § 1; third paragraph revised, 1954, 75; amended, 1966, 337.

SECT. 36A added, 1948, 496 (relative to payment of retirement or insurance benefits to agents and agency employees of certain domestic insurance corporations); first sentence revised, 1959, 261.

SECT. 36B added, 1954, 247 (to permit accident and health insurance companies to cover their employees for accident and health insurance).

SECT. 44, three paragraphs added, 1965, 499 § 1. (See 1965, 499 § 2.)

SECT. 47, clause First revised, 1938, 176; clause Fourth revised, 1938, 307; clause Fifth revised, 1954, 266; clause Sixth amended, 1941, 243; 1945, 436; 1951, 73; clause Seventh amended, 1937, 261; clause Twelfth revised, 1935, 204; clause Seventeenth added, 1946, 471 § 1; clause Eighteenth added, 1963, 848 § 4.

SECT. 48, first paragraph revised, 1946, 471 § 2; amended, 1965, 260 § 2; lines 15–17, inclusive, stricken out and two paragraphs inserted, 1961, 168 § 1; lines 22 and 23 stricken out and paragraph inserted, 1946, 471 § 3; paragraph in lines 37–41, inclusive, revised, 1961, 168 § 2; 1962, 202 § 1; paragraph added, 1963, 848 § 5; three paragraphs added, 1966, 95 § 2.

SECT. 48A revised, 1946, 471 § 4.

SECTS. 48B and 48C added, 1963, 848 § 6 (relative to the investment of the assets of domestic variable annuity contracts).

SECT. 48B, paragraph inserted after first paragraph, 1966, 84.

SECT. 49, first paragraph revised, 1954, 320 § 1; second paragraph amended, 1963, 848 § 7; paragraph inserted after second paragraph, 1939, 15 § 2; same paragraph stricken out, 1954, 320 § 2; paragraph contained in the twenty-second to the twenty-eighth lines revised, 1941, 342 § 2; revised, 1966, 95 § 3; last paragraph stricken out, 1941, 342 § 3.

SECT. 50, first sentence revised, 1945, 609 § 1; 1954, 320 § 3; third sentence amended, 1932, 180 § 33; 1957, 698 § 12.

SECT. 51, clause (*a*) revised, 1946, 471 § 5; clause (*d*) revised, 1961, 168 § 3; 1962, 202 § 2; clause (*h*) added, 1965, 260 § 3.

SECT. 54, clause (*a*½) added, 1946, 471 § 6; clause (*c*) revised, 1961, 168 § 4; 1962, 202 § 5; clause (*e*) revised, 1939, 488 § 3. (See 1939, 488 § 9).

SECT. 54A added, 1932, 165 (permitting certain insurance companies to make outside the commonwealth contracts insuring personal property against all risks or hazards); amended, 1938, 198.

SECTS. 54B–54D added, 1945, 384 § 2 (authorizing multiple line underwriting, so called, by certain domestic and foreign stock and mutual insurance companies). (See 1945, 384 § 3.)

SECT. 54B revised, 1946, 285; 1950, 475 § 1.

SECT. 54C revised, 1961, 168 § 5.

SECT. 54E added, 1951, 510 (to afford more complete insurance coverage for dwelling houses); revised, 1955, 339.

SECT. 54F added, 1957, 170 (extending the authorization of insurance companies to include other coverage of commercial property in a fire insurance policy).

SECT. 59, sentence added at end, 1948, 286.

SECT. 61, sentence inserted after first sentence, 1965, 260 § 1.

SECT. 63, paragraph 1 revised, 1959, 128; paragraph 2, clause (*d*) added, 1947, 266 § 1; paragraph 3 amended, 1947, 266 § 2; paragraph 3A added, 1948, 70; revised, 1961, 129; paragraph 4 revised, 1947, 266 § 3; paragraph 5A added, 1947, 266 § 4; paragraph 6 revised, 1947, 266 § 5; paragraph 7 revised, 1945, 188; first sentence amended, 1951, 129; fifth sentence revised, 1954, 65; sentence added at end, 1946, 438 § 2; paragraph 7 revised, 1957, 183; amended, 1960, 294; 1964, 95; paragraph 7A added, 1950, 207; revised, 1956, 137; paragraph 9 revised, 1947, 266 § 6; paragraph 11 revised, 1947, 266 § 7; paragraph 14A added, 1947, 266 § 8; revised, 1954, 111 § 1; amended, 1965, 269 § 1; paragraph 14B added, 1951, 154; paragraph 14C added, 1956, 373; clause (*b*) revised, 1965, 269 § 2; paragraphs 14D and 14E added, 1958, 296; paragraph 14F added, 1965, 300.

SECT. 64, first paragraph revised, 1953, 110; second paragraph amended, 1936, 213; third paragraph revised, 1943, 207 § 2; 1947, 269 § 2; 1952, 395; paragraph added at end, 1941, 548. (See 1943, 207 § 4; 1945, 605 § 3.)

SECT. 65 amended, 1946, 125; 1947, 41; revised, 1954, 176; 1955, 208.

SECT. 66, first paragraph amended, 1963, 848 § 8; 1966, 451; second paragraph amended, 1947, 650; second paragraph stricken out and two paragraphs inserted, 1954, 111 § 2.

SECT. 66A added, 1943, 207 § 1 (relative to the construction, operation and maintenance of low rental housing projects by domestic life insurance companies); revised, 1945, 605 § 1; 1947, 504. (See 1943, 207 § 4; 1945, 605 § 3.)

SECT. 66B added, 1947, 269 § 1 (authorizing domestic life insurance companies to invest in certain land and buildings); first sentence revised, 1963, 128; fourth sentence amended, 1953, 94; fifth sentence stricken out and two sentences inserted, 1954, 68; sixth sentence revised, 1957, 152.

SECT. 70, second sentence revised, 1954, 320 § 4; section amended, 1957, 698 § 13; revised, 1958, 155.

SECT. 71, first sentence stricken out and four sentences inserted, 1954, 320 § 5.

SECT. 72 amended, 1936, 212.

SECT. 73, first paragraph revised, 1939, 300 § 1.

SECT. 77, first paragraph amended, 1941, 365 § 1; second paragraph amended, 1962, 57. (See 1941, 365 § 2.)

SECT. 79 revised, 1933, 23 § 1; 1953, 220 § 1.

SECT. 80, first sentence revised, 1947, 196; paragraph inserted after the word "classified" in the twenty-third line, 1936, 315; section revised, 1947, 317; first sentence amended, 1951, 297; first paragraph revised, 1955, 384 § 4; paragraph inserted after first paragraph, 1962, 397; paragraph inserted after first paragraph, 1956, 315; revised, 1957, 453 § 2; amended, 1962, 392 § 3; next to last paragraph amended, 1961, 493 § 25.

SECT. 81, first sentence amended, 1952, 34.

SECT. 83, paragraph added at end, 1941, 716 § 5. (See 1941, 723.)

SECT. 85A added, 1941, 716 § 1 (providing that the commissioner of insurance may authorize certain domestic mutual insurance companies to issue non-assessable policies); sentence added at end, 1943, 247 § 1; sentence added at end, 1947, 197 § 1. (See 1941, 723; 1943, 247 § 4.)

SECT. 87 repealed, 1934, 22.

SECT. 90, first paragraph amended, 1941, 716 § 2; 1945, 403 § 2. (See 1941, 723.)

SECT. 90A amended, 1939, 300 § 2.

SECT. 90B revised, 1933, 23 § 2; 1945, 726.

SECT. 90C, first paragraph revised, 1953, 220 § 2.

SECT. 93, first paragraph revised, 1939, 488 § 1; 1941, 654 § 1; amended, 1961, 168 § 6. (See 1939, 488 § 9.)

SECT. 93B revised, 1939, 488 § 4. (See 1939, 488 § 9.)

SECT. 93C revised, 1939, 488 § 5. (See 1939, 488 § 9.)

SECT. 93D revised, 1939, 488 § 6. (See 1939, 488 § 9.)

SECT. 93E, first sentence revised, 1962, 202 § 3.

SECT. 93F added, 1941, 716 § 3 (permitting certain domestic mutual insurance companies to issue non-assessable policies); sentence added at end, 1943, 247 § 2; sentence added at end, 1947, 197 § 2. (See 1941, 723; 1943, 247 § 4.)

SECT. 94, first two paragraphs stricken out, and two new paragraphs inserted, 1933, 81; first paragraph amended, 1938, 218 § 2; 1943, 532 § 2; revised, 1945, 313 § 2; third paragraph revised, 1952, 51. (See 1945, 313 § 5.)

SECTS. 94A–94M added, under caption, 1947, 488 § 1 (authorizing and regulating the exchange of reciprocal or inter-insurance contracts in the commonwealth).

SECT. 94B revised, 1955, 384 § 5; 1957, 177.

SECT. 94E, clause (*a*) revised, 1955, 384 § 6.

SECT. 96A added, 1946, 471 § 7 (providing that insurance against expenses actually incurred in repairing or replacing property damaged or destroyed by fire or other causes shall not be subject to certain limitations as to value).

SECT. 97 amended, 1933, 31; two sentences added at end, 1945, 399 § 1. (See 1945, 399 § 2.)

SECT. 99, clause Ninth revised, 1934, 95; paragraph of the standard form appearing in lines 14–23 revised, 1943, 462; clause Tenth added, 1947, 488 § 3; section revised, 1951, 478 § 1. (See 1951, 478 § 2.)

SECT. 99A added, 1962, 418 (relating to fire insurance policies).

SECT. 102 amended, 1932, 174 § 1; revised, 1934, 110 § 1. (See 1932, 174 § 2; 1934, 110 § 2.)

SECT. 102A, first paragraph amended, 1966, 80.

SECT. 102C added, 1957, 453 § 3 (relative to the issuance of insurance policies against loss by radioactive contamination).

SECT. 104 repealed, 1947, 614 § 2. (See 1947, 614 § 3.)

SECT. 105 amended, 1955, 432 § 17. (See 1955, 432 § 4.)

SECT. 106 revised, 1932, 150 § 1; amended, 1939, 400 § 1. (See 1932, 150 § 4.)

SECT. 108, paragraph added at end, 1945, 341; paragraphs A–C added at end, 1947, 607; section revised, 1954, 275 § 1; subdivision 2, paragraph (*a*) amended, 1962, 634 § 1; 1965, 112; subdivision 3, paragraph (*a*), provision (2) amended, 1958, 277; provision (3) amended, 1958, 294 § 1; paragraph (*b*), provision (8) stricken out, 1958, 294 § 2; paragraph (*b½*) inserted, 1958, 294 § 3; subdivision 8, second paragraph revised, 1966, 96; paragraph C amended, 1954, 681 § 18; paragraph D added, 1966, 386 § 1. (See 1954, 275 §§ 4, 5, 681 §§ 20, 22.)

SECT. 109 repealed, 1954, 275 § 2. (See 1954, 275 §§ 4, 5.)

SECT. 110, sentence added at end, 1939, 133; section amended, 1941, 118; revised, 1943, 424 § 3, 532 § 1; subdivision (1) of second paragraph

amended, 1945, 403 § 1; section revised, 1949, 676 § 3; amended, 1950, 392; subdivisions (A) and (B) revised, 1952, 532 § 1; subdivision (A) amended, 1954, 275 § 3, 327; 1953, 229 § 1; 1964, 236 § 2; 1965, 309 § 1; subdivision (B) revised, 1963, 254 § 1; amended, 1964, 236 § 3; 1965, 309 § 2; subdivision (C) amended, 1952, 532 § 1A; subdivision (D) revised, 1952, 532 § 2; amended, 1955, 207; 1962, 634 § 2; subdivision (D) stricken out and subdivisions (D) and (E) inserted, 1963, 254 § 2; subdivision (F) added, 1966, 386 § 2. (See 1954, 275 §§ 4, 5.)

SECT. 110A added, 1938, 401 (relative to exemption of the benefits of disability insurance from attachment and execution).

SECT. 110B added, 1939, 209 (relative to the termination or lapsing of certain accident and health policies for non-payment of premiums); revised, 1955, 263.

SECT. 110C added, 1962, 392 § 1 (authorizing joint action by insurance companies in underwriting a single group policy of health insurance insuring persons sixty-five years of age and over and their spouses).

SECT. 111A, paragraph inserted after provision (4), 1957, 453 § 4.

SECT. 111C added, 1943, 375 § 1 (providing for the inclusion of accident benefits in certain liability insurance policies); revised, 1948, 287; 1959, 438 § 1.

SECT. 111D added, 1959, 438 § 2 (authorizing the inclusion in motor vehicle liability policies of death and disability benefits and coverage for damages caused by the operation of uninsured motor vehicles).

SECT. 111E added, 1963, 760 (authorizing the issuance of certain liability policies to certain organizations).

SECT. 111F added, 1965, 369 (requiring certain insurance companies to furnish copies of medical reports of persons injured in an accident).

SECT. 113A, provision (2) amended, 1933, 119 § 1; revised, 1933, 145 § 1; 1949, 570; amended, 1951, 648 § 2; revised, 1956, 191 § 1; provision (2)A added, 1933, 145 § 2; amended, 1935, 296 § 1; provision (6) revised, 1936, 272; 1949, 693 § 1; amended, 1955, 283 § 2; paragraph inserted after said provision, 1961, 568 § 2. (See 1933, 145 § 3; 1935, 296 § 2; 1949, 693 § 2; 1951, 648 § 3; 1955, 283 § 3; 1961, 568 § 3.)

SECT. 113B, first paragraph amended, 1964, 391; paragraph inserted after first paragraph, 1935, 459 § 4; third paragraph amended, 1951, 251; 1962, 509; 1963, 430; revised, 1963, 828; 1964, 292. (See 1935, 459 § 5.)

SECT. 113D, first paragraph revised, 1933, 119 § 2; first sentence of same paragraph revised, 1962, 178 § 1; fourth paragraph revised, 1933, 146 § 1; amended, 1960, 264; sixth paragraph revised, 1933, 146 § 2; amended, 1934, 46; first sentence of sixth paragraph amended, 1938, 311; paragraph added at end, 1933, 119 § 3; paragraph added at end, 1934, 379; revised, 1951, 648 § 1; stricken out, 1956, 191 § 2; paragraph added at end, 1955, 412 § 1. (See 1933, 119 § 6, 146 § 3; 1951, 648 § 3; 1955, 412 § 2; 1962, 178 § 2.)

SECT. 113E added, 1934, 61 (prohibiting certain discrimination in the issuance or execution of motor vehicle liability policies or bonds); amended, 1941, 401.

SECT. 113F added, 1937, 390 (relative to the renewal of motor vehicle liability policies or bonds, so called, in certain cases); first paragraph amended, 1938, 351.

SECT. 113G added, 1939, 406 § 1 (relative to the relations of officers, directors and employees of certain domestic insurance companies with certain insurance agencies and finance companies). (See 1939, 406 § 2.)

SECT. 113H added, 1953, 570 § 5 (relative to co-operation by insurance companies in the apportionment of certain motor vehicle liability risks).

SECT. 113I added, 1954, 274 (relative to the service charges for securing motor vehicle liability insurance for certain persons).

SECT. 113J added, 1954, 334 (requiring insurers under compulsory motor vehicle insurance law to furnish reports of medical examinations).

SECT. 113K added, 1965, 403 (providing that certain minors shall be competent to contract for motor vehicle liability insurance).

SECT. 114 amended, 1932, 180 § 34; 1939, 225.

SECT. 116A amended, 1932, 180 § 35.

SECT. 117, sentence added at end, 1955, 384 § 7.

SECT. 117A, first paragraph amended, 1938, 216 § 1; heading before section 117A stricken out and "MARINE AND AUTOMOBILE AND SPRINKLER LEAKAGE INSURANCE" inserted, 1938, 216 § 2.

SECT. 117B added, under caption, 1963, 259 § 1 (authorizing the issuance of combination policies of credit insurance).

SECT. 123 revised, 1943, 186; first paragraph revised, 1958, 114; second paragraph stricken out, 1952, 14.

SECT. 125. See 1933, 42.

SECT. 126 amended, 1943, 227 § 5. (See 1933, 42; 1943, 227 §§ 13, 14.)

SECT. 128 revised, 1953, 97.

SECT. 128A added, 1958, 410 (making a minor who has attained the age of eighteen competent to give a valid discharge for certain payments made to him under certain insurance policies).

SECT. 130 revised, 1954, 66.

SECT. 132, first paragraph revised, 1933, 101 § 1; first paragraph amended, 1943, 227 § 6; provisions numbered 6, 7, 8, 9, revised, 1943, 227 § 7; provision numbered 10 revised, 1951, 131; provision numbered 12 added, 1955, 119; four paragraphs added at end of section, 1943, 227 § 6. (See 1943, 227 §§ 13, 14.)

SECTS. 132A–132E added, 1945, 313 § 1 (relative to group annuity contracts). (See 1945, 313 § 5; 1947, 188 §§ 1, 2.)

SECT. 132A, clause (*b*) stricken out and clauses (*b*), (*c*) and (*d*) inserted, 1951, 249 § 1; second paragraph revised, 1951, 249 § 2; last paragraph revised, 1951, 249 § 3.

SECT. 132F added, 1960, 562 (authorizing life insurance companies to assign certain life policies and annuity contracts to a separate account, for the purpose of allocating thereto investment returns and asset gains and losses); revised, 1965, 296.

SECT. 133, clause (*a*) amended, 1946, 346; 1948, 54; revised, 1951, 404 § 1; amended, 1955, 171; 1962, 119 § 1; clause (*b*) amended, 1938, 362 § 2; 1943, 424 § 1; revised, 1951, 404 § 2; clause (*c*) added, 1938, 362 § 1; revised, 1957, 400 § 2; amended, 1958, 188; revised, 1959, 209 § 1; amended, 1961, 350; clause (*d*) added, 1943, 424 § 2; amended, 1962, 119 § 2; clause (*e*) added, 1949, 676 § 1; amended, 1951, 195; revised, 1951, 404 § 3; amended, 1953, 229 § 2; clause (*f*) added, 1956, 533 § 1; paragraph inserted after first paragraph, 1961, 193.

SECT. 134, sentence added at end of provision numbered 4, 1938, 362 § 3; said provision revised, 1939, 170; 1941, 456; last paragraph stricken out and three new paragraphs inserted, 1938, 362 § 4; first of said paragraphs revised, 1949, 676 § 2; amended, 1950, 463 § 1; paragraph inserted after second of said paragraphs, 1950, 463 § 2; section revised, 1951, 404 § 4; provision numbered 1 revised, 1954, 285; provision num-

bered 4 amended, 1956, 533 § 2; provision numbered 4A inserted, 1955, 169; revised, 1959, 209 § 2; provision numbered 7 amended, 1956, 533 § 3; third paragraph revised, 1956, 533 § 4; fifth paragraph amended, 1960, 361; last paragraph revised, 1958, 574.

SECT. 134A added, 1949, 676 § 4 (relative to the time of notice required in the conversion of group life insurance policies).

SECT. 134B added, 1963, 848 § 9 (relative to the form of variable annuity contracts); paragraph added, 1966, 604.

SECT. 138A added, 1943, 424 § 4 (relative to deductions from salaries of state, county and municipal employees for payment of premiums on certain group life insurance policies).

SECT. 139, two sentences added at end, 1945, 335; section revised, 1946, 313; 1960, 657; second sentence amended, 1963, 135.

SECT. 140, first two sentences revised, 1960, 568 § 1; third sentence revised, 1963, 211; second paragraph revised, 1943, 227 § 12; 1960, 708; 1965, 567 § 1; third paragraph amended, 1933, 101 § 2. (See 1943, 227 §§ 13, 14; 1965, 567 § 2.)

SECT. 141 revised, 1960, 568 § 2.

SECT. 142 revised, 1943, 227 § 8; first sentence revised, 1950, 345 § 1. (See 1943, 227 §§ 13, 14; 1950, 345 § 2.)

SECT. 143 revised, 1943, 227 § 9. (See 1943, 227 §§ 13, 14.)

SECT. 144, last paragraph revised, 1933, 101 § 3; first three paragraphs stricken out and four new paragraphs inserted, 1938, 209 § 1; section revised, 1943, 227 § 3; subdivision 5 revised, 1961, 368 § 7; subdivision 6 revised, 1960, 323 § 2; subdivision 7 revised, 1961, 368 § 8; subdivision 11 added, 1945, 313 § 3. (See 1938, 209 § 3; 1943, 227 §§ 13, 14; 1945, 313 §§ 4, 5; 1960, 323 § 3.)

SECT. 146 revised, 1943, 227 § 4; third paragraph revised, 1963, 130 § 2. (See 1943, 227 §§ 13, 14; 1963, 130 § 3.)

SECT. 146A added, 1945, 298 (providing for giving notice to holders of lapsed industrial life insurance policies of non-forfeiture benefits).

SECT. 147 amended, 1938, 209 § 2; repealed, 1943, 227 § 10. (See 1943, 227 §§ 13, 14.)

SECT. 147A repealed, 1943, 227 § 10. (See 1943, 227 §§ 13, 14.)

SECT. 147B added, 1935, 232 (requiring foreign life insurance companies to provide for paid-up and extended term insurance and cash surrender values on policies of industrial life insurance issued in the commonwealth); repealed, 1943, 227 § 10. (See 1943, 227 §§ 13, 14.)

SECT. 149, first paragraph amended. 1954, 318; section revised, 1960, 568 § 3; fourth paragraph revised, 1966, 83.

SECTS. 149A–149D added, 1946, 455 (providing that certain unclaimed funds held by domestic life insurance companies be paid into the state treasury).

SECT. 149A revised, 1950, 523 § 1.

SECT. 149B amended, 1950, 523 § 2; sentence inserted after first sentence, 1962, 474 § 1.

SECT. 149C amended, 1950, 523 § 3.

SECT. 149D, last sentence revised, 1949, 694 § 1; stricken out and two sentences inserted, 1950, 523 § 4; section revised, 1957, 372 § 4; two sentences added at end, 1962, 474 § 2. (See 1949, 694 § 2; 1957, 372 § 5.)

SECT. 150 revised, 1945, 609 § 2; amended, 1946, 250.

SECT. 151, clause Second amended, 1933, 107 § 1; clause Second, subdivision (3) (*c*) revised, 1939, 488 § 7; 1950, 475 § 2; 1961, 168 § 7; clause

Second, subdivision (3) (*f*) revised, 1939, 488 § 8; 1950, 475 § 3. (See 1939, 488 § 9.)

SECT. 152A added, 1941, 716 § 4 (relative to the issue by certain foreign mutual insurance companies of non-assessable policies); sentence added at end, 1943, 247 § 3; same sentence amended, 1947, 257; sentence added at end, 1947, 197 § 3. (See 1941, 723; 1943, 247 § 4.)

SECT. 153 revised, 1962, 202 § 4. (See 1962, 202 § 6.)

SECT. 155, clause First revised, 1932, 150 § 2; amended, 1939, 400 § 2. (See 1932, 150 § 4.)

SECT. 156A amended, 1933, 30.

SECT. 157, paragraph added at end, 1939, 315; section revised, 1941, 451; first paragraph amended, 1952, 146; revised, 1961, 134.

SECT. 160A added, 1933, 25 § 1 (prohibiting the printing or publication of certain advertisements for or on behalf of unlicensed insurance companies).

SECT. 160B added, 1934, 14 § 1 (authorizing the commissioner of insurance to publish certain information relative to unlicensed foreign insurance companies or societies).

SECT. 162, third paragraph revised, 1941, 286.

SECT. 162A added, 1947, 629 (authorizing insurance companies and their agents to compensate duly licensed insurance brokers for certain services).

SECT. 162B added, 1954, 464 (authorizing agents and brokers to accept payment of insurance premiums in installments and to finance insurance payments).

SECT. 163, paragraph added at end, 1941, 502; same paragraph revised, 1943, 85.

SECT. 164A added, 1938, 225 (providing that no insurance agent shall be charged with a decrease or deduction from his commission or salary on account of industrial life insurance policies lapsed or surrendered after being paid on for three years); revised, 1943, 226.

SECT. 167A amended, 1934, 137 § 3; 1937, 260; 1945, 368; revised, 1954, 627 § 33. (See 1954, 627 §§ 65, 67.)

SECT. 168, first sentence revised, 1950, 347 § 1; fourth sentence stricken out and two sentences inserted, 1950, 347 § 2; fourth sentence amended, 1951, 130; fourth sentence stricken out and two sentences inserted, 1960, 597; fourth sentence stricken out and three sentences inserted, 1961, 413 § 1.

SECT. 172, last sentence revised, 1941, 703.

SECT. 173 revised, 1946, 299.

SECT. 174, first paragraph amended, 1965, 125; fourth paragraph amended, 1954, 294.

SECT. 174C added, 1941, 493 (relative to the qualifications and licensing of insurance agents, insurance brokers and special insurance brokers).

SECT. 174D added, 1955, 155 (authorizing the continuance of the business of an insurance agency by the widow of the owner under certain circumstances); revised, 1957, 161.

SECT. 176A added, 1966, 423 § 1 (relative to return premiums received by or credited to insurance agents and brokers).

SECT. 177, sentence inserted after first sentence, 1961, 413 § 2; sentence inserted after third sentence, 1964, 236 § 4.

SECTS. 177A–177D added, under caption, 1939, 395 § 1 (defining and providing for the licensing of insurance advisers).

SECT. 177B, second and third paragraphs stricken out and new paragraph inserted, 1941, 635 § 1; paragraph added at end, 1941, 635 § 2.

SECT. 178 amended, 1941, 450 § 2.

SECT. 179, sentence added at end, 1939, 472 § 2; section revised, 1941, 452.

SECT. 180A stricken out, and new sections 180A–180L inserted, under caption, 1939, 472 § 3 (relative to the rehabilitation, conservation and liquidation of certain domestic and foreign insurers).

SECT. 180B, first sentence revised, 1949, 242 § 2.

SECTS. 180M–180Q added, under caption, 1963, 521 § 1 (relative to facilitating the continued operation of domestic insurance companies and fraternal benefit societies in the event of certain national emergencies).

SECT. 181 revised, 1934, 160; amended, 1939, 395 § 4.

SECT. 184 amended, 1937, 103; first sentence revised, 1947, 531; second sentence amended, 1948, 98; revised, 1961, 206; amended, 1964, 236 § 5.

SECT. 185, first paragraph amended, 1939, 400 § 3; second paragraph revised, 1932, 150 § 3; first and second paragraphs revised, 1941, 654 § 2; section revised, 1943, 238 § 2.

SECT. 186A added, 1949, 237 (relative to certain presumptions created by the delivery of endowment policies or annuity contracts).

SECT. 186B added, 1959, 168 § 1 (providing that the effect of the lack of a sworn statement of loss shall be the same under all policies of insurance as it is under fire insurance policies). (See 1959, 168 § 2.)

SECT. 187C, first paragraph amended, 1934, 34; 1936, 215 § 1. (See 1936, 215 § 2.)

SECT. 187E added, 1947, 104 (to facilitate payment by insurance companies of amounts not exceeding five hundred dollars due to estates of deceased persons).

SECT. 187F added, 1963, 796 (regulating the cancellation of certain insurance during a period of strike of insurance agents).

SECT. 191A added, 1960, 793 (providing for an arbitration provision in policies insuring against physical damage to motor vehicles of the assured); revised, 1961, 92 § 1; 1964, 171. (See 1961, 92 § 2.)

SECT. 192, sentence added at end, 1943, 375 § 2.

SECT. 192A added, 1960, 259 (relative to the filing of loose leaf insurance policies).

SECT. 193B added, 1937, 314 (authorizing the payment of motor vehicle insurance premiums in installments).

SECT. 193C added, 1948, 617 (authorizing interlocking directorates of domestic insurance companies).

SECT. 193D added, 1948, 621 (regulating the acquisition by domestic insurance companies of stock guaranty capital or other share capital of insurance companies).

SECT. 193E added, 1950, 520 (prohibiting coercion in the placing of insurance on real or personal property).

SECTS. 193F–193H added, 1962, 426 (relative to the filing of policy forms for the approval of the commissioner of insurance).

SECTS. 193I and 193J added, 1965, 354 (relative to disclosure of investments of officers, directors and principal stockholders of domestic stock insurance companies and regulating the solicitation of proxies of shareholders of certain domestic stock insurance companies).

SECT. 193J, paragraph (*d*) added, 1966, 98.

Chapter 175A. — Regulation of Rates for Certain Casualty Insurance, including Fidelity, Surety and Guaranty Bonds, and for all other Forms of Motor Vehicle Insurance, and Regulation of Rating Organizations.

New chapter inserted, 1947, 641 § 1. (See 1947, 641 § 3.)

SECT. 4, first paragraph amended, 1951, 138; revised, 1955, 384 § 8.
SECT. 6, subsection (*f*) added, 1955, 384 § 9.
SECT. 19, paragraph (*c*) amended, 1954, 681 § 19. (See 1954, 681 §§ 20–22.)

Chapter 175B. — Unauthorized Insurer's Process Act.

New chapter inserted, 1950, 781.

Chapter 176. — Fraternal Benefit Societies.

Chapter stricken out and new chapter inserted, 1958, 540 § 1. (See 1958, 540 §§ 2, 3.)

For prior changes see Table of Changes contained in Acts and Resolves of 1956.

The following references are to chapter 176, as so inserted:

SECT. 18, second paragraph stricken out, 1960, 321 § 1.
SECT. 20 revised, 1960, 321 § 2.
SECT. 22A added, 1959, 256 § 1 (further regulating fraternal benefit societies and cemetery corporations). (See 1959, 256 § 3.)
SECT. 24, paragraph (*j*) of subsection (1) revised, 1960, 321 § 3.
SECT. 40, first sentence amended, 1960, 238; 1961, 493 § 26; two sentences added, 1966, 229.
SECT. 41, paragraph (*a*) of subsection (6) revised, 1960, 321 § 4.
SECT. 44, last sentence stricken out, 1960, 468.
SECT. 50 amended, 1963, 521 § 2.

Chapter 176A. — Non-Profit Hospital Service Corporations.

New chapter inserted, 1936, 409.

Chapter stricken out and new chapter 176A (with new title) inserted, 1950, 766 § 1. (See 1950, 766 §§ 2–4.)

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

The following references are to chapter 176A, as so inserted:

SECT. 1, paragraph added at end, 1951, 687; section revised, 1953, 287 § 1; paragraph inserted after third paragraph, 1955, 499.
SECT. 2, second paragraph revised, 1956, 147 § 1. (See 1956, 147 § 2.)
SECT. 3, first sentence revised, 1953, 287 § 2.
SECT. 5, first paragraph revised, 1953, 287 § 3; amended, 1954, 513; fourth paragraph amended, 1953, 636 § 4; stricken out and two paragraphs inserted, 1956, 406. (See 1953, 636 § 9.)
SECT. 6, first two sentences revised, 1953, 287 § 4.
SECT. 8, paragraph (*c*) (2) revised, 1953, 287 § 5; paragraph (*c*) (5) added, 1955, 404; revised, 1956, 192 § 1. (See 1956, 192 § 2.)
SECT. 10, first paragraph revised, 1953, 287 § 6.
SECT. 13 revised, 1953, 287 § 7.
SECT. 17 revised, 1953, 636 § 5. (See 1953, 636 § 9.)
SECT. 27A added, 1951, 516 (relative to a system of general accident, hospitalization, medical and surgical insurance for state employees); repealed, 1955, 628 § 3.

Chapter 176B. — Medical Service Corporations.

New chapter inserted, 1941, 306.

For legislation relative to payments to certain soldiers' homes for certain services rendered to subscribers, see 1952, 296.

SECT. 1, definitions of "Visual service" and "Participating optometrist" inserted, 1965, 442 § 1.

SECT. 2, second paragraph amended, 1957, 698 § 14.

SECT. 3, paragraph added at end, 1948, 359; amended, 1953, 143; paragraph added at end, 1953, 142; 1955, 186.

SECT. 4 revised, 1950, 472; 1959, 130; 1960, 307 § 1; first paragraph revised, 1965, 442 § 2.

SECT. 6, first sentence revised, 1960, 307 § 2; paragraph (*d*) added, 1957, 115 § 1. (See 1957, 115 § 2.)

SECT. 10 revised, 1950, 394 § 1; first sentence amended, 1954, 276 § 1; revised, 1961, 493 § 27.

SECT. 15 repealed, 1951, 797.

SECT. 16A added, 1943, 424 § 6 (relative to deductions from salaries of state, county and municipal employees of amounts payable under certificates issued by certain medical service corporations).

Chapter 176C. — Non-Profit Medical Service Plans.

New chapter inserted, 1941, 334.

For legislation relative to payments to certain soldiers' homes for certain services rendered to subscribers, see 1952, 296.

SECT. 11 revised, 1950, 394 § 2; amended, 1954, 276 § 2.

SECT. 16A added, 1943, 424 § 7 (relative to deductions from salaries of state, county and municipal employees of amounts payable under contracts issued by certain medical service corporations).

Chapter 176D. — Unfair Methods of Competition and Unfair and Deceptive Acts and Practices in the Business of Insurance.

New chapter inserted, 1947, 659.

Chapter 176E. — Dental Service Corporations.

New chapter inserted, 1962, 714.

Chapter 176F. — Optometric Service Corporations.

New chapter inserted, 1962, 774.

Chapter 178. — Savings Bank Life Insurance.

For legislation relative to the computation of the reserve liability with respect to life insurance policies issued by savings and insurance banks and to the non-forfeiture benefits under such policies, see 1943, 227.

SECT. 9 amended, 1965, 810 § 2.

SECT. 10 amended, 1935, 330 § 1; 1946, 112 § 1; revised, 1951, 264; 1958, 117. (See 1946, 112 § 2.)

SECT. 11 amended, 1935, 330 § 2.

SECT. 11A added, 1935, 330 § 3 (relative to non-payment of premiums on annuity and certain other contracts).

SECT. 14 amended, 1947, 260 § 3.

SECT. 15 amended, 1935, 330 § 4; 1936, 285 § 1.
SECT. 16 revised, 1947, 260 § 4.
SECT. 17 revised, 1935, 330 § 5; 1939, 391 § 1. (See 1939, 391 § 2.)
SECT. 18 amended, 1943, 210 § 1.
SECT. 18A added, 1943, 210 § 2 (relative to payments to the general insurance guaranty fund).
SECT. 19 amended, 1935, 330 § 6.
SECT. 21 revised, 1935, 330 § 7; amended, 1936, 285 § 2; 1961, 341 § 1.
SECT. 25, last sentence revised, 1961, 341 § 2.
SECT. 26 revised, 1932, 103.
SECT. 29 amended, 1936, 285 § 3; revised, 1941, 108 § 1.
SECT. 30 amended, 1936, 285 § 4.
SECT. 31 revised, 1941, 108 § 2.
SECTS. 32 and 33 added, 1947, 143 (creating the savings bank life insurance council and defining its powers and the powers of savings and insurance banks relative thereto).

Chapter 179. — Proprietors of Wharves, Real Estate lying in Common, and General Fields.

SECT. 3 revised, 1943, 130 § 1; amended, 1962, 750 § 49. (See 1943, 130 § 2.)
SECT. 15 revised, 1948, 550 § 38.

Chapter 180. — Corporations for Charitable and Certain Other Purposes.

SECT. 3 amended, 1943, 549 § 5; revised, 1947, 559 § 1. (See 1947, 559 § 7.)
SECT. 5 amended, 1934, 328 § 21; second sentence revised, 1947, 559 § 2; section revised, 1964, 432.
SECT. 6 revised, 1947, 461; 1949, 692 § 1; 1952, 602 § 13; amended, 1962, 750 § 50.
SECT. 6A added, 1949, 692 § 2 (relative to the approval of certain proposed corporations organized for the purpose of caring for minors and aged persons); repealed, 1952, 602 § 14.
SECT. 7 amended, 1955, 170; revised, 1960, 19; sentence inserted after first sentence, 1962, 77.
SECT. 8 repealed, 1947, 559 § 3.
SECT. 10 amended, 1932, 180 § 37; revised, 1937, 151 § 1; 1943, 549 § 6; 1947, 559 § 4; amended, 1962, 750 § 51; last sentence revised, 1957, 698 § 15; section revised, 1964, 435.
SECT 11 revised, 1937, 151 § 2; 1947, 559 § 5; amended, 1962, 750 § 52; seventh sentence revised, 1957, 698 § 16; amended, 1962, 750 § 52; section revised, 1964, 433.
SECTS. 11A and 11B added, 1962, 472 (providing for the dissolution of corporations constituting public charities).
SECT. 12 amended, 1946, 24; last sentence revised, 1948, 354 § 2; section repealed, 1954, 529 § 4.
SECT. 12A amended, 1935, 246; 1946, 25; repealed, 1954, 529 § 5.
SECT. 16 amended, 1962, 750 § 53.
SECT. 17, first sentence revised, 1947, 559 § 6; second sentence amended, 1962, 750 § 54.
SECT. 17A added, 1950, 740 § 1 (authorizing pay-roll deductions for union dues in case of certain governmental employees); revised, 1954, 678;

1964, 343 § 1; first two paragraphs revised, 1964, 431; first paragraph amended, 1966, 39 § 1; second paragraph amended, 1966, 39 § 2.

SECT. 17B added, 1956, 489 § 1 (authorizing pay-roll deductions on account of contributions to community chests or united funds in the case of certain town employees); revised, 1959, 452. (See 1956, 489 § 2.)

SECT. 17C added, 1962, 175 (authorizing pay-roll deductions on account of dues to associations of public school teachers).

SECT. 20, paragraph added at end, 1961, 301 § 2.

SECT. 26 revised, 1963, 711.

SECT. 26A added, 1933, 236 § 1 (requiring the filing of annual returns by certain incorporated clubs and other corporations); amended, 1945, 225; revised, 1955, 290; 1956, 390; amended, 1963, 832 § 1; 1957, 245; paragraph inserted after first paragraph, 1963, 832 § 2; second paragraph amended, 1957, 698 § 17; last paragraph revised, 1964, 434. (See 1933, 236 § 2.)

SECT. 27 amended, 1934, 328 § 22.

Chapter 181. — Foreign Corporations.

SECT. 1 amended, 1962, 750 § 55. (See 1962, 750 §§ 73, 74.)

SECT. 3 revised, 1943, 459 § 4; amended, 1946, 342 § 1; last sentence revised, 1949, 54; 1955, 611 § 6; section revised, 1962, 750 § 56.

SECT. 3A amended, 1962, 750 § 57. (See 1963, 141.)

SECT. 4, paragraph added at end, 1946, 342 § 2; section revised, 1962, 750 § 58.

SECT. 5 amended, 1962, 750 § 59.

SECT. 6 amended, 1962, 750 § 60.

SECT. 12 amended, 1953, 351; revised, 1963, 371.

SECT. 13 amended, 1962, 750 § 61.

SECT. 18 amended, 1962, 750 § 62.

SECT. 19 amended, 1962, 750 § 63.

SECT. 21 amended, 1962, 750 § 64.

SECT. 22 amended, 1962, 750 § 65.

SECT. 23 amended, 1952, 315; 1957, 698 § 18; revised, 1962, 750 § 66.

Chapter 182. — Voluntary Associations and Certain Trusts.

SECT. 1 amended, 1954, 254 § 1; 1962, 750 § 67.

SECT. 2 revised, 1948, 550 § 39; amended, 1962, 750 § 68.

SECT. 2A amended, 1962, 750 § 69.

SECT. 3 amended, 1945, 649 § 1.

SECT. 4 amended, 1945, 649 § 2; 1962, 750 § 70.

SECT. 7 amended, 1945, 649 § 3.

SECT. 8 amended, 1945, 649 § 4.

SECT. 9 amended, 1945, 649 § 5.

SECTS. 12–14 added, 1954, 254 § 2 (relative to filing reports by voluntary associations and certain trusts).

SECT. 12 amended, 1963, 420 § 1.

SECT. 13 revised, 1963, 420 § 2.

SECT. 14 amended, 1963, 420 § 3.

Chapter 183. — Alienation of Land.

SECT. 4 revised, 1941, 85.

SECT. 5B added, 1966, 574 (providing for the recording of certain affidavits relating to the titles to real estate).

SECT. 28A added, 1946, 438 § 1 (extending the security of real estate mortgages to cover expenses of repairs or replacements of mortgaged property and taxes and other assessments); revised, 1956, 92.

SECT. 43 amended, 1937, 101 § 1.

SECT. 44 amended, 1937, 101 § 2.

SECT. 54, first two sentences stricken out and one sentence inserted, 1951, 698; sentence added at end, 1959, 580 § 18.

SECT. 54A added, 1961, 275 § 1 (protecting land titles from defective discharges of mortgages held by the entirety). (See 1961, 275 § 2.)

SECT. 56 added, 1962, 551 § 1 (relative to the anticipatory repayment of certain notes secured by a mortgage of real estate); revised, 1966, 664. (See 1962, 551 § 2.)

Chapter 183A. — Condominiums.

New chapter inserted, 1963, 493 § 1.

SECT. 6, paragraph (*c*) amended, 1964, 731 § 1.

SECT. 8, clause (*f*) amended, 1965, 56 § 1.

SECT. 9, last paragraph amended, 1965, 56 § 2.

Chapter 184. — General Provisions relative to Real Property.

SECT. 6A added, 1964, 307 § 1 (relative to the construction of the words "heirs" and "next of kin" as used in certain instruments). (See 1964, 307 §§ 2, 3.)

SECT. 7, sentence added at end, 1954, 395 § 1.

SECT. 8 revised, 1954, 395 § 2.

SECT. 13 amended, 1937, 112; revised, 1937, 245 § 1; first paragraph amended, 1943, 52 § 1; revised, 1956, 160; section repealed, 1957, 765 § 2. (See 1937, 245 § 2; 1943, 52 § 2; 1957, 765 § 21.)

SECT. 15 amended, 1941, 88 § 1. (See 1941, 88 § 2.)

SECT. 17A added, 1939, 270 (relative to the effect of agreements for the purchase and sale of real estate).

SECT. 19 amended, 1956, 258 § 1; three paragraphs added at end, 1956, 305.

SECT. 23A added, 1963, 523 § 1 (establishing limitations on proceedings relating to building restrictions). (See 1963, 523 § 2.)

SECT. 24 added, 1956, 348 § 1 (protecting certain titles to land against certain defects in deeds or instruments after ten years from the recording thereof); revised, 1964, 311 § 1. (See 1956, 348 §§ 2, 3; 1964, 311 §§ 2, 3.)

SECT. 25 added, 1959, 294 § 1 (protecting land titles against the effects of indefinite references). (See 1959, 294 § 2.)

SECTS. 26–30 added, 1961, 448 § 1 (protecting land titles from uncertain and obsolete restrictions and providing proceedings in equity with respect thereto).

Chapter 184A. — The Rule against Perpetuities.

New chapter inserted, 1954, 641 § 1. (See 1954, 641 § 2.)

SECT. 3, third and fourth sentences stricken out, 1961, 448 § 2. (See 1961, 448 § 4.)

Chapter 185. — The Land Court and Registration of Title to Land.

SECT. 1, clause (*b*) revised, 1935, 318 § 3; clause (*c*) revised, 1935, 318 § 4; clause (*j½*) added, 1934, 263 § 1 (granting to land court exclusive original jurisdiction to determine by declaratory judgment the validity and extent of municipal zoning ordinances, by-laws and regulations); clause (*k*) revised, 1934, 67 § 1; clauses (*l*) and (*m*) added, 1935, 318 § 5 (granting to said court original jurisdiction concurrent with supreme judicial and superior courts of certain suits in equity); clause (*n*) added, 1962, 722 § 1 (relative to the causes and matters transferred from the supreme judicial court); paragraph in lines 44–50, inclusive, revised, 1937, 183 § 1; paragraph in lines 51–55 revised, 1947, 449 § 3. (See 1934, 67 § 2; 1935, 318 § 8; 1937, 183 § 2; 1947, 449 § 7.)

SECT. 2 amended, 1937, 409 § 3. (See 1937, 409 § 7.)

SECT. 2A repealed, 1937, 409 § 4. (See 1937, 409 § 7.)

SECT. 6, first sentence stricken out and two sentences inserted, 1953, 449 § 1; last sentence amended, 1949, 447. (See 1953, 449 § 2.)

SECT. 10A revised, 1948, 664 § 3; 1953, 601.

SECT. 11 amended, 1954, 308; 1956, 519.

SECT. 12, sentence added at end, 1941, 27; section revised, 1943, 29; 1949, 47.

SECT. 13 revised, 1956, 553.

SECT. 14, sentence in lines 10–12 stricken out, 1946, 427 § 2; section revised, 1946, 544 § 3; first sentence amended, 1949, 696; section revised, 1951, 742 § 3; 1955, 733 § 3; 1963, 742 § 1; first sentence revised, 1966, 699 § 1. (See 1946, 427 § 3, 544 § 5; 1951, 742 §§ 4, 5; 1953, 567; 1955, 733 §§ 4, 5; 1963, 742 § 2; 1966, 699 § 1.)

SECT. 15A added, 1963, 74 § 1 (relative to equity practice in the land court.)

SECT. 25A added, 1933, 55 (relative to the power of the land court to enforce its orders and decrees, and relative to service of its processes).

SECT. 40 amended, 1937, 118.

SECT. 46, clause Sixth added at end, 1963, 242 § 2.

SECT. 48, paragraph added at end, 1949, 48.

SECT. 59 revised, 1962, 389.

SECT. 71 revised, 1965, 37.

SECT. 78 amended, 1937, 144 § 1; revised, 1955, 306 § 1; amended, 1963, 242 § 3. (See 1937, 144 § 2; 1963, 242 § 6.)

SECT. 80 amended, 1963, 242 § 4. (See 1963, 242 § 6.)

Chapter 186. — Estates for Years and at Will.

SECT. 12 revised, 1946, 202.

SECT. 14 revised, 1950, 495; amended, 1957, 114.

SECT. 15 added, 1945, 445 § 1 (making void certain provisions of leases and rental agreements pertaining to real property). (See 1945, 445 § 2.)

SECT. 16 added, 1947, 118 § 1 (making void so much of any real estate or rental agreement as provides for its termination in the event tenants have children). (See 1947, 118 § 2.)

Chapter 188. — Homesteads.

SECT. 1 amended, 1939, 32 § 1. (See 1939, 32 § 5.)

SECT. 9 amended, 1939, 32 § 2. (See 1939, 32 § 5.)

Chapter 189. — Dower and Curtesy.

SECT. 1 revised, 1965, 165 § 1. (See 1965, 165 § 2.)
SECT. 3 revised, 1936, 91 § 1. (See 1936, 91 § 2.)
SECT. 16 added, 1959, 68 § 1 (protecting land titles from certain claims for dower and curtesy). (See 1959, 68 § 2.)

Chapter 190. — Descent and Distribution of Real and Personal Property.

SECT. 1, paragraph (1) amended, 1945, 238 § 1; revised, 1956, 316 § 1. (See 1945, 238 § 2; 1956, 316 § 3.)
SECT. 3, clause (7) amended, 1959, 149.
SECT. 7 amended, 1943, 72 § 1.

Chapter 190A. — Effect of Apparently Simultaneous Deaths upon Devolution and Disposition of Property, including Proceeds of Insurance.

New chapter inserted, 1941, 549 § 1. (See 1941, 549 § 2.)

SECT. 2 revised, 1961, 253 § 1.
SECT. 5 amended, 1961, 253 § 2.

Chapter 191. — Wills.

SECT. 10 amended, 1960, 118.
SECT. 15 revised, 1956, 316 § 2; 1964, 288 § 1. (See 1956, 316 § 3; 1964, 288 § 2.)
SECT. 22, sentence added at end, 1962, 273.

Chapter 192. — Probate of Wills and Appointment of Executors.

SECT. 1A added, 1934, 113 (requiring that the attorney general be made a party in certain proceedings relative to the probate of wills).
SECT. 1B added, 1945, 338 § 1 (providing for a guardian ad litem when the surviving spouse of the deceased is under disability).
SECT. 7. See 1937, 408 § 3.
SECT. 9 amended, 1950, 390.
SECT. 12 added, 1954, 465 § 1 (requiring executors to notify devisees and legatees of devises and bequests). (See 1954, 465 § 4.)

Chapter 193. — Appointment of Administrators.

SECT. 3 amended, 1938, 328.
SECT. 4 amended, 1951, 163 § 1, 684 § 1. (See 1951, 684 § 2.)
SECT. 5 amended, 1951, 163 § 2.
SECT. 12 amended, 1945, 349 § 1.

Chapter 194. — Public Administrators.

SECT. 5 amended, 1961, 493 § 28.
SECT. 5A added, 1953, 333 (relative to the granting of administration to public administrators).
SECT. 7 revised, 1933, 100.
SECT. 9, last sentence amended, 1932, 180 § 38; section affected, 1932, 180 § 45.
SECT. 10. See 1936, 428.

Chapter 195. — General Provisions relative to Executors and Administrators.

SECTS. 1–4 repealed, 1933, 221 § 1. (See 1933, 221 § 8.)
SECT. 7 revised, 1945, 349 § 2.
SECT. 8 amended, 1933, 221 § 2. (See 1933, 221 § 8.)
SECT. 11, sentence added at end, 1954, 478 § 1.
SECT. 16 added, 1954, 562 § 1 (providing for the informal administration of certain small estates of deceased persons); first paragraph revised, 1956, 317 § 1; amended, 1958, 163 § 1; revised, 1966, 325; paragraph added at end, 1955, 413 § 1. (See 1955, 413 § 2; 1956, 317 § 3; 1958, 163 § 2.)

Chapter 196. — Allowances to Widows and Children, and Advancements.

SECT. 2 amended, 1933, 36; revised, 1936, 214.

Chapter 197. — Payment of Debts, Legacies and Distributive Shares.

SECT. 2 amended, 1933, 221 § 3. (See 1933, 221 § 8.)
SECT. 2A added, 1939, 298 (establishing limitations applicable to suits against, and regulating the payments of debts by, administrators de bonis non).
SECT. 9 amended, 1933, 221 § 4; 1954, 552 § 1. (See 1933, 221 § 8.)
SECT. 10 revised, 1954, 552 § 2.
SECT. 19 revised, 1954, 465 § 2. (See 1954, 465 §§ 3, 4.)

Chapter 200. — Settlement of Estates of Absentees.

SECT. 8 amended, 1961, 493 § 29.
SECT. 12 revised, 1941, 399 § 1.
SECTS. 13 and 14 stricken out and new section 13 inserted, 1941, 399 § 2.
SECT. 13 revised, 1946, 395.

Chapter 200A. — Abandoned Property.

New chapter inserted, 1950, 801.

SECT. 1, definition of "Person" revised, 1959, 470 § 1; definition of "Date prescribed for payment or delivery" added, 1959, 470 § 2.
SECT. 5 revised, 1958, 283; 1959, 470 § 3; amended, 1962, 248 § 1.
SECT. 6A added, 1962, 248 § 2 (providing that certain unclaimed dividends or distributions due in liquidations shall be presumed abandoned).
SECT. 7, paragraph (*b*) amended, 1957, 359 § 1.
SECT. 8, paragraph (*b*) revised, 1957, 359 § 2; paragraph (*c*) (1) revised, 1957, 359 § 3; 1959, 470 § 4.
SECT. 9, paragraph (*c*) revised, 1957, 359 § 4; paragraph (*e*) revised, 1957, 554 § 1. (See 1957, 554 § 2.)
SECT. 10 amended, 1953, 654 § 98; paragraph (*e*) revised, 1957, 359 § 5; paragraph (*f*) added, 1966, 555.
SECT. 13, first sentence stricken out, 1953, 654 § 99.
SECT. 14 amended, 1959, 236 § 2.

Chapter 201. — Guardians and Conservators.

SECT. 1 amended, 1945, 728 § 1; revised, 1956, 314 § 1. (See 1945, 728 § 4.)
SECT. 2 revised, 1958, 120 § 1. (See 1958, 120 § 2.)
SECT. 5, last sentence stricken out, 1961, 171.

SECT. 6 amended, 1941, 194 § 13; revised, 1956, 314 § 2.
SECT. 7 amended, 1941, 194 § 14; revised, 1956, 314 § 3.
SECT. 12 revised, 1956, 314 § 4.
SECT. 13, sentence added at end, 1934, 204 § 1; section amended, 1941, 194 § 15; revised, 1956, 314 § 5.
SECT. 13A added, 1941, 325 (providing for the removal of a permanent guardian of an insane person); revised, 1956, 314 § 6.
SECT. 14 amended, 1941, 194 § 16; revised, 1956, 314 § 7.
SECT. 16 revised, 1945, 728 § 2. (See 1945, 728 § 4.)
SECT. 18, new sentence added at end, 1934, 204 § 2.
SECT. 20, see 1945, 338 § 3; section revised, 1956, 314 § 8.
SECT. 21 revised, 1945, 728 § 3; amended, 1953, 571 § 3; second sentence revised, 1954, 330. (See 1945, 728 § 4.)
SECT. 22 revised, 1956, 314 § 9.
SECT. 24 revised, 1956, 314 § 10; 1963, 350.
SECT. 26 revised, 1956, 314 § 11.
SECT. 30 amended, 1939, 57.
SECT. 33 amended, 1950, 420; sentence inserted after first sentence, 1954, 478 § 2; section revised, 1956, 314 § 12.
SECT. 38A added, 1958, 44 (authorizing a guardian or conservator to expend funds from his ward's estate for or towards the funeral and burial expenses of a deceased member of the ward's family).
SECT. 39A added, 1936, 270 (authorizing payments from estates of minors under guardianship for expenses for the funerals of the parents in certain cases).
SECT. 42 revised, 1956, 314 § 13.
SECT. 43 revised, 1956, 314 § 14.
SECT. 43A revised, 1956, 314 § 15.
SECT. 45, sentence added at end, 1945, 338 § 2; section revised, 1956, 314 § 16.
SECT. 47A added, 1937, 312 § 1 (permitting guardians and conservators to invest funds in certain insurance policies and annuity contracts).
SECT. 48A revised, 1941, 241; 1949, 14; 1950, 66 § 1; first sentence amended, 1952, 174 § 1; revised, 1954, 311 § 1; sentence added at end, 1952, 174 § 2; section revised, 1956, 314 § 17; first sentence amended, 1961, 493 § 30.

Chapter 201A. — Uniform Gifts to Minors Act.

New chapter inserted, 1957, 724.

SECT. 1, clause (*a*) revised, 1959, 22; 1964, 324; clause (*c*) amended, 1962, 271 § 1; clause (*l*) added, 1962, 271 § 2.
SECT. 2, subsection (*a*) amended, 1962, 271 § 3.
SECT. 3 amended, 1962, 271 § 4.
SECT. 4, subsection (*e*) amended, 1962, 271 § 5; subsection (*j*) added, 1962, 271 § 6.

Chapter 202. — Sales, Mortgages and Leases of Real Estate by Executors, Administrators, Guardians and Conservators.

SECT. 4A added, 1933, 129 (relative to the use and management of real estate of a decedent by his executor or administrator for the purpose of the payment of debts from the rents thereof).
SECT. 12 amended, 1941, 194 § 17.
SECT. 14 amended, 1934, 157 § 1.

SECT. 19 amended, 1941, 341 § 1. (See 1941, 341 § 2.)
SECT. 20 revised, 1933, 221 § 5. (See 1933, 221 § 8.)
SECT. 32, first sentence amended, 1952, 445 § 2.
SECT. 36 added, under caption, 1945, 418 § 1 (relative to sales, mortgages and leases by guardians and conservators of wards holding real estate under tenancies by the entirety); section and caption revised, 1959, 125 § 1. (See 1945, 418 § 2; 1959, 125 § 2.)

Chapter 203. — Trusts.

SECT. 3A added, 1946, 287 § 1 (exempting trusts created by employers in connection with stock bonus, pension, disability, death benefit or profit sharing plans from the rule against perpetuities). (See 1946, 287 §§ 2, 3.)
SECT. 3B added, 1963, 418 § 1 (relative to testamentary addition to trusts). (See 1963, 418 § 2.)
SECT. 12, sentence added at end, 1954, 478 § 3.
SECT. 13 revised, 1943, 201 § 1. (See 1943, 201 § 3.)
SECT. 16 amended, 1934, 157 § 2.
SECT. 17A added, 1932, 50 (relative to the sale of real estate by foreign testamentary trustees).
SECT. 21A added, 1962, 481 § 1 (further defining trust income); revised, 1966, 465. (See 1962, 481 §§ 2, 3.)
SECT. 22 amended, 1936, 184 § 1. (See 1936, 184 § 2.)
SECTS. 24A and 24B added, under caption "SALVAGE OPERATIONS OF TRUSTEES", 1943, 389 § 1. (See 1943, 389 § 2.)
SECT. 25A added, under caption, 1937, 312 § 2 (permitting trustees to invest funds in certain insurance policies and annuity contracts).
SECT. 41 revised, 1948, 550 § 40; two paragraphs added at end, 1962, 52.

Chapter 203A. — Collective Investment of Small Trust Funds.

New chapter inserted, 1941, 474.

SECT. 7 amended, 1949, 755; revised, 1952, 209; amended, 1955, 63; revised, 1963, 392.
SECT. 11 added, 1945, 67 (making redeemable obligations of the United States eligible investments for common trust funds).

Chapter 204. — General Provisions relative to Sales, Mortgages, Releases, Compromises, etc., by Executors, etc.

SECT. 26 amended, 1933, 221 § 6. (See 1933, 221 § 8.)
SECTS. 27–36 added, 1943, 152 (authorizing releases and disclaimers of powers of appointment and providing for the methods of releasing and disclaiming the same).
SECT. 37 added, 1943, 201 § 2 (authorizing the resignation of fiduciaries by their guardians, conservators or committees, or other like officers, acting in their behalf).

Chapter 205. — Bonds of Executors, Administrators, Guardians, Conservators, Trustees and Receivers.

SECT. 4 amended, 1941, 45 § 1.
SECT. 5 amended, 1941, 45 § 2.
SECT. 19A revised, 1950, 65; 1954, 309.

Chapter 206. — Accounts and Settlements of Executors, Administrators, Guardians, Conservators, Trustees and Receivers.

SECT. 7 amended, 1941, 194 § 18; revised, 1956, 314 § 18.
SECT. 16 amended, 1941, 36; revised, 1949, 140.
SECT. 17 amended, 1936, 208.
SECT. 19 repealed, 1938, 154 § 2.
SECT. 23 repealed, 1938, 154 § 2.
SECT. 24 revised, 1938, 154 § 1; 1950, 413; second paragraph amended, 1961, 254; paragraph added at end, 1963, 356.
SECT. 25 revised, 1950, 64 § 1; first sentence revised, 1954, 312 § 1; 1963, 168 § 1.
SECT. 27 revised, 1950, 66 § 2; 1954, 311 § 2; first sentence revised, 1963, 168 § 2.
SECT. 27A added, 1950, 265 (relative to the disposition of certain legacies or distributive shares of estates to persons entitled thereto but unavailable); first sentence revised, 1963, 168 § 3.
SECT. 27B added, 1956, 257 (relative to the disposition of certain legacies or distributive shares of estates of deceased persons wherein the legatees or distributees reside in countries under Communist control).

Chapter 207. — Marriage.

SECT. 5 amended, 1941, 194 § 18A.
SECT. 7 revised, 1941, 270 § 1.
SECT. 14, paragraph added at end, 1951, 469.
SECT. 17 amended, 1945, 185.
SECT. 19 revised, 1948, 550 § 41; 1959, 118 § 1.
SECT. 20 amended, 1933, 127; sentence inserted after the word "residence" in line 18, 1943, 561 § 3.
SECT. 20A added, 1939, 269 § 3 (relative to the duties of city and town clerks in the case of the filing of notices of intention of marriage of pregnant females).
SECT. 20B added, 1941, 601 § 1 (requiring pre-marital physical examination); first paragraph amended, 1941, 697 § 1; second paragraph stricken out and three paragraphs inserted, 1941, 697 § 2; repealed, 1943, 561 § 2. (See 1941, 697 § 3.)
SECT. 21, first paragraph amended, 1956, 9; paragraph added at end, 1943, 168 § 2.
SECT. 22 revised, 1956, 7 § 1.
SECT. 28 amended, 1941, 601 § 2; 1959, 118 § 2. (See 1941, 601 § 4.)
SECT. 28A added, 1943, 561 § 1 (further regulating pre-marital examinations); revised, 1950, 113.
SECT. 30 amended, 1937, 11 § 1; 1945, 214 § 1; 1946, 197 § 1. (See 1937, 11 § 2; 1945, 214 § 2.)
SECT. 33 amended, 1941, 270 § 2.
SECT. 36 revised, 1946, 273 § 1; second paragraph revised, 1965, 12 § 4.
SECT. 38 revised, 1932, 162; amended, 1946, 197 § 2; 1949, 249; revised, 1965, 11 § 1.
SECT. 39 revised, 1958, 438; third and fourth sentences stricken out and sentence inserted, 1965, 54.
SECT. 40 revised, 1946, 197 § 3; amended, 1965, 11 § 2.
SECT. 42 amended, 1946, 197 § 4; revised, 1965, 11 § 3.

SECT. 47A added, under caption, 1938, 350 § 1 (abolishing causes of action for breach of contract to marry). (See 1938, 350 § 3.)
SECT. 52 revised, 1943, 312 § 1. (See 1943, 312 § 2.)
SECT. 55 repealed, 1946, 273 § 2.
SECT. 57 amended, 1941, 601 § 3. (See 1941, 601 § 4.)

Chapter 208. — Divorce.

For temporary act establishing conciliation divisions in the probate courts for Norfolk and Worcester counties, see 1961, 620.
SECT. 2 revised, 1937, 76 § 1. (See 1937, 76 § 2.)
SECT. 5 revised, 1964, 344.
SECT. 6B added, 1958, 162 § 1 (prohibiting the filing of a libel for divorce unless the parties have been living apart for at least three months). (See 1958, 162 § 2.)
SECTS. 9–11 revised, 1943, 196 § 1. (See 1943, 196 § 2.)
SECT. 19 revised, 1932, 3.
SECT. 20A added, 1953, 213 § 1 (authorizing a decree for living apart for justifiable cause in certain cases where a divorce decree has been denied). (See 1953, 213 § 2.)
SECT. 21, sentence added at end, 1934, 181 § 1. (See 1934, 181 § 2.)
SECT. 22, sentence added at end, 1962, 433.
SECT. 24 amended, 1943, 168 § 1; revised, 1965, 640. (See 1965, 809 §§ 1, 2.)
SECT. 24A added, 1948, 66 (providing that copies of or certificates relating to decrees of divorce shall contain certain information relative to decrees nisi and to rights to remarry).
SECT. 26 repealed, 1949, 76 § 1.
SECT. 27 revised, 1949, 76 § 2.
SECT. 33 revised, 1936, 221 § 1. (See 1936, 221 § 2.)
SECT. 34A added, 1963, 415 (providing that a decree for alimony ordering a conveyance of real property shall, under certain circumstances, constitute a conveyance).
SECT. 35 amended, 1950, 57.
SECT. 38 revised, 1933, 288.
SECT. 44 amended, 1955, 770 § 77. (See 1955, 770 §§ 117, 123.)
SECT. 45 amended, 1948, 279.
SECT. 46 amended, 1952, 86.

Chapter 209. — Husband and Wife.

SECT. 2 revised, 1963, 765 § 1.
SECT. 6 revised, 1963, 765 § 2.
SECT. 10 revised, 1948, 550 § 42.
SECT. 21 amended, 1939, 32 § 3. (See 1939, 32 § 5.)
SECT. 32, sentence added at end, 1938, 136.
SECT. 33 revised, 1933, 360.

Chapter 210. — Adoption of Children and Change of Names.

SECT. 1, sentence inserted after first sentence, 1941, 44; revised, 1966, 370.
SECT. 2 revised, 1950, 737 § 1; affected, 1951, 148.
SECT. 2A added, 1954, 649 § 1 (providing certain requirements relative

to petitions for adoption); paragraph (E) revised, 1957, 184. Affected, 1955, 117.

SECT. 3 amended, 1941, 61; 1945, 239; revised, 1945, 300; amended, 1951, 674; revised, 1952, 352; 1953, 61; amended, 1955, 89; second sentence revised, 1963, 71 § 1. (See 1963, 71 § 2.)

SECT. 3A added, 1953, 593 § 1 (relative to consent to the adoption of children in certain cases); revised, 1964, 425.

SECT. 4 revised, 1953, 593 § 2.

SECT. 5A revised, 1950, 737 § 2; paragraph added at end, 1954, 649 § 2; 1962, 83.

SECT. 5B added, 1950, 737 § 3 (providing that adoptive parents shall be of the same religion as the child when practicable).

SECT. 5C added, 1951, 173 (relative to the segregation and inspection of adoption papers); amended, 1957, 187 § 1; revised, 1958, 59; last sentence revised, 1960, 44. (See 1957, 187 § 2.)

SECT. 6, paragraph added at end, 1943, 155 § 1; same paragraph revised, 1955, 107 § 1; paragraph added at end, 1950, 737 § 4.

SECT. 6A added, 1955, 107 § 2 (providing for the issuance of certificates of adoption and the correction of birth records to conform to such certificates); paragraph added at end, 1957, 274.

SECT. 7, first sentence revised, 1965, 252; sentence added at end, 1950, 737 § 5.

SECT. 8 revised, 1958, 121 § 1. (See 1958, 121 §§ 2, 3.)

SECT. 11A revised, 1950, 737 § 6.

SECT. 13, first paragraph amended, 1948, 247; revised, 1966, 342 § 1; paragraph added at end, 1943, 155 § 2.

SECT. 14 revised, 1966, 342 § 2.

Chapter 211. — The Supreme Judicial Court.

SECT. 3, paragraph added at end, 1956, 707 § 1.

SECTS. 3A–3F added, 1956, 707 § 2 (providing for an executive secretary to the justices of the supreme judicial court).

SECT. 3A, second sentence revised, 1963, 755 § 1A.

SECT. 3B revised, 1960, 424.

SECT. 4 amended, 1945, 465.

SECT. 4A added, 1962, 722 § 2 (relative to the transfer of causes and matters between the supreme judicial and other courts).

SECT. 11 revised, 1933, 300 § 1; 1960, 207 § 1. (See 1933, 300 § 4.)

SECT. 12 revised, 1958, 165 § 1; 1961, 106 § 1.

SECT. 13 revised, 1952, 416; 1958, 165 § 2; repealed, 1961, 106 § 2.

SECT. 17 revised, 1958, 65 § 1.

SECT. 19 revised, 1938, 115 § 1.

SECT. 22 revised, 1946, 544 § 1; 1951, 742 § 1; 1955, 733 § 1; 1963, 755 § 1; 1966, 699 § 2. (See 1946, 544 § 5; 1951, 742 §§ 4, 5; 1955, 733 §§ 4, 5; 1956, 333; 1957, 246 §§ 1, 2; 1963, 755 § 2; 1966, 699 § 11.)

Chapter 212. — The Superior Court.

For act further extending to June 30, 1949, the operation of certain provisions of law (1923, 469, as amended) relative to the more prompt disposition of criminal cases in the superior court, see 1948, 230. (See 1949, 210 § 2.)

SECT. 1 amended, 1958, 370; 1962, 721.

SECT. 6 amended, 1953, 319 § 24. (See 1953, 319 §§ 39, 40.)

SECT. 14 revised, 1932, 144 § 1. (For prior temporary legislation, see 1927, 306; 1948, 230.)

SECT. 14A added, 1932, 144 § 2 (regulating the establishing of sessions and sittings of the superior court). (For prior temporary legislation, see 1927, 306; 1928, 228.)

SECTS. 14B–14E added, 1949, 210 § 1 (making permanent the operation of certain provisions of law relative to the more prompt disposition of criminal cases by district court judges sitting in the superior court). (See 1949, 210 § 3.)

SECT. 14B revised, 1954, 668 § 1; 1956, 472 § 1; 1961, 535 § 1; second paragraph amended, 1963, 810 § 18; section revised, 1966, 695 § 1. (See 1954, 668 § 2; 1956, 472 § 2; 1961, 535 §§ 2–6; 1966, 695 § 2.)

SECT. 14E, first sentence amended, 1952, 477; revised, 1963, 772 § 1. (See 1963, 772 § 3.)

SECTS. 15–18 repealed, 1932, 144 § 3.

SECT. 20A added, 1949, 139 (relative to central pools of jurors summoned for attendance upon the superior court).

SECT. 22 amended, 1934, 287; 1943, 145 § 1; sentence added at end, 1943, 244 § 3. (See 1943, 145 § 2.)

SECT. 24 amended, 1943, 244 § 4.

SECT. 25 amended, 1932, 144 § 4.

SECT. 26A added, 1935, 229 § 1 (providing for the transfer from the superior court to the land court of certain actions at law and suits in equity where any right, title or interest in land is involved). (See 1935, 229 § 2.)

SECT. 27 revised, 1946, 544 § 2; 1951, 742 § 2; 1955, 733 § 2; 1963, 741 § 1; 1966, 699 § 3. (See 1946, 544 § 5; 1951, 742 §§ 4, 5; 1953, 567; 1954, 651; 1955, 475, 733 §§ 4, 5; 1956, 423 §§ 1, 3; 1957, 246 § 3; 1963, 741 § 2; 1964, 360 § 1; 1966, 699 § 11.)

SECT. 28 revised, 1963, 787.

SECT. 28A repealed, 1949, 654 § 2.

SECT. 30 added, 1959, 600 (providing for a panel of three associate justices of the superior court to act upon labor dispute cases).

Chapter 213. — Provisions Common to the Supreme Judicial and Superior Courts.

SECTS. 1A and 1B added, 1939, 257 § 1 (granting to the superior court jurisdiction of certain extraordinary writs and certain other matters, concurrently with the supreme judicial court). (See 1939, 257 § 2.)

SECT. 1A amended, 1941, 28, 180; revised, 1962, 722 § 3.

SECT. 1B amended, 1962, 722 § 4.

SECTS. 1C and 1D added, 1943, 374 § 4 (providing for changing a petition for certiorari into a petition for mandamus and vice versa and providing for appeals from judgments upon such petitions).

SECT. 1D, first sentence amended, 1957, 155.

SECT. 3, clause Tenth A revised, 1945, 582 § 2 (see 1945, 582 §§ 4, 5); clause Tenth B added, 1943, 374 § 3 (providing for the presentation at hearings upon petitions for certiorari of evidence at proceedings complained of in such petitions).

SECT. 3A added, 1949, 654 § 1 (relative to the printing of rules of the supreme judicial and superior courts); last sentence revised, 1959, 302 § 1. (See 1959, 302 § 2.)

SECT. 4 revised, 1947, 449 § 5. (See 1947, 449 § 7.)
SECT. 6 amended, 1932, 144 § 5.

Chapter 214. — Equity Jurisdiction and Procedure in the Supreme Judicial and Superior Courts.

SECT. 1 amended, 1935, 407 § 2. (See 1935, 407 § 6; 1937, 436 § 10; G. L. 150A § 6 (*h*) inserted by 1938, 345 § 2.)
SECT. 1A added, 1954, 439 § 1 (relative to suits in equity for specific performance). (See 1954, 439 § 3.)
SECT. 2 amended, 1954, 439 § 2. (See 1954, 439 § 3.) Affected, 1939, 257 § 1.
SECT. 3, clause (1) revised, 1950, 387; clause (12) added at end, 1939, 194 § 1.
SECT. 9 amended, 1934, 381; 1935, 407 § 3; last sentence amended, 1947, 571 § 1. (See 1935, 407 § 6; 1937, 436 § 10; G. L. 150A § 6 (*h*) inserted by 1938, 345 § 2.)
SECT. 9A added, 1935, 407 § 4 (limiting authority of courts to grant injunctive relief in cases involving or growing out of labor disputes); subsection (2) amended, 1950, 452 § 3; subsection (7) added, 1963, 382. (See 1935, 407 § 6; 1937, 436 § 10; G. L. 150A § 6 (*h*) inserted by 1938, 345 § 2; 1950, 452 §§ 5–7.)
SECT. 9B added, 1947, 571 § 2 (relative to the issuance of injunctions in certain jurisdictional disputes).
SECT. 22 amended, 1948, 309.
SECT. 23 revised, 1945, 394 § 1; 1947, 365 § 2. (See 1945, 394 § 2.)
SECT. 24 amended, 1947, 365 § 1.
SECT. 28 revised, 1960, 207 § 2.
SECT. 32 repealed, 1962, 722 § 5.
SECT. 32A added, 1962, 567 § 1 (authorizing the transfer of certain equity proceedings for disposition in probate courts).
SECT. 38 repealed, 1958, 65 § 2.

Chapter 215. — Probate Courts.

SECT. 3, first sentence amended, 1962, 567 § 2, 722 § 6; sentence added at end, 1949, 56.
SECT. 6 amended, 1933, 237 § 1; revised, 1937, 257; first sentence amended, 1939, 194 § 2; sentence inserted after second sentence, 1958, 223; sentence inserted before last sentence, 1950, 485 § 3; 1951, 657 § 2; same sentence stricken out, 1954, 556 § 2; section revised, 1963, 820 § 1. (See 1954, 556 § 10; 1963, 820 § 2.)
SECT. 6B added, 1935, 247 § 1 (providing for interpretive judgments in the probate courts as to the meaning of written instruments); repealed, 1945, 582 § 3. (See 1935, 247 § 2; 1945, 582 § 5.)
SECT. 9, sentence added at end, 1945, 469 § 1; same sentence stricken out, 1947, 360. (See 1945, 469 § 2; 1946, 88, 610 § 1; 1947, 97 § 1.)
SECT. 9A added, 1960, 179 (permitting certain fiduciaries to act during the appeal period).
SECT. 11 amended, 1947, 365 § 3.
SECT. 15 revised, 1960, 207 § 3.
SECT. 18, two sentences added at end, 1964, 631 § 1. (See 1964, 631 § 2.)
SECT. 30A amended, 1934, 330; revised, 1956, 664; 1963, 819 § 1.
SECT. 36 revised, 1956, 187; 1957, 32; amended, 1958, 498; 1960, 331.

SECT. 39A added, 1947, 536 (relative to counsel fees in the probate courts); paragraph added at end, 1951, 80.

SECT. 39B added, 1951, 312 (relative to counsel fees and certain other expenses in probate courts).

SECT. 41 revised, 1950, 66 § 3; amended, 1954, 311 § 3.

SECT. 42, sentence added at end, 1952, 184 § 2. (See 1952, 184 § 4.)

SECT. 44, last sentence revised, 1941, 323 § 1; section amended, 1943, 91. (See 1941, 323 § 2.)

SECT. 51 repealed, 1955, 418 § 2. (See 1955, 418 § 3.)

SECT. 58 revised, 1947, 449 § 4. (See 1947, 449 § 7.)

SECT. 61 repealed, 1939, 65 § 1. (See 1939, 65 § 2.)

SECT. 62, paragraph in lines 11–16 revised, 1950, 108 § 1; paragraph in lines 17–20 revised, 1932, 107; 1936, 241; 1956, 159; 1966, 300; paragraph in lines 21–25 revised, 1964, 453; paragraph in lines 26–28 revised, 1951, 514; 1960, 388; paragraph in lines 29–33 revised, 1934, 24; paragraph in lines 34–37 amended, 1934, 54; same paragraph revised, 1934, 175 § 1; 1949, 444; paragraph in lines 38–42 revised, 1950, 416; paragraph in lines 45–51 revised, 1935, 132; paragraph in lines 52 and 53 revised, 1965, 103; paragraph in lines 56 and 57 revised, 1933, 274; 1964, 370. (See 1934, 175 § 2; 1950, 108 § 2.)

Chapter 217. — Judges and Registers of Probate and Insolvency.

For legislation relative to abolition of office of special judge of probate and insolvency on the death, resignation or removal of the incumbent, see 1937, 408 § 8.

For legislation providing special retirement rights for the judges of probate for the counties of Dukes and Nantucket, see 1951, 760.

SECT. 1 amended, 1935, 434 § 1; revised, 1949, 716 § 1, 738 § 1.

SECT. 2 amended, 1934, 290; 1935, 434 § 2; first sentence revised, 1949, 716 § 2; 717, 738 § 2; 1960, 817 § 1; 1964, 675.

SECT. 2A added, 1963, 819 § 2 (providing for the designation of a judge of probate as the chief judge).

SECT. 3, sentence added at end, 1949, 436 § 1; revised, 1951, 517; section revised, 1963, 756 § 1B.

SECTS. 5 and 6 stricken out and new sections 5, 5A, 6, 6A inserted, 1937, 408 § 3. (See 1937, 408 § 9.)

SECT. 6 revised, 1960, 97; 1963, 756 § 1A.

SECT. 7, sentence added at end, 1937, 408 § 4. (See 1937, 408 §§ 3, 9.)

SECT. 8 revised, 1937, 408 § 5; 1963, 819 § 3. (See 1937, 408 § 9; 1963, 819 § 7.)

SECT. 15A added, 1952, 184 § 3 (relative to printing or typing names of persons whose signatures appear on certain instruments filed in probate courts). (See 1952, 184 § 4.)

SECT. 19 amended, 1948, 354 § 1; 1954, 529 § 2.

SECT. 24 amended, 1943, 464 § 1; revised, 1963, 387. (See 1943, 464 § 2.)

SECT. 24A revised, 1939, 392; 1947, 348.

SECT. 25 amended, 1947, 347; revised, 1957, 511.

SECT. 25A added, 1945, 475 § 1 (providing for a permanent third assistant register of probate for the county of Essex); revised, 1946, 482; 1956, 440 § 1; 1961, 395. (See 1945, 475 § 2.)

SECT. 29, sentence added at end, 1958, 539.

SECT. 30 revised, 1935, 143 § 1;* 1935, 313 § 1; 1936, 252 § 1; 1941, 226 § 1; paragraph added at end, 1951, 611 § 1; section revised, 1951, 700, 793 § 1; first sentence revised, 1955, 378; section revised, 1960, 575 § 1; first four sentences stricken out and three sentences inserted, 1965, 605; first sentence revised, 1965, 729; amended, 1962, 304. (See 1935, 313 § 3; 1936, 252 § 2; 1941, 226 § 2; 1960, 575 § 2.)

SECT. 31 amended, 1951, 793 § 2.

SECT. 31A added,* 1935, 313 § 2 (providing for the appointment of a messenger for the probate court of Essex county). (See 1935, 313 § 3.)

SECT. 32A revised, 1952, 229 § 1; 1964, 630.

SECT. 34 revised, 1937, 408 § 1; 1946, 544 § 4; 1951, 745 § 1; 1955, 733 § 7; 1960, 736 § 1; 1963, 756 § 1; 1966, 699 § 4. (See 1937, 408 § 9; 1946, 544 § 5; 1951, 745 §§ 1A, 1B; 1955, 395, 733 §§ 4, 5, 749 §§ 1, 2; 1956, 423 §§ 2, 3; 1963, 756 § 2; 1966, 699 § 11.)

SECTS. 35A and 35B added, 1947, 678 § 2 (establishing the salaries of registers of probate and assistant registers). (See 1947, 678 § 3.)

SECT. 35A amended, 1949, 714; revised, 1951, 713 § 1; 1955, 638 § 1; 1956, 671 § 1; 1960, 736 § 2; second sentence revised, 1963, 756 § 1C; 1966, 699 § 5. (See 1951, 713 § 3; 1955, 638 § 3; 1956, 671§ 3.)

SECT. 35B revised, 1951, 713 § 2; amended, 1953, 564; revised, 1955, 638 § 2; amended, 1956, 440 § 2; revised, 1956, 671 § 2; amended, 1957, 508; revised, 1960, 736 § 3. (See 1951, 713 § 3; 1955, 638 § 3; 1956, 671 § 3.)

SECT. 38 repealed, 1937, 408 § 2.

SECT. 40 revised, 1937, 408 § 6; 1963, 819 § 4. (See 1937, 408 § 9.)

SECT. 41 amended, 1937, 408 § 7; 1941, 503; revised, 1959, 286; section stricken out, 1963, 819 § 5. (See 1937, 408 §§ 8, 9.)

SECT. 42 amended, 1957, 575; sentence added at end, 1963, 819 § 6.

Chapter 218. — District Courts.

For act further extending to June 30, 1949, the operation of certain provisions of law (1923, 469, as amended) authorizing certain justices of district courts to sit in criminal cases in the superior court, see 1948, 230.

For legislation limiting the number of special justices of certain district courts, see 1941, 664.

SECT. 1, first paragraph under caption "*Franklin*" revised, 1932, 87 § 1; section amended, 1939, 451 § 59; first paragraph under caption "*Hampden*" revised, 1965, 440 § 1; last paragraph under caption "*Hampden*" revised, 1965, 440 § 2; second paragraph under caption "*Middlesex*" revised, 1965, 624 § 1; eighth paragraph under caption "*Middlesex*" revised, 1965, 624 § 2; third paragraph under caption "*Norfolk*" revised, 1949, 590 § 1; paragraphs under said caption revised, 1960, 715 § 4; first paragraph under caption "*Plymouth*" revised, 1963, 198; fifth paragraph under caption "*Suffolk*" revised, 1949, 273 § 1; seventh paragraph under caption "*Suffolk*" revised, 1965, 659 § 4. (See 1949, 590 §§ 2–4, 739; 1951, 758; 1965, 659 § 7.)

SECT. 2A added, 1951, 325 (providing for the transfer of certain actions brought in district courts).

SECT. 6, first paragraph revised, 1941, 664 § 1; second paragraph revised, 1945, 611; section revised, 1947, 588 § 1; first and second paragraphs revised, 1949, 731; 1951, 762 § 1; 1952, 560; last sentence of third

* Void for non-acceptance.

paragraph stricken out and two sentences inserted, 1949, 768; third paragraph revised, 1950, 575; section revised, 1956, 738 § 1; first sentence revised, 1963, 422, 552 § 1; second paragraph amended, 1963, 552 § 2; third paragraph revised, 1956, 744 § 1; section revised, 1963, 810 § 1; first paragraph revised, 1964, 638; 1965, 561; second paragraph amended, 1966, 699 § 6. (See 1941, 664 §§ 2, 3; 1947, 588 §§ 2, 3; 1951, 762 § 4; 1956, 738 §§ 1A, 13, 14, 744 §§ 2, 3; 1963, 810 § 23.)

SECT. 8 revised, 1936, 282 § 1. (See 1936, 282 § 3; 1966, 699 § 11.)

SECT. 9, sentence added at end, 1934, 217 § 1; section revised, 1951, 604 § 1; first sentence amended, 1952, 156 § 1; second sentence revised, 1961, 526 § 1. (See 1961, 526 § 3.)

SECT. 10 amended, 1932, 160 § 1; 1937, 297 § 1; 1938, 193 § 1; first paragraph amended, 1946, 182; 1947, 335 § 1; 1949, 443; 1959, 559 § 1; second sentence revised, 1959, 596; 1960, 661 § 1; 1965, 813; third sentence revised, 1950, 444; amended, 1955, 723; revised, 1960, 504 § 1; amended, 1963, 286; revised, 1963, 567; 1965, 813; amended, 1966, 534, 597, 710 § 1; second paragraph revised, 1938, 222 § 1; amended, 1949, 800; 1951, 541 § 1; revised, 1957, 601 § 2; 1964, 474; paragraph inserted after second paragraph, 1963, 778; amended, 1965, 470; 1966, 533; paragraph inserted after third paragraph, 1964, 692; revised, 1965, 896; paragraph added at end, 1941, 309 § 1; revised, 1960, 772; 1962, 595; 1966, 241; another paragraph added at end, 1948, 642 § 1. (See 1937, 297 § 2; 1938, 193 § 2, 222 § 2; 1947, 335 § 2; 1951, 541 § 2; 1960, 504 § 2, 661 § 2.)

SECT. 10A added, 1956, 353 (authorizing the designation of deputy assistant clerks of the district courts).

SECT. 11 revised, 1951, 604 § 2; first sentence amended, 1952, 156 § 2; second sentence revised, 1961, 526 § 2. (See 1961, 526 § 3.)

SECT. 13 revised, 1937, 59; first paragraph stricken out, 1939, 157 § 1. (See 1939, 157 § 4.)

SECT. 14, paragraph added, 1965, 867.

SECT. 15 revised, 1939, 230 § 1, 347 § 1; first paragraph amended, 1947, 460 § 1; paragraph inserted after first paragraph, 1956, 738 § 5, section revised, 1963, 810 § 2. (See 1939, 230 § 2; 1947, 460 § 2; 1956, 738 §§ 13, 14.)

SECT. 16 revised, 1937, 219 § 3; 1939, 214 § 5.

SECT. 17, sentence added at end, 1956, 738 § 12. (See 1956, 738 §§ 13, 14.)

SECT. 19 amended, 1934, 387 § 1, 1943, 296 § 1; sentence added at end, 1954, 556 § 3; section revised, 1954, 616 § 1; 1958, 369 § 1; sentence added at end, 1962, 722 § 7. (See 1934, 387 § 5; 1943, 296 § 6, 437; 1954, 556 § 10, 616 § 5; 1956, 426; 1958, 369 § 4.)

SECT. 21 amended, 1953, 168; revised, 1960, 160; 1963, 810 § 3; 1964, 496 § 1. (See 1964, 496 § 2.)

SECT. 22 amended, 1937, 310; first sentence revised, 1954, 328 § 1. (See 1954, 328 § 4.)

SECT. 23 amended, 1950, 500 § 1.

SECT. 26 revised, 1937, 301 § 1; 1938, 365 § 1; amended, 1958, 138; 1964, 140; sentence added at end, 1962, 722 § 8. (See 1937, 301 § 2; 1938, 365 § 2.)

SECT. 29 amended, 1932, 55; repealed, 1964, 308 § 10.

SECT. 30 amended, 1941, 194 § 19.

SECT. 32 amended, 1958, 48 § 1.

SECT. 35, sentence added at end, 1964, 201.

SECT. 35A added, 1943, 349 § 1 (providing that certain persons against whom complaints are made in district courts may be given an opportunity to be heard before issuance of process); revised, 1945, 293. (See 1943, 349 § 2.)

SECT. 37 amended, 1945, 250 § 1; 1958, 48 § 2.

SECT. 38, second sentence revised, 1939, 347 § 2.

SECT. 39 revised, 1963, 810 § 4.

SECT. 40, fourth sentence revised, 1948, 398 § 1; section revised, 1963, 810 § 5.

SECT. 43 amended, 1939, 347 § 3; revised, 1963, 810 § 6.

SECT. 43A, first paragraph amended, 1938, 324; section revised, 1941, 682 § 1; first paragraph amended, 1943, 101; 1956, 738 § 4; section revised, 1963, 810 § 7. (See 1941, 682 §§ 1A, 2; 1956, 738 §§ 13, 14.)

SECT. 43B added, 1950, 210 (prescribing the use of uniform official blanks in certain district courts); stricken out, 1963, 810 § 8.

SECT. 43B stricken out and new sections 43B and 43C inserted, 1963, 810 § 8 (relative to the powers and duties of the chief justice of the district courts and the administrative committee of the district courts).

SECT. 50 revised, 1963, 810 § 9. (See 1963, 810 § 20.)

SECT. 52, third sentence amended, 1948, 398 § 2; last sentence revised, 1949, 462; 1961, 534.

SECT. 53, first sentence revised, 1950, 245; 1966, 697 § 1; first paragraph amended, 1948, 642 § 2; paragraph added after the first paragraph, 1936, 230; second paragraph (as appearing in the Tercentenary Edition) revised, 1961, 187 § 1.

SECT. 53A added, 1951, 604 § 3 (relative to the appointment and salaries of temporary assistant clerks in the Boston Municipal Court).

SECT. 55 amended, 1964, 533 § 1. (See 1964, 533 § 2.)

SECT. 57 revised, 1965, 659 § 5. (See 1965, 659 § 7.)

SECT. 58 revised, 1936, 282 § 2; sentence added at end, 1955, 343; section revised, 1963, 810 § 10. (See 1936, 282 § 3; 1963, 810 § 21.)

SECT. 59, paragraph added at end, 1948, 248 § 1.

SECT. 60, first sentence amended, 1962, 722 § 9; section revised, 1964, 308 § 11; 1965, 659 § 6. (See 1964, 308 § 13.)

SECT. 62 amended,* 1932, 235 § 1; revised,* 1932, 247 § 1; amended, 1935, 71 § 1; 1937, 298; revised, 1939, 305; amended, 1941, 309 § 3, 348; 1945, 294; 1946, 264 § 1, 300; 1949, 668; 1953, 138 § 1; 1955, 633 § 1; revised, 1957, 601 § 1; 1962, 455; revised, 1963, 564; 1964, 639, 699; 1965, 550, 802. (See 1935, 71 § 2; 1946, 264 § 2; 1953, 138 § 2; 1955, 633 § 2.)

SECT. 63 revised, 1935, 341.

SECT. 65, last sentence stricken out, 1949, 621.

SECT. 74 revised, 1963, 810 § 11.

SECT. 75 revised, 1946, 609 § 1; 1951, 749 § 1; 1955, 748 § 1; 1962, 680 § 1; 1963, 810 § 12; 1966, 699 § 7. (See 1946, 609 § 3; 1951, 749 § 2A; 1954, 347, 527; 1955, 748 §§ 1A, 1B, 2; 1962, 680 §§ 2, 3; 1963, 810 § 22; 1966, 699 § 11.)

SECT. 75A added, 1946, 512 § 2 (relative to the compensation of clerks and assistant clerks of the municipal court of the city of Boston); revised, 1946, 609 § 2; 1949, 261; 1951, 749 § 2; 1963, 774 § 1; 1966, 539 § 1. (See 1946, 512 § 3, 609 § 3; 1963, 774 §§ 2, 3; 1964, 479 § 1; 1966, 539 § 2.)

SECT. 76 amended, 1932, 269 § 1; 1935, 366 § 1; 1937, 378 § 1; revised,

* Void for non-acceptance.

1939, 451 § 60; amended, 1945, 476 § 1; 1946, 453, 498 § 1; revised, 1946, 530, 578; amended, 1946, 600; revised, 1947, 576; 1948, 667 § 1; 1949, 461 § 1; 1951, 768 § 1A; 1959, 609 § 6; 1963, 810 § 13; 1964, 694 § 1; 1966, 699 § 8. (See 1935, 366 § 3; 1945, 476 § 2; 1948, 667 §§ 6, 7; 1949, 461 § 2; 1951, 768 § 3B; 1952, 114 § 1; 1963, 810 § 22; 1964, 694 § 2; 1966, 699 § 11.)

SECT. 77 revised, 1937, 294; 1948, 667 § 2; 1951, 768 § 1; repealed 1955, 741 § 1A. (See 1948, 667 § 5A; 1949, 312 § 2; 1951, 768 § 3B; 1952 114 § 1; 1955, 741 §§ 2, 3.)

SECT. 77A added, 1948, 656 § 1 (relative to the salaries and retirement of justices and clerks in the district court of Springfield, the central district court of Worcester and the first and third district courts of eastern Middlesex); sentence inserted after first sentence, 1949, 805 § 1; amended, 1951, 762 § 2; revised, 1951, 768 § 2; amended, 1952, 603 § 1; 1955, 334; section revised, 1956, 738 § 2, 1958, 675 § 1; first paragraph amended, 1963, 538 § 1, 768 § 1; 1959, 568 § 1, 586 § 1; 1960, 745 § 1, 796 § 1, 705 § 1, 746 § 1; 1961, 379 § 1, 483 § 1, 612 § 1; 1963, 707 § 1; third paragraph amended, 1959, 77; section revised, 1963, 810 § 14; first paragraph amended, 1965, 900 § 1; 1966, 699 § 9, 703 § 1. (See 1948, 656 §§ 2, 3; 1949, 805 § 3; 1951, 768 § 3B; 1952, 114; 1953, 298, 380; 1956, 738 §§ 13, 14; 1957, 125; 1958, 675 §§ 3, 4; 1960, 745 § 3, 746 § 3, 796 § 3; 1961, 379 §§ 2, 3, 612 § 5; 1963, 810 § 22; 1966, 699 § 11.)

SECT. 77B added, 1963, 810 § 15 (relative to the salaries of certain justices of district courts when sitting by order of the chief justice of the district courts in another court).

SECT. 78 revised, 1948, 667 § 3; sentence inserted before first sentence, 1949, 710; section amended, 1949, 312 § 1, 805 § 2, 611, 482; 1951, 762 § 3; revised, 1951, 768 § 3; amended, 1952, 603 § 2; 1953, 453; revised, 1955, 741 § 1; 1956, 738 § 3; 1958, 675 § 2; amended, 1959, 568 § 2; 1963, 768 § 2; 1959, 586 § 2; 1963, 538 § 2, 683, 707 § 2; 1960, 745 § 2, 746 § 2, 796 § 2, 705 § 2; 1961, 483 § 2, 612 § 2; paragraph added at end, 1959, 583; section revised, 1963, 810 § 16; first paragraph amended, 1965, 900 § 2; revised, 1966, 699 § 10; amended, 1966, 703 § 2. (See 1948, 667 §§ 6, 7; 1949, 312 § 2, 805 § 3; 1951, 768 § 3B; 1952, 114 § 1; 1955, 741 §§ 2, 3; 1956, 738 §§ 13, 14; 1958, 675 §§ 3, 4; 1960, 745 § 3; 746 § 3, 796 § 3; 1963, 810 § 22; 1966, 699 § 11.)

SECT. 79 amended, 1941, 309 § 2; revised, 1941, 447 § 2; amended, 1943, 136 § 2; revised, 1948, 667 § 4; 1956, 738 § 6; amended, 1957, 735; revised, 1959, 609 § 1; 1963, 841 § 1A; paragraph (1) amended, 1960, 801 § 1, 816; 1961, 362 § 1, 479, 480 § 1, 532, 612 § 3, 613 § 1; revised, 1962, 725; amended, 1962, 761 § 1; 1963, 549, 841 §§ 2, 3; 1964, 654, 664, 667, 676, 677, 678, 695 §§ 1, 2, 700, 701; 1965, 686, 781, 782, 789, 870, 900 § 3; 1966, 718 §§ 1, 2; paragraph (2), salary schedule revised, 1962, 423 § 1; paragraph (2) amended, 1960, 801 § 2; revised, 1963, 841 § 4; salary schedule revised, 1966, 536 § 1. (See 1941, 447 §§ 4, 5; 1943, 136 § 3; 1948, 667 §§ 6, 7; 1953, 421; 1956, 738 §§ 11, 13, 14; 1959, 609 §§ 4, 5, 8, 9; 1961, 362 § 2, 612 § 4, 613 § 2; 1962, 423 §§ 4, 5, 761 § 2; 1963, 841 §§ 5, 6, 7; 1966, 536 § 2.)

SECT. 80, sentence added at end, 1935, 366 § 2; section amended, 1936, 229 § 1; 1937, 378 § 2; revised, 1941, 447 § 3; amended, 1946, 498 § 2; revised, 1948, 667 § 5; 1949, 799; 1951, 768 § 3A; amended, 1957, 559 § 1; revised, 1959, 609 § 2; amended, 1960, 801 § 3; revised, 1963, 306 § 1; amended, 1963, 841 § 4A. (See 1935, 366 § 3; 1936, 229 § 2; 1941, 447

§§ 4, 5; 1948, 667 §§ 6, 7; 1951, 768 § 3B; 1952, 114 § 1; 1957, 559 § 2; 1959, 609 §§ 4, 5, 8, 9.)

SECT. 80A added, 1947, 400 § 2 (relative to the salaries of the secretary and assistant secretary to the justices of the municipal court of the city of Boston); revised, 1951, 288 § 1. (See 1947, 400 §§ 3, 4; 1951, 288 § 2.)

SECT. 81 revised, 1939, 296 § 1; amended, 1956, 738 § 7; revised, 1963, 810 § 17. (See 1939, 296 § 3; 1956, 738 §§ 13, 14.)

SECT. 82 repealed, 1956, 738 § 8. (See 1956, 738 §§ 13, 14.)

SECT. 82A added, 1945, 486 § 1 (relative to salaries of court officers of the municipal court of the city of Boston); revised, 1949, 381; 1951, 788 § 1. (See 1945, 486 § 3; 1951, 788 § 2.)

Chapter 219. — Trial Justices.

Chapter repealed, 1953, 319 § 1. (See 1953, 319 §§ 39, 40.)

For prior changes see Table of Changes contained in Acts and Resolves of 1952.

Chapter 220. — Courts and Naturalization.

SECT. 2 amended, 1953, 319 § 25. (See 1953, 319 §§ 39, 40.)

SECT. 6 revised, 1947, 449 § 6. (See 1947, 449 § 7.)

SECT. 13 amended, 1953, 319 § 26. (See 1953, 319 §§ 39, 40.)

SECTS. 13A and 13B added, 1935, 407 § 5 (regulating procedure in trials for contempt arising out of disobedience to decrees or process of courts in labor dispute cases). (See 1935, 407 § 6; 1937, 436 § 10; G. L. 150A § 6 (*h*) inserted by 1938, 345 § 2.)

SECT. 14A added, 1936, 206 § 1 (relative to the time within which certain justices shall render their decisions). (See 1936, 206 § 2.)

SECTS. 16 and 17 repealed, 1932, 144 § 3.

SECT. 19 repealed, 1932, 16.

Chapter 221. — Clerks, Attorneys and Other Officers of Judicial Court.

SECT. 4 amended, 1935, 89 § 1; 1937, 158 § 1; 1943, 336 § 1; revised, 1946, 248 § 1; amended, 1955, 354 § 1; revised, 1957, 634; 1961, 355 § 1. (See 1935, 89 § 2; 1937, 158 § 2; 1943, 336 § 3; 1955, 354 § 2; 1961, 355 § 2.)

SECT. 5 amended, 1932, 51; 1943, 336 § 2; second paragraph revised, 1958, 327 § 1; 1963, 746 § 1; fourth paragraph revised, 1957, 585 § 1; fifth paragraph revised, 1951, 228; 1959, 557; paragraph inserted after fifth paragraph, 1956, 432 § 1; revised, 1963, 502 § 1; sixth paragraph revised, 1949, 379; 1950, 324; section revised, 1965, 535; third paragraph revised, 1966, 532 § 1. (See 1943, 336 § 3; 1958, 327 § 2; 1963, 502 § 2, 746 § 2; 1966, 532 § 2.)

SECT. 6 amended, 1954, 342 § 1; 1957, 555 § 1; 1964, 710 § 1. (See 1964, 710 § 2.)

SECT. 6A added, 1947, 443 (providing for the appointment of an equity clerk of the superior court for the county of Middlesex); revised, 1949, 774 § 3. (See 1949, 774 § 5.)

SECT. 6B added, 1953, 300 (providing for the designation of an assistant clerk to perform duties of equity clerk in the superior court for the county of Essex).

SECT. 12 revised, 1937, 219 § 4; 1939, 214 § 6.

SECT. 24 revised, 1936, 31 § 3; repealed, 1956, 707 § 3.

SECT. 25 stricken out, 1953, 319 § 27. (See 1953, 319 §§ 39, 40.)

SECT. 27 revised, 1939, 157 § 2. (See 1939, 157 § 4.)

SECT. 27A added, 1939, 157 § 3 (relative to the disposal of certain obsolete and useless papers of courts); revised, 1945, 323 § 1; amended, 1946, 150; subdivision (1) of first paragraph revised, 1952, 276 § 1. (See 1939 157 § 4; 1945, 323 § 2.)

SECT. 34C amended, 1947, 601.

SECT. 34D added, under caption, 1960, 565 § 1 (establishing the Massachusetts defenders committee); revised, 1962, 366 § 1. (See 1960, 565 § 2; 1962, 366 § 2.)

SECT. 35 amended, 1949, 574 § 1.

SECT. 36 amended, 1945, 157; last sentence revised, 1957, 748 § 1.

SECT. 36A added, 1945, 261 (relative to educational requirements for admission to the bar of persons serving in the armed forces in World War II).

SECT. 37, third sentence stricken out and two sentences inserted, 1957, 748 § 2.

SECT. 43 revised, 1939, 197 § 1.

SECTS. 44A and 44B added, 1939, 197 § 2 (prohibiting employees and other persons connected with hospitals from furnishing certain information about certain personal injury cases to attorneys at law).

SECT. 44A amended, 1943, 293.

SECT. 46 revised, 1935, 346 § 1; paragraph added at end, 1963, 654 § 4.

SECTS. 46A and 46B added, 1935, 346 § 2 (prohibiting individuals not members of the bar from practicing law or attempting so to do and providing a means of restraining unauthorized practice of law).

SECT. 46B amended, 1947, 75; 1955, 697 § 2.

SECT. 46C added, 1955, 697 § 1 (relative to debt pooling plans).

SECT. 47 repealed, 1935, 346 § 3.

SECT. 49 repealed, 1935, 346 § 3.

SECT. 50 stricken out, and sections 50, 50A, 50B inserted, 1945, 397 § 1. (See 1945, 397 § 3.)

SECT. 53 amended, 1939, 151; 1954, 385 § 1. (See 1954, 385 § 2.)

SECT. 58 amended, 1932, 40 § 1.

SECT. 60 repealed, 1932, 40 § 2.

SECT. 63 amended, 1939, 6 § 1. (See 1939, 6 §§ 2, 3.)

SECT. 68 amended, 1946, 591 § 46A; 1952, 588.

SECT. 70, first paragraph amended, 1954, 172 § 1; revised, 1957, 228 § 1; paragraph inserted after second paragraph, 1954, 172 § 1; paragraph inserted after paragraph so inserted, 1957, 228 § 1; section revised, 1957, 697; first paragraph amended, 1964, 570 § 1; third paragraph revised, 1960, 719; fifth paragraph revised, 1958, 676; paragraph inserted after fifth paragraph, 1964, 570 § 2.

SECT. 71, second sentence amended, 1957, 228 § 2; revised, 1964, 570 § 3.

SECT. 71A added, 1949, 177 (establishing the office of assistant chief deputy sheriff for attendance upon the superior court in Suffolk county).

SECT. 72, first sentence amended, 1957, 228 § 3; revised, 1964, 570 § 4.

SECT. 73 revised, 1935, 182 § 2; 1938, 347 § 2; 1941, 448 § 1; 1945, 388 § 1; 1946, 427 § 1; amended, 1946, 593 § 1; revised, 1949, 718; first sentence revised, 1951, 792; 1961, 596; section revised, 1963, 766 § 1; sentence added, 1966, 463 § 3. (See 1935, 182 §§ 5, 6; 1938, 347 § 3; 1941, 448 § 3; 1945, 388 § 3; 1946, 593 § 2; 1963, 766 §§ 2, 3; 1966, 463 § 5.)

SECT. 73A added, 1938, 347 § 2; amended, 1941, 448 § 2; repealed, 1945, 388 § 2. (See 1938, 347 § 3; 1941, 448 § 3.)

SECT. 76 revised, 1935, 182 § 3; first sentence stricken out and two new sentences added, 1939, 258 § 1; second and third sentences revised, 1939, 165 § 2. (See 1935, 182 §§ 5, 6; 1939, 165 § 3, 258 § 2.)

SECT. 76A added, 1945, 179 § 1 (providing for the appointment of an assistant messenger of the superior court in Suffolk county).

SECT. 77 revised, 1951, 120; amended, 1954, 172 § 2; revised, 1957, 228 § 4; 1964, 570 § 5.

SECT. 80 amended, 1935, 182 § 4; 1954, 172 § 3; revised, 1957, 228 § 5; 1964, 570 § 6. (See 1935, 182 § 6.)

SECT. 88 amended, 1947, 179; 1957, 85; revised, 1958, 56.

SECT. 90A, last sentence revised, 1951, 82; 1962, 312.

SECT. 91 revised, 1947, 469 § 2. (See 1947, 469 §§ 4, 5.)

SECT. 91A added, 1947, 469 § 3 (relative to establishing salaries of official stenographers and compensation of additional stenographers and temporary stenographers of the superior court in the county of Suffolk). (See 1947, 469 §§ 4, 5.)

SECT. 91B added, 1965, 585 (authorizing defendants to employ a stenographer at certain hearings).

SECT. 93 amended, 1945, 515; revised, 1951, 559; 1955, 733 § 6; amended, 1960, 743 § 1.

SECT. 94, first sentence amended, 1932, 180 § 39; section revised, 1946, 262 § 2; amended, 1947, 290 § 2; revised, 1948, 183 § 2; fourth sentence revised, 1949, 221; section revised, 1949, 774 § 2; amended, 1960, 743 § 2; 1962, 781 § 1; 1963, 790 § 1; 1962, 781 § 2; 1963, 790 § 2; 1966, 429, 653 § 1. (See 1946, 262 §§ 4, 5; 1949, 774 § 5; 1962, 781 § 3; 1963, 790 §§ 3, 4.)

SECT. 94A added, 1946, 262 § 3 (relative to the salaries of the clerk and assistant clerks of the superior court for civil business in the county of Suffolk); repealed, 1949, 774 § 4. (See 1946, 262 §§ 4, 5; 1949, 774 § 5.)

Chapter 222. — Justices of the Peace, Notaries Public and Commissioners.

SECT. 3 amended, 1961, 18 § 2.

SECT. 8 amended, 1947, 256 § 1.

SECT. 8A added, 1952, 184 § 1 (relative to printing or typing names of persons whose signatures appear on certain instruments filed in probate courts). (See 1952, 184 § 4.)

SECT. 11 added, 1953, 191 (relative to the acknowledgment of written instruments by persons serving in or with the armed forces of the United States); revised, 1961, 207.

Chapter 223. — Commencement of Actions, Service of Process.

SECT. 2 revised, 1934, 387 § 2; last sentence of first paragraph revised, 1943, 296 § 2; 1954, 616 § 2; amended, 1955, 158; 1958, 369 § 1A; section revised, 1960, 210; first paragraph revised, 1965, 454, 752 § 1. (See 1934, 387 § 5; 1943, 296 § 6, 437; 1954, 616 § 5; 1958, 369 § 4; 1965, 752 § 2.)

SECT. 2A added, 1935, 483 § 1 (providing for trial together of two or more actions arising out of the same motor vehicle accident pending in district courts). (See 1935, 483 §§ 2, 3.) Section stricken out and new sections 2A–2C inserted, 1943, 369 § 1 (relative to the trial and disposition of certain actions and proceedings pending in different courts). (See 1943, 369 § 2.)

SECT. 2A revised, 1952, 460.

SECT. 2B amended, 1945, 373 § 1. (See 1945, 373 § 2.)

SECT. 8A added, 1947, 488 § 6 (relative to transitory actions by or against subscribers to a reciprocal or inter-insurance exchange).

SECT. 19A added, 1947, 488 § 7 (providing that actions by or against subscribers to a reciprocal or inter-insurance exchange shall be brought in the name under which the contracts are issued).

SECT. 24 amended, 1938, 115 § 2; sentence inserted after second sentence, 1957, 312 § 1.

SECT. 25, sentence inserted after first sentence, 1957, 312 § 2; section revised, 1961, 375 § 1. (See 1961, 375 § 2.)

SECT. 37, last sentence stricken out and new paragraph added at end, 1945, 306 § 1; fourth sentence of last paragraph amended, 1948, 308; revised, 1955, 611 § 7; last paragraph revised, 1962, 750 § 71; amended, 1965, 685 § 56. (See 1945, 306 § 2; 1962, 750 § 74; 1965, 685 § 57.)

SECT. 38 amended, 1939, 451 § 61.

SECT. 39B added, 1947, 488 § 8 (providing that, in actions against subscribers of a domestic reciprocal or inter-insurance exchange, service may be made upon the attorney in fact if a domestic exchange).

SECT. 42 amended, 1937, 295 § 1.

SECT. 42A added, 1943, 234 § 1 (relative to the amount for which attachments may be made on liquidated claims). (See 1943, 234 § 3.)

SECT. 44A added, 1937, 295 § 2 (further regulating the attachment of motor vehicles on mesne process in actions of contract).

SECT. 45A, sentence added at end, 1954, 181.

SECT. 48 revised, 1937, 308; amended, 1938, 348 § 1; sentence inserted after first sentence, 1959, 229. (See 1938, 348 § 2.)

SECT. 50 amended, 1957, 765 § 8. (See 1957, 765 §§ 18, 21.)

SECT. 51 revised, 1948, 550 § 43.

SECT. 62, sentence added at end, 1947, 105.

SECT. 65 revised, 1953, 338 § 1; second sentence revised, 1961, 501. (See 1953, 338 § 5.)

SECT. 74 revised, 1943, 298 § 1. (See 1943, 298 § 10.)

SECT. 75 revised, 1943, 298 § 2; 1959, 580 § 19. (See 1943, 298 § 10.)

SECT. 76 revised, 1943, 298 § 3. (See 1943, 298 § 10.)

SECT. 78 revised, 1943, 298 § 4. (See 1943, 298 § 10.)

SECT. 79 revised, 1943, 298 § 5. (See 1943, 298 § 10.)

SECT. 80 revised, 1943, 298 § 6. (See 1943, 298 § 10.)

SECT. 81 revised, 1943, 298 § 7. (See 1943, 298 § 10.)

SECT. 82 revised, 1943, 298 § 8. (See 1943, 298 § 10.)

SECT. 83A added, 1943, 298 § 9 (providing that sections 74–83 shall not apply to conditional sales, notices of which are recordable under G. L. 184 § 13); revised, 1957, 765 § 9. (See 1943, 298 § 10; 1957, 765 §§ 18, 21.)

SECT. 114 amended, 1938, 325 § 1; revised, 1943, 234 § 2. (See 1938, 325 § 2; 1943, 234 § 3.)

SECT. 114A added, 1945, 339 § 1 (relative to the dissolution of certain real estate attachments by operation of law); last sentence revised, 1953, 338 § 2. (See 1945, 339 § 2; 1952, 246; 1953, 338 § 5.)

SECT. 132 revised, 1953, 338 § 3. (See 1953, 338 § 5.)

Chapter 224. — Arrest on Mesne Process and Supplementary Proceedings in Civil Actions.

SECT. 12 amended, 1945, 101 § 1.

SECT. 16 amended, 1943, 292 § 1. (See 1943, 292 § 2.)

SECT. 18, paragraph inserted after first paragraph, 1946, 177.

Chapter 226. — Bail.

SECT. 23 amended, 1945, 101 § 2.

Chapter 227. — Proceedings against Absent Defendants and upon Insufficient Service.

SECT. 1 amended, 1949, 612 § 1.

SECT. 5, last sentence stricken out and two sentences inserted, 1955, 360; same sentences revised, 1958, 444.

SECT. 5A added, 1949, 612 § 2 (relative to the service of process on certain non-residents doing business in the commonwealth); revised, 1964, 413.

Chapter 228. — Survival of Actions and Death and Disabilities of Parties.

SECT. 1 revised, 1934, 300 § 1. (See 1934, 300 § 2.)

SECT. 5 amended, 1933, 221 § 7; revised, 1937, 406 § 1; amended, 1950, 391. Affected, 1938, 16. (See 1933, 221 § 8.)

Chapter 229. — Actions for Death and Injuries Resulting in Death.

SECT. 1 revised, 1943, 444 § 1.

SECT. 2 amended, 1941, 460 § 1, 504 § 1.

SECT. 3, first sentence revised, 1941, 460 § 2; section amended, 1941, 504 § 2.

SECT. 5 amended, 1937, 406 § 3; 1941, 504 § 3.

SECTS. 1–5 stricken out and sections 1 and 2 inserted, 1946, 614 § 1. (See 1946, 614 § 7.)

SECT. 1 amended, 1947, 506 § 1; revised, 1949, 427 § 1; amended, 1961, 166. (See 1947, 506 §§ 3, 3A; 1949, 427 § 11.)

SECT. 2 revised, 1947, 506 § 1A; 1949, 427 § 2; 1958, 238 § 1; first paragraph amended, 1962, 306 § 1; first sentence revised, 1965, 683 § 1. (See 1947, 506 §§ 3, 3A; 1949, 427 § 11; 1958, 238 § 10; 1962, 306 § 2; 1965, 683 § 2.)

SECTS. 2A–2C added, 1949, 427 § 3 (relative to actions against certain corporations and others for death and injuries resulting in death). (See 1949, 427 § 11.)

SECT. 2A repealed, 1958, 238 § 2. (See 1958, 238 § 10.)

SECT. 2C amended, 1951, 250; repealed, 1958, 238 § 3. (See 1958, 238 § 10.)

SECT. 5A added, 1938, 278 § 1 (to permit recovery in certain death cases notwithstanding that the death of the tortfeasor occurred before that of the person whose death he caused); amended, 1946, 614 § 2; revised, 1949, 427 § 4; 1958, 238 § 4. (See 1938, 278 § 2; 1946, 614 § 7; 1949, 427 § 11; 1958, 238 § 10.)

SECT. 6 amended, 1939, 451 § 62; revised, 1946, 614 § 3; 1947, 506 § 2; 1949, 427 § 5; 1958, 238 § 5. (See 1946, 614 § 7; 1947, 506 §§ 3, 3A; 1949, 427 § 11; 1958, 238 § 10.)

SECTS. 6A and 6B added, 1943, 444 § 2 (relative to the disposition of money recovered in certain actions for death).

SECT. 6A revised, 1946, 614 § 4; 1949, 427 § 6; 1958, 238 § 6; 1962, 370. (See 1946, 614 § 7; 1949, 427 § 11; 1958, 238 § 10.)

SECT. 6B amended, 1946, 614 § 5; revised, 1949, 427 § 6; 1958, 238 § 6; 1963, 357. (See 1946, 614 § 7; 1949, 427 § 11; 1958, 238 § 10.)

SECTS. 6C–6F added, 1949, 427 § 7 (relative to actions against certain employers for death and injuries resulting in death). (See 1949, 427 § 11.)

SECT. 6E, second paragraph revised, 1958, 238 § 7. (See 1958, 238 § 10.)

SECT. 6F revised, 1958, 238 § 8. (See 1958, 238 § 10.)

SECTS. 7 and 8 repealed, 1946, 614 § 6. (See 1946, 614 § 7.)

SECT. 9 amended, 1941, 504 § 4; repealed, 1946, 614 § 6. (See 1946, 614 § 7.)

SECT. 10 repealed, 1946, 614 § 6. (See 1946, 614 § 7.)

SECT. 11 amended, 1960, 298 § 2.

Chapter 230. — Actions By and Against Executors and Administrators.

SECT. 5 amended, 1934, 116.

Chapter 231. — Pleading and Practice.

SECT. 1A added, 1951, 403 (relative to the commencement of actions arising out of tort and contract).

SECT. 4A added, 1943, 350 § 1 (providing for the joinder of parties in one action in certain cases); sentence inserted after first sentence, 1947, 408 § 1. (See 1943, 350 §§ 3, 4; 1947, 408 § 2.)

SECT. 4B added, 1964, 696 (permitting impleader in civil cases).

SECT. 5 amended, 1945, 141 § 2.

SECT. 6A added, 1939, 372 § 1 (relative to the recovery of certain medical expenses by the husband of a married woman or the parent or guardian of a minor, in actions to recover for personal injuries by married women and minors). (See 1939, 372 § 2.)

SECT. 6B added, 1946, 212 § 1 (providing for interest from the date of the writ in certain civil actions); amended, 1951, 244; 1960, 298 § 3. (See 1946, 212 § 3.)

SECT. 7, clause Sixth revised, 1939, 67 § 1. (See 1939, 67 § 2.)

SECT. 29 revised, 1960, 263.

SECT. 30 amended, 1949, 179.

SECT. 55 amended, 1935, 318 § 6. (See 1935, 318 § 8.)

SECT. 59, sentence inserted after fourth sentence, 1955, 359; section and caption preceding it stricken out and new section under new caption inserted, 1955, 674 § 1; paragraph added, 1965, 491 § 1.

SECT. 59A stricken out and new section under new caption inserted, 1955, 674 § 2.

SECT. 59C added, under caption, 1935, 118 § 1 (relative to the advancement for speedy trial in the superior court of actions against physicians and others for malpractice, error or mistake); revised, 1960, 69. (See 1935, 118 § 2.)

SECT. 59D added, 1952, 139 (providing speedy trials of certain actions under election laws).

SECT. 59E added, 1961, 96 (providing for the speedy trial of proceedings contesting the validity of action taken by a housing or redevelopment authority).

SECT. 62, sentence added at end, 1958, 270.

SECT. 63 amended, 1932, 84 § 1.

SECT. 64 amended, 1966, 432.

SECT. 69 amended, 1932, 177 § 1; revised, 1946, 450. (See 1932, 177 § 2.)

SECT. 72 amended, 1958, 50.

SECT. 73 repealed, 1932, 180 § 40.

SECT. 78 repealed, 1932, 180 § 40.

SECT. 84A added, 1933, 247 § 1 (relative to the joint trial in the superior court of actions involving the same subject matter). (See 1933, 247 § 2.)

SECT. 85 revised, 1947, 386 § 1; 1952, 533 § 1. (See 1947, 386 § 2; 1952, 533 § 2.)

SECTS. 85B and 85C added, 1937, 439 § 1 (relative to procedure in certain actions to recover damages arising out of motor vehicle accidents and in suits by judgment creditors in actions to reach and apply the proceeds of motor vehicle liability policies and in actions to recover on motor vehicle liability bonds). (See 1937, 439 § 2.)

SECT. 85D added, 1945, 352 § 1 (providing that negligence of parent or custodian shall not be imputed to an infant because of such parenthood or custodianship). (See 1945, 352 §§ 3, 4.)

SECT. 85E added, 1959, 300 (relative to subrogated automobile property damage claims).

SECT. 85F added, 1966, 450 (providing that the negligence of an operator of a motor vehicle shall not be imputed to the owner for the sole reason that he was a passenger).

SECT. 91 revised, 1943, 365 § 1. (See 1943, 365 § 2.)

SECT. 91A added, 1957, 378 (exempting radio and television stations from liability for damages on account of the utterance of defamatory matter by persons over whom such stations have no right of censorship or control).

SECT. 93 revised, 1943, 360.

SECT. 94 amended, 1943, 361.

SECT. 94A added, 1953, 169 (relative to defenses in actions for false arrest or imprisonment).

SECT. 94B added, 1958, 337 (relative to defenses in actions for false arrest brought by persons suspected of shoplifting).

SECT. 96A added, 1945, 530 § 1 (relative to the filing of bills of exceptions in suits in equity); repealed, 1947, 361. (See 1945, 530 § 2; 1946, 94, 610 § 2; 1947, 97 § 2.)

SECT. 102A added, 1934, 387 § 3 (relative to the removal to the superior court of an action of tort arising out of the operation of a motor vehicle); amended, 1937, 133 § 1; revised, 1938, 338 § 1; first paragraph amended, 1941, 203 § 1; second paragraph amended, 1941, 203 § 2; section repealed, 1943, 296 § 3. (See 1934, 387 § 5; 1937, 133 § 2; 1938, 338 § 2; 1941, 203 § 3; 1943, 296 § 6.)

SECT. 102B added, 1954, 616 § 3 (relative to the removal to the superior court of an action of tort arising out of the operation of a motor vehicle); repealed, 1958, 369 § 2. (See 1954, 616 § 5; 1958, 369 § 4.)

SECT. 102C added, 1958, 369 § 3 (authorizing the transfer of certain actions at law from the superior court to a district court); first paragraph amended, 1962, 305; third and fourth paragraphs stricken out and two paragraphs inserted, 1960, 303. (See 1958, 369 § 4.)

SECT. 104 amended, 1950, 500 § 2; revised, 1956, 302 § 1; 1960, 352 § 1; 1965, 377.

SECT. 104A added, 1960, 352 § 2 (relative to the removal of certain actions from the district courts to the superior court).

SECT. 105 repealed, 1956, 302 § 2.

SECT. 107 revised, 1943, 296 § 4; amended, 1965, 275. (See 1943, 296 § 6.)

SECT. 108, first paragraph, sentence inserted after fifth sentence, 1958, 300; second paragraph revised, 1939, 382; amended, 1948, 322; revised, 1949, 683; second sentence of third paragraph revised, 1933, 255 § 1; 1962, 287. (See 1933, 255 § 2.)

SECT. 113, two sentences added at end, 1945, 328.

SECT. 115 amended, 1939, 451 § 63.

SECT. 117 revised, 1960, 207 § 4.

SECT. 118 revised, 1960, 207 § 5.

SECT. 125A added, 1949, 171 § 1 (relative to the further report of material facts in equity and probate appeals when evidence is not reported); revised, 1963, 74 § 2.

SECT. 127, sentence added at end, 1945, 578 § 1. (See 1945, 578 § 3.)

SECT. 128 amended, 1945, 578 § 2. (See 1945, 578 § 3.)

SECT. 133 amended, 1933, 300 § 2. (See 1933, 300 § 4.)

SECT. 135, two paragraphs inserted after first paragraph, 1941, 187 § 1; last paragraph amended, 1959, 109; 1960, 171. (See 1941, 187 § 2.)

SECT. 140A added, 1932, 130 § 1 (relative to the effect of a settlement by agreement of an action of tort growing out of a motor vehicle accident upon the right of a defendant in such action to maintain a cross action); revised, 1947, 431 § 1. (See 1947, 431 § 2.)

SECT. 141 amended, 1932, 130 § 2; 1933, 300 § 3; 1934, 387 § 4; 1943, 296 § 5, 350 § 2; 1945, 352 § 2; 1946, 212 § 2; 1954, 616 § 4; 1958, 369 § 3A; 1960, 352 § 3; 1956, 302 § 3; 1966, 88. (See 1933, 300 § 4; 1934, 387 § 5; 1943, 296 § 6, 350 §§ 3, 4; 1946, 212 § 3; 1954, 616 § 5; 1958, 369 § 4.)

SECT. 142 amended, 1935, 318 § 7. (See 1935, 318 § 8.)

SECT. 144 amended, 1965, 123.

SECT. 145 amended, 1939, 451 § 64; 1953, 104.

SECT. 146, paragraph added, 1965, 491 § 2.

SECT. 147, first paragraph revised, 1956, 313; Form 8 repealed, 1938, 350 § 2.

Chapter 231A. — Procedure for Declaratory Judgments.

New chapter inserted, 1945, 582 § 1. (See 1945, 582 § 5.)

Chapter 231B. — Contribution among Joint Tortfeasors.

New chapter inserted, 1962, 730 § 1. (See 1962, 730 §§ 2, 3.)

Chapter 233. — Witnesses and Evidence.

SECT. 1 revised, 1945, 250 § 2.

SECT. 3A added, 1933, 262 (authorizing the commissioner of banks to respond to summonses or subpoenas by an employee or other assistant in his department).

SECT. 8 amended, 1933, 269 § 3, 376 § 3; 1949, 292.

SECTS. 13A–13D added, 1937, 210 § 1 (making uniform the law securing the attendance of witnesses from without a state in criminal proceedings). (See 1937, 210 § 2.)

SECT. 20, second paragraph revised, 1951, 657 § 3; 1963, 765 § 3.

SECT. 20A added, 1962, 372 (providing that certain communications to priests, rabbis, ministers and Christian Science practitioners be privileged).

SECT. 21, paragraph Second revised, 1950, 426.

SECT. 21A added, 1947, 410 § 1 (making admissible evidence relating

to the reputation of a person in a group with whom he habitually associates). (See 1947, 410 § 2.)

SECT. 22 amended, 1932, 97 § 1.

SECT. 23A added, 1945, 424 § 1 (relative to the admissibility in evidence of written statements obtained from persons sustaining personal injuries in accidents); amended, 1953, 242; revised, 1964, 537. (See 1945, 424 § 2.)

SECT. 23B added, 1958, 256 (relative to the admissibility in evidence against a defendant in a criminal trial of statements made by him while undergoing a psychiatric examination).

SECT. 26 amended, 1932, 71 § 1.

SECT. 29 amended, 1932, 71 § 2.

SECT. 30 amended, 1932, 71 § 3.

SECT. 32 amended, 1932, 71 § 4.

SECT. 33 amended, 1932, 71 § 5.

SECT. 34 amended, 1932, 71 § 6.

SECT. 45 amended, 1932, 71 § 7.

SECT. 46 amended, 1932, 71 § 8.

SECT. 47 amended, 1932, 71 § 9.

SECT. 48 amended, 1932, 71 § 10.

SECT. 49 amended, 1932, 71 § 11.

SECT. 65 amended, 1941, 363 § 1; 1943, 105 § 1; revised, 1943, 232 § 1. (See 1941, 363 § 2; 1943, 105 § 2, 232 § 2.)

SECT. 75, sentence added at end, 1943, 190 § 1. (See 1943, 190 § 2.)

SECT. 76A added, 1938, 213 § 1 (relative to the use of authenticated copies of certain papers and documents filed with the federal securities and exchange commission). (See 1938, 213 § 2.)

SECT. 76B added, 1954, 292 (relative to the use of printed copies of schedules on file with the interstate commerce commission as evidence).

SECT. 77 amended, 1957, 205.

SECT. 78 revised, 1954, 442 § 1. (See 1954, 442 § 2.)

SECT. 79 revised, 1941, 389 § 2; amended, 1943, 233 § 1; 1946, 473 § 1; 1948, 74; paragraph added at end, 1957, 206 § 1; section revised, 1959, 200. (See 1943, 233 § 2; 1946, 473 § 2; 1957, 206 § 2.)

SECT. 79A added, 1941, 662 § 2 (relative to the use in evidence of photographic and microphotographic records and copies); amended, 1948, 154.

SECT. 79B added, 1947, 385 § 1 (making admissible in evidence in civil cases certain publicly issued compilations of facts and statistics). (See 1947, 385 § 2.)

SECT. 79C added, 1949, 183 § 1 (making admissible in evidence in cases of contract or tort for malpractice certain statements of recognized experts contained in certain publications); revised, 1965, 425. (See 1949, 183 § 2.)

SECT. 79D added, 1949, 240 (making admissible in evidence certain copies of newspapers and documents made by the photographic or microphotographic process).

SECT. 79E added, 1952, 120 (relative to the admissibility in evidence of business and public records); amended, 1955, 125; first sentence revised, 1962, 90; section revised, 1965, 661.

SECT. 79F added, 1952, 476 (relating to proof of the existence of a public way); revised, 1965, 303.

SECT. 79G added, 1958, 323 (making certain bills for services of physicians, dentists and certain hospitals admissible in evidence in actions of tort for personal injuries).

Chapter 234. — Juries.

SECT. 1 amended, 1935, 257 § 11; 1936, 25; revised, 1949, 347 § 1. (See 1935, 257 § 12; 1949, 347 § 5.)

SECT. 1A added, 1949, 347 § 2 (relative to excusing certain persons from jury service). (See 1949, 347 § 5.)

SECT. 1B added, 1963, 172 (relative to the compensation of municipal employees while serving as jurors).

SECT. 4, first paragraph revised, 1949, 347 § 3; last sentence stricken out and two sentences inserted, 1955, 38 § 1. (See 1949, 347 § 5.)

SECT. 5 amended, 1955, 38 § 2.

SECT. 11 amended, 1934, 150.

SECT. 15 repealed, 1936, 161 § 1. (See 1936, 161 § 3.)

SECT. 24 amended, 1941, 90; sentence added at end, 1956, 278.

SECTS. 25 and 26 stricken out, and sections 25, 26, 26A, 26B inserted, 1945, 428 § 1 (providing for emergency jurors and for the waiver of a full jury). (See 1945, 428 § 3.)

SECT. 25, first sentence amended, 1955, 38 § 3; third sentence amended, 1949, 347 § 4. (See 1949, 347 § 5.)

SECT. 26B amended, 1965, 355 § 1. (See 1965, 355 § 2.)

SECT. 29 revised, 1945, 428 § 2; 1955, 485 § 1; first sentence amended, 1957, 335; third sentence revised, 1963, 187. (See 1945, 428 § 3; 1955, 485 § 2.)

Chapter 235. — Judgment and Execution.

SECT. 14 revised, 1965, 328.

SECT. 17, paragraph added at end, 1948, 113.

SECT. 23A added, under caption, 1966, 638 (providing for the recognition by the courts of Massachusetts of money judgments of foreign states).

SECT. 34, clause Second amended, 1951, 35.

Chapter 236. — Levy of Executions on Land.

SECT. 5 revised, 1953, 338 § 4. (See 1953, 338 § 5.)

SECT. 18 revised, 1939, 32 § 4. (See 1939, 32 § 5.)

SECT. 49A added, 1953, 455 § 1 (relative to the dissolution of certain levies on execution on real estate by operation of law). (See 1953, 455 § 2.)

Chapter 239. — Summary Process for Possession of Land.

SECT. 1 amended, 1941, 242 § 1; first sentence amended, 1952, 151 § 1; 1953, 106.

SECT. 2 revised, 1960, 463 § 1. (See 1960, 463 § 2.)

SECT. 3 revised, 1960, 463 § 1. (See 1960, 463 § 2.)

SECT. 5 revised, 1946, 175 § 1. (See 1946, 175 § 2.)

SECT. 6, two sentences added at end, 1952, 151 § 2.

SECT. 6A added, 1941, 242 § 2 (relative to conditions of bonds in actions of summary process for recovery of possession of land after tax title foreclosures).

SECT. 8A added, 1965, 888 (providing that violations of standards of fitness for human habitation shall constitute a defense in actions of summary process to recover possession of rented or leased premises).

SECTS. 9–13 affected, 1941, 700; 1946, 43; 1947, 78; 1948, 2; 1949, 87; 1950, 33, 301; 1951, 30; 1952, 25; 1954, 264; 1955, 226; 1956, 50; 1957, 51; 1958, 88; 1959, 72; 1960, 96; 1961, 241.

SECT. 9 amended, 1953, 485.

Chapter 240. — Proceedings for Settlement of Title to Land.

SECTS. 10A–10C added, 1961, 448 § 3 (providing proceedings in equity with respect to protecting land titles from uncertain and obsolete restrictions).

SECT. 14A added, 1934, 263 § 2 (providing for determination by the land court by declaratory judgment as to the validity and extent of municipal zoning ordinances, by-laws and regulations).

Chapter 241. — Partition of Land.

SECT. 34 revised, 1950, 64 § 2; 1954, 312 § 2; 1963, 168 § 4.

Chapter 244. — Foreclosure and Redemption of Mortgages.

For legislation concerning judicial determination of rights to foreclose real estate mortgages in which soldiers or sailors may be interested, see 1941, 25; 1943, 57; 1945, 120.

SECT. 15, sentence added at end, 1946, 204.

SECTS. 17A–17C added, 1945, 604 § 1 (relative to actions for deficiencies on mortgage notes following foreclosures, etc.). (See 1945, 604 § 2.)

Chapter 246. — Trustee Process.

SECT. 1 revised, 1938, 303 § 1; amended, 1943, 17 § 1; sentence added at end, 1961, 158. (See 1938, 303 § 2; 1943, 17 § 2.)

SECT. 20A added, 1965, 356 (preventing the circumvention of the laws relative to attachment of wages by attachments outside the commonwealth).

SECT. 28 revised, 1935, 410 § 1; 1941, 338 § 1; amended, 1947, 264 § 1; 1951, 78; first two sentences revised, 1956, 155; first sentence revised, 1959, 187 § 1. (See 1935, 410 §§ 2, 3; 1941, 338 § 2; 1947, 264 § 2; 1959, 187 § 3.)

SECT. 32, paragraph First revised, 1959, 187 § 2; paragraph Eighth added at end, 1938, 343; revised, 1950, 260, 558; 1954, 467; 1960, 235. (See 1959, 187 § 3.)

Chapter 249. — Audita Querela, Certiorari, Mandamus and Quo Warranto.

SECT. 4 amended, 1943, 374 § 1; sentence added at end, 1953, 586 § 1; three sentences added at end, 1963, 661 § 1. (See 1939, 257; 1941, 28, 180; 1943, 374 §§ 3, 4; 1953, 586 § 2.)

SECT. 4A added, 1963, 661 § 2 (relative to the service of certain writs upon boards or commissions).

SECT. 5 amended, 1938, 202; 1943, 374 § 2; 1949, 176. (See 1939, 257; 1941, 28, 180; 1943, 374 § 4.)

Chapter 250. — Writs of Error, Vacating Judgment, Writs of Review.

SECT. 16 amended, 1933, 244 § 1. (See 1933, 244 § 2.)

Chapter 251. — Uniform Arbitration Act for Commercial Disputes (former title, Arbitration).

Chapter stricken out and new chapter 251 (with new title) inserted, 1960, 374 § 1. (See 1960, 374 § 3.)

Chapter 252. — Improvement of Low Land and Swamps.

SECT. 5, second paragraph amended, 1964, 550 § 1.

SECT. 5A, sentence added at end, 1960, 199.

SECT. 5B, first sentence revised, 1965, 699; fourth sentence revised, 1964, 550 § 2.

SECT. 6A added, 1962, 283 (authorizing reclamation districts to provide insurance to indemnify its employees against liability for injuries or property damage).

SECT. 22 revised, 1948, 550 § 44.

SECT. 24 added, under caption, 1948, 391 § 1 (providing for the establishment of greenhead fly control projects); revised, 1954, 388 § 1; 1955, 433. (See 1948, 391 § 2; 1954, 388 § 2.)

Chapter 254. — Liens on Buildings and Land.

SECT. 4, paragraph added at end, 1959, 594 § 2.

SECT. 5 amended, 1954, 461 § 2; first sentence revised, 1963, 493 § 3. (See 1954, 461 §§ 3, 4.)

SECT. 20 revised, 1959, 594 § 1.

SECT. 30 added, 1953, 405 § 1 (providing for the recording of liens for labor and notices of contract by the registers of deeds).

SECT. 31 added, 1961, 530 (granting prior payment protection to subcontractors and suppliers on construction work).

Chapter 255. — Mortgages, Conditional Sales and Pledges of Personal Property, and Liens thereon.

SECT. 1. See 1933, 142 (recording of federal crop loans to farmers). See also 1936, 264 subsection 20 (relative to trust receipt and pledge transactions); repealed, 1957, 765 § 2. (See 1957, 765 § 21.)

SECT. 2 repealed, 1957, 765 § 2. (See 1957, 765 § 21.)

SECT. 3 amended, 1935, 86 § 2; revised, 1948, 550 § 45; 1949, 404 § 4; repealed, 1957, 765 § 2. (See 1957, 765 § 21.)

SECTS. 4–7 repealed, 1957, 765 § 2. (See 1957, 765 § 21.)

SECTS. 7A–7E added, 1935, 86 § 1 (relative to the mortgaging of crops and certain other classes of personal property).

SECTS. 7A–7C repealed, 1957, 765 § 2. (See 1957, 765 § 21.)

SECTS. 7E–10 repealed, 1957, 765 § 2. (See 1957, 765 § 21.)

SECT. 11 revised, 1939, 509 § 1; repealed, 1957, 765 § 2. (See 1957, 765 § 21.)

SECT. 12 revised, 1939, 509 § 1; 1943, 410 § 1; 1956, 158; 1957, 765 § 10; sentence added at end, 1958, 674 § 2; 1959, 580 § 20; section stricken out, 1966, 284 § 4. (See 1943, 410 § 2; 1957, 765 §§ 18, 21; 1966, 284 § 5.)

SECT. 12A added, 1950, 81 (providing that notice relative to finance charges be printed in certain contracts of sale); revised, 1957, 765 § 11; sentence added at end, 1959, 580 § 21; section stricken out, 1966, 284 § 4. (See 1957, 765 §§ 18, 21; 1966, 284 § 5.)

SECT. 12B added, 1955, 455 (relative to prepayment of contracts of conditional sales of personal property); revised, 1957, 765 § 12; amended,

1958, 674 § 3; revised, 1959, 593; section stricken out, 1966, 284 § 4. (See 1957, 765 §§ 18, 21; 1966 284 § 5.)

SECT. 12C added, 1961, 595 (providing that promissory notes executed in connection with the sale of consumer goods on credit shall not be negotiable instruments).

SECT. 12D added, 1962, 309 (providing for rebates in certain instalment payment transactions); stricken out, 1966, 284 § 4. (See 1966, 284 § 5.)

SECT. 13 revised, 1939, 509 § 1; amended, 1941, 285; revised, 1957, 765 § 13; stricken out, 1966, 284 § 4. (See 1957, 765 §§ 18, 21; 1966, 284 § 5.)

SECT. 13A added, 1935, 348 § 1 (regulating conditional sales of motor vehicles); revised, 1939, 509 § 1; repealed, 1957, 765 § 2. (See 1935, 348 § 2; 1957, 765 § 21.)

SECT. 13B added, 1935, 396 (relative to certain contracts of conditional sale of household or personal effects); amended, 1957, 765 § 14; stricken out, 1966, 284 § 4. (See 1957, 765 §§ 18, 21; 1966, 284 § 5.)

SECTS. 13C and 13D added, 1937, 315 (relative to contracts of conditional sale of household furniture or other household or personal effects except jewelry).

SECT. 13C revised, 1938, 367.

SECT. 13C and 13D stricken out, and new sections 13C–13G inserted, 1939, 509 § 2.

SECT. 13C revised, 1957, 765 § 15; stricken out, 1966, 284 § 4. (See 1957, 765 §§ 18, 21; 1966, 284 § 5.)

SECTS. 13D–13F repealed, 1957, 765 § 2. (See 1957, 765 § 21.)

SECT. 13G revised, 1957, 160, 765 § 16; stricken out, 1966, 284 § 4. (See 1957, 765 §§ 18, 21; 1966, 284 § 5.)

SECT. 13H added, 1941, 468 (relative to conditional sales of textile and other machinery, seats for theatres and other places of public assembly, and parts, accessories, appliances and equipment therefor); repealed, 1957, 765 § 2. (See 1957, 765 § 21.)

SECT. 15 revised, 1948, 550 § 46.

SECT. 25A added, 1950, 326 § 9 (relative to liens on trailer coaches for certain charges); revised, 1964, 592 § 15.

SECT. 26 amended, 1950, 326 § 10.

SECT. 27 amended, 1950, 326 § 11.

SECT. 31 revised, 1950, 326 § 12.

SECT. 31D added, 1945, 607 (creating a lien in favor of certain persons performing work upon, or storing articles of clothing or household goods); revised, 1960, 285; third sentence revised, 1962, 642.

SECT. 31E added, 1948, 637 § 12 (creating a lien in favor of certain persons for proper charges due them for landing, parking, etc., of aircraft). (See 1948, 637 §§ 9, 13.)

SECT. 35 amended, 1938, 83 § 1. (See 1938, 83 § 2.)

SECT. 39A added, 1954, 585 (providing for the sale by garage owners of certain motor vehicles placed for storage and not claimed within a certain period).

SECT. 39B added, 1963, 242 § 5 (further regulating the procedure for recording or filing federal tax liens on real and personal property).

SECTS. 40–47 added, under caption, 1945, 285 (providing for the creation of liens upon merchandise without the necessity of custody or possession in the lienee).

SECT. 40 amended, 1946, 514 § 1; revised, 1947, 273 § 1.

SECT. 41, first paragraph amended, 1946, 514 § 2; section revised, 1947, 273 § 2.

SECT. 42 revised, 1947, 273 § 3; last sentence revised, 1950, 454 § 1; 1957, 698 § 19.

SECT. 43 revised, 1947, 273 § 4.

SECT. 44 revised, 1947, 273 § 5; amended, 1950, 454 § 2; third sentence revised, 1957, 698 § 20.

SECT. 45 amended, 1947, 273 § 6.

SECTS. 40–47 repealed, 1957, 765 § 2. (See 1957, 765 § 21.)

Chapter 255A. — Trust Receipts and Pledges without Possession in the Pledgee.

New chapter inserted, 1936, 264.

SECT. 13, subsection 3 amended, 1951, 445; 1957, 698 § 21.

Chapter repealed, 1957, 765 § 2. (See 1957, 765 § 21.)

Chapter 255B. — Retail Instalment Sales of Motor Vehicles.

New chapter inserted, 1958, 674 § 1.

SECT. 1, definition of "Annual finance charge formula", inserted, 1966, 284 § 1A; definition of "Principal balance" inserted, 1966, 284 § 1B. (See 1966, 284 § 5.)

SECT. 9, third paragraph amended, 1966, 284 § 1C. (See 1966, 284 § 5.)

SECT. 14A added, 1966, 284 § 1D (prohibiting false, misleading or deceptive statements in any advertisement by a seller or sales franchise company of its finance charges); last sentence revised, 1966, 587 § 6. (See 1966, 284 § 5, 587 § 7.)

SECT. 16 amended, 1966, 284 § 2. (See 1966, 284 § 5.)

SECT. 17 revised, 1962, 293.

SECT. 20A added, 1960, 173 (requiring the filing of an affidavit executed by the purchaser of a repossessed motor vehicle in suits brought for a deficiency under a mortgage or conditional sale contract).

SECT. 20A stricken out and sections 20A and 20B inserted, 1966, 284 § 3. (See 1966, 284 § 5.)

Chapter 255C. — Insurance Premium Finance Agencies.

New chapter inserted, 1964, 727 § 1. (See 1964, 727 §§ 2, 3.)

SECT. 1, definition 6 added, 1966, 587 § 2. (See 1966, 587 § 7.)

SECT. 5, paragraph inserted after second paragraph, 1966, 423 § 2.

SECT. 13, paragraph added, 1966, 587 § 3. (See 1966, 587 § 7.)

SECT. 21, two sentences added, 1966, 133.

Chapter 255D. — Retail Installment Sales and Services.

New Chapter inserted, 1966, 284 § 1. (See 1966, 284 § 5.)

SECT. 23, last sentence revised, 1966, 587 § 4. (See 1966, 587 § 7.)

SECT. 27, paragraph E added, 1966, 587 § 5. (See 1966, 587 § 7.)

Chapter 258. — Claims against the Commonwealth.

SECTS. 1A–1C added, 1956, 709 § 1 (providing for jurisdiction of certain claims against the commonwealth with relation to the General Edward Lawrence Logan Airport). (See 1956, 709 § 2.)

SECT. 3 revised, 1932, 180 § 41; 1951, 518.

SECT. 3A added, 1964, 548 § 4 (providing for the payment of judgments against the commonwealth in eminent domain cases). (See 1964, 548 § 5.)

SECT. 4A added, 1945, 552 (to prevent the running of interest on claims against the commonwealth after an offer of judgment).

SECT. 5 repealed, 1943, 566 § 2.

Chapter 259. — Prevention of Frauds and Perjuries.

SECT. 5 revised, 1965, 560 § 1. (See 1965, 560 § 3.)

SECT. 5A added, 1965, 560 § 2 (providing that agreements to revoke or not to revoke, not to make or to change or not to change, a will, codicil, bequest or devise shall be in writing). (See 1965, 560 § 3.)

Chapter 260 — Limitation of Actions.

SECT. 2 revised, 1948, 274 § 1. (See 1948, 274 § 3.)

SECT. 2A added, 1948, 274 § 2 (further limiting the time within which actions of replevin, and certain actions of contract and tort, may be commenced). (See 1948, 274 § 3.)

SECT. 3A added, 1943, 566 § 1 (limiting the time within which petitions founded upon claims against the commonwealth may be brought).

SECT. 4 amended, 1933, 318 § 5; 1934, 291 § 4; 1937, 385 § 9; first paragraph amended, 1955, 235 § 1; revised, 1960, 271; 1965, 302; paragraph added at end, 1943, 409 § 4. (See 1933, 318 § 9; 1934, 291 § 6; 1937, 385 § 10; 1955, 235 § 2.)

SECT. 4A added, 1947, 333 § 1 (limiting the time within which certain actions to recover back wages may be commenced). (See 1947, 333 § 2.)

SECT. 4B added, 1949, 531 (relative to the commencement of actions arising out of motor vehicle hit and run accidents, so called); amended, 1954, 107.

SECT. 10, sentence added at end, 1937, 406 § 2.

SECT. 25 amended, 1959, 269 § 1. (See 1959, 269 § 3.)

SECT. 26 amended, 1959, 269 § 2. (See 1959, 269 § 3.)

SECT. 31A added, 1956, 258 § 2 (limiting the time for bringing proceedings to enforce certain possibilities of reverter to which a fee simple or fee simple determinable is subject); amended, 1961, 448 § 5.

SECTS. 33–35 added, under caption, 1957, 370 (providing for a limitation of mortgage foreclosures and to protect land titles against obsolete mortgages).

Chapter 261. — Costs in Civil Actions.

SECT. 4 amended, 1937, 44 § 1. (See 1937, 44 § 2; 1943, 296 §§ 3, 6.)

SECT. 25A revised, 1957, 497; amended, 1965, 410.

Chapter 262. — Fees of Certain Officers.

SECT. 1, sixth paragraph amended, 1948, 295; revised, 1949, 129; amended, 1951, 40; revised, 1961, 343 § 1.

SECT. 2 revised, 1939, 345 § 1; third paragraph amended, 1950, 119 § 1; section revised, 1954, 328 § 2; paragraph inserted after third paragraph, 1954, 556 § 5; paragraph added at end, 1961, 149. (See 1939, 345 § 3; 1954, 328 § 4, 556 §§ 8, 10.)

SECT. 3 revised, 1961, 343 § 2.

SECT. 4 amended, 1954, 328 § 3; sixth paragraph revised, 1950, 119 § 2; 1953, 632; amended, 1954, 582; seventh paragraph amended, 1937,

188; seventh to tenth paragraphs stricken out, 1939, 345 § 2; paragraph in lines 30–31 revised, 1954, 624. (See 1939, 345 § 3; 1954, 328 § 4.)

SECT. 5 amended, 1933, 201.

SECT. 8 revised, 1947, 135, paragraph added at end, 1954, 556 § 6; section revised, 1964, 594 § 1.

SECT. 8A added, 1964, 594 § 2 (providing that each deputy sheriff file annually with the county treasurer an account of all fees and moneys received by him for the service of civil process); amended, 1966, 116.

SECT. 21 amended, 1959, 581.

SECT. 23 amended, 1953, 96.

SECT. 24 amended, 1953, 89; 1955, 244; revised, 1959, 307.

SECT. 25 amended, 1933, 162; 1934, 141; 1945, 236 § 1; 1949, 335; 1955, 328; revised, 1960, 435; first sentence revised, 1966, 613. (See 1945, 236 § 2.)

SECT. 29 amended, 1949, 697; paragraph added at end, 1962. 514; revised, 1964, 458.

SECT. 32 revised, 1935, 280.

SECT. 34 amended, 1933, 21; revised, 1948, 550 § 1; clauses (5)–(10), (26), (37)–(41), (70), (71), (73) and (77) stricken out, 1949, 297 § 1; clause (13) revised, 1957, 17 § 1; clause (13A) added, 1961, 215 § 1; clauses (17)–(19) stricken out, 1949, 404 § 3; clause (21) revised, 1952, 32 § 2; clause (30) revised, 1957, 17 § 2; clause (30A) added, 1961, 215 § 2; clause (42) revised, 1960, 17; clause (44) revised, 1957, 17 § 3; clause (44A) added, 1961, 215 § 3; clauses (47) and (48) revised, 1949, 404 § 1; clauses (47)–(53) repealed, 1957, 765 § 2 (see 1957, 765 § 21); clause (56) amended, 1951, 58; repealed, 1957, 765 § 2 (see 1957, 765 § 21); clause (69) revised, 1953, 164 § 3; clause (79) revised, 1949, 404 § 2.

SECT. 34A added, 1938, 380 (authorizing the charging of certain fees by city and town clerks or registrars for the expense of the examination or copying by them of records of births, marriages and deaths); revised, 1948, 550 § 47.

SECT. 36 revised, 1952, 301; amended, 1959, 357.

SECT. 38, second paragraph amended, 1937, 97; two paragraphs inserted after paragraph in line 23, 1945, 569 § 2; section revised, 1946, 353 § 1; second paragraph amended, 1951, 179; paragraph inserted after third paragraph, 1950, 539 § 2; section revised, 1953, 348 § 1; 1957, 332 § 1; 1960, 421 § 3.

SECT. 39, paragraph in lines 15, 16 amended, 1945, 522; paragraph added at end, 1939, 13; section revised, 1946, 353 § 2; 1950, 589; 1953, 348 § 2; sixth paragraph amended, 1956, 568 § 1; eighth paragraph amended, 1956, 568 § 2; last paragraph amended, 1957, 332 § 2; section revised, 1960, 421 § 4.

SECT. 40 revised, 1934, 324 § 1; paragraph inserted after second paragraph, 1951, 657 § 4; stricken out, 1954, 556 § 4; two paragraphs added at end, 1954, 562 § 6; section revised, 1955, 418 § 1; paragraph inserted after fourth paragraph, 1956, 7 § 2; eighth paragraph revised, 1955, 744 § 1; 1956, 632 § 1; 1958, 500; eleventh paragraph stricken out, 1956, 632 § 2. (See 1934, 324 § 2; 1954, 556 § 10; 1955, 418 § 3, 744 § 2.)

SECT. 44 revised, 1953, 308.

SECT. 46A added, 1938, 232 (to provide for furnishing without charge copies of records relating to soldiers, sailors and marines in certain cases); revised, 1943, 484; 1945, 218; 1954, 627 § 34. (See 1954, 627 §§ 65, 67.)

SECT. 47 amended, 1958, 48 § 3.

SECT. 50 amended, 1958, 48 § 4.
SECT. 51 revised, 1951, 605; amended, 1958, 48 § 5.
SECT. 53 amended, 1936, 251; fourth sentence revised, 1947, 181; amended, 1948, 340.
SECT. 53 stricken out and new sections 53 and 53A inserted, 1949, 455 (relative to the payment of witness fees to certain police officers in criminal cases).
SECT. 53 revised, 1952, 364; amended, 1958, 48 § 6; revised, 1958, 422.
SECT. 53A amended, 1958, 48 § 7; revised, 1961, 217; 1963, 753.
SECT. 53B added, 1952, 235 (providing for payment of witness fees to state police officers); revised, 1954, 393; 1957, 605; 1959, 567.
SECT. 53C added, 1955, 223 § 1 (granting compensatory time off to certain police officers in certain criminal cases). (See 1955, 223 § 2.)
SECT. 56 amended, 1958, 48 § 8.
SECT. 57 amended, 1958, 48 § 9.
SECT. 58 amended, 1958, 48 § 10.
SECT. 59 amended, 1958, 48 § 11.
SECT. 62 amended, 1958, 48 § 12.

Chapter 263. — Rights of Persons Accused of Crime.

SECT. 1A added, 1964, 443 (providing for the fingerprinting and photographing of persons arrested for the commission of a felony).
SECT. 4 amended, 1953, 319 § 28. (See 1953, 319 §§ 39, 40.)
SECT. 4A added, 1934, 358 (expediting the arraignment of persons charged with crimes not punishable by death by permitting them to waive indictment proceedings).
SECT. 5A added, 1958, 401 (providing that a person held in custody, charged with operating a motor vehicle while under the influence of intoxicating liquor, shall have the right to an immediate medical examination); revised, 1960, 237.
SECT. 6 amended, 1933, 246 § 1. (See 1933, 246 § 2.)
SECT. 8A amended, 1953, 319 § 29. (See 1953, 319 §§ 39, 40.)

Chapter 264. — Crimes against Governments.

SECT. 5 revised, 1932, 298; amended, 1933, 153 § 3; 1934, 56; revised, 1941, 117 § 1; third sentence revised, 1959, 59 § 4. (See 1941, 117 § 2.)
SECT. 10 repealed, 1962, 285 § 1.
SECT. 10A revised, 1933, 276.
SECT. 11 revised, 1948, 160 § 1; 1954, 584 § 1.
SECT. 12 repealed, 1954, 584 § 2.
SECTS. 13–15 added, 1949, 619 (barring certain persons from the public service and requiring an oath of allegiance by certain public employees).
SECT. 13 repealed, 1951, 805 § 1. (See 1951, 805 §§ 6, 7.)
SECT. 14A added, 1954, 677 (enabling cities and towns to participate in the United States educational exchange program).
SECT. 15 amended, 1951, 805 § 2. (See 1951, 805 §§ 6, 7.)
SECTS. 16–23 added, 1951, 805 § 3 (relative to subversive organizations).
SECT. 18 amended, 1952, 380.
SECT. 19 revised, 1954, 584 § 4.
SECT. 21 revised, 1954, 584 § 3.
SECT. 23 revised, 1954, 584 § 5.

Chapter 265. — Crimes against the Person.

SECT. 2 revised, 1951, 203; last sentence revised, 1955, 770 § 78; 1956, 731 § 12. (See 1955, 770 §§ 117, 123.)

SECT. 6 repealed, 1962, 285 § 2.

SECT. 7 repealed, 1962, 285 § 2.

SECT. 8 repealed, 1962, 285 § 2.

SECT. 13A added, 1943, 259 § 1 (providing a penalty for the crimes of assault and assault and battery); paragraph added at end, 1945, 230. (See 1943, 259 § 2.)

SECT. 13B added, 1953, 299 (providing a separate penalty for indecent assault on a child); amended, 1958, 189.

SECT. 15B added, 1955, 112 (providing a penalty for assault by means of a dangerous weapon).

SECT. 17 revised, 1943, 250 § 1; 1952, 406 § 1. (See 1943, 250 § 2; 1952, 406 § 2.)

SECT. 18A added, 1956, 408 (increasing the penalty for certain armed assaults in dwelling houses).

SECT. 22A added, 1955, 763 § 2 (providing a mandatory prison sentence for persons convicted of rape).

SECT. 23 revised, 1966, 291.

SECT. 24B added, 1955, 763 § 3 (providing a mandatory prison sentence for persons convicted of assault with intent to commit rape).

SECT. 25 revised, 1932, 211; 1953, 294.

SECT. 26 amended, 1934, 1.

SECT. 31 repealed, 1962, 285 § 2.

SECT. 33 repealed, 1962, 285 § 2.

SECT. 34 added, 1957, 76 (prohibiting the marking of the body of a person under eighteen years of age by means of tattooing); revised, 1962, 214.

Chapter 266. — Crimes against Property.

SECT. 1 revised, 1932, 192 § 1; amended, 1948, 43 § 1.

SECT. 2 revised, 1932, 192 § 2; amended, 1948, 43 § 2.

SECTS. 3 and 4 repealed, 1932, 192 § 3.

SECT. 5 revised, 1932, 192 § 4.

SECT. 5A added, 1932, 192 § 5 (defining and providing penalties for attempts to commit arson).

SECT. 6 repealed, 1932, 192 § 3.

SECT. 7 revised, 1958, 526 § 1.

SECT. 8 revised, 1932, 192 § 6; 1948, 370 § 1; 1958, 526 § 2.

SECT. 10 revised, 1932, 192 § 7.

SECT. 13A added, 1963, 690 § 4 (requiring the manager of a hotel to notify the fire department forthwith of any fire therein). (See 1963, 690 § 5.)

SECT. 14, sentence added, 1966, 330.

SECT. 16 revised, 1943, 343 § 1. (See 1943, 343 § 2.)

SECT. 16A added, 1945, 229 (providing a penalty for breaking and entering a building, ship or vessel with intent to commit a misdemeanor); revised, 1966, 408.

SECT. 22 amended, 1935, 365; revised, 1950, 30.

SECT. 25 amended, 1943, 518 § 1. (See 1943, 518 § 2.)

SECT. 26 repealed, 1945, 282 § 1. (See 1945, 282 § 5.)

SECT. 27A revised, 1959, 160 § 1.

SECT. 28 revised, 1959, 160 § 2; two sentences added, 1966, 191 § 2.

SECT. 30 revised, 1945, 282 § 2; paragraph (2) revised, 1966, 153 § 1. (See 1945, 282 § 5.)

SECT. 33 revised, 1945, 282 § 3. (See 1945, 282 § 5.)

SECT. 36 repealed, 1945, 282 § 1. (See 1945, 282 § 5.)

SECT. 37 revised, 1937, 99; amended, 1955, 133.

SECT. 37A added, 1960, 456 (providing that the use of a revoked or forged credit card or the unauthorized use of the credit card of another shall constitute larceny).

SECTS. 44–46 repealed, 1945, 282 § 1. (See 1945, 282 § 5.)

SECT. 47 amended, 1945, 282 § 4; revised, 1966, 153 § 2. (See 1945, 282 § 5.)

SECT. 49 revised, 1966, 269 § 1.

SECT. 52 amended, 1934, 270 § 3.

SECT. 53A revised, 1956, 297.

SECT. 54 revised, 1958, 58. (See 1933, 59 § 3.)

SECT. 70 amended, 1933, 245 § 4; 1939, 144 § 2; 1941, 217 § 3; 1946, 209 § 3, 409 § 4; revised, 1947, 468 § 4; amended, 1948, 445 § 2; 1949, 118 § 4; revised, 1950, 27 § 3; amended, 1950, 240, 354 § 3, 492 § 3; 1955, 271 § 2; revised, 1957, 117; amended, 1959, 59 § 5; 1960, 626 § 5.

SECT. 71A added, 1950, 718 (prohibiting the unauthorized use of names or imitations thereof of certain organizations).

SECTS. 75A and 75B added, 1932, 11 (penalizing the fraudulent operation of slot machines, coin-box telephones and other coin receptacles, and the manufacture and sale of devices intended to be used in such operation); revised, 1954, 145.

SECT. 89 revised, 1943, 549 § 7.

SECT. 91 amended, 1958, 217 § 1; paragraph added at end, 1963, 222.

SECT. 91A added, 1953, 250 (further regulating advertising relative to the sale or offering for sale of merchandise, commodities or service); amended, 1958, 217 § 2.

SECT. 91B added, 1958, 217 § 3 (providing for the issuance of an injunction for violation of the laws relative to deceptive advertising of merchandise for sale).

SECT. 92A added, 1956, 216 (relative to the sale of motor vehicles which have been submerged in water); amended, 1957, 261; revised, 1959, 235.

SECT. 94 amended, 1939, 451 § 65.

SECT. 98 revised, 1960, 169.

SECT. 98A added, 1966, 280 (relative to the penalty for destroying public park or playground equipment).

SECT. 100 revised, 1961, 316.

SECT. 101 amended, 1957, 688 § 21.

SECT. 102 revised, 1957, 688 § 22.

SECT. 104A added, 1960, 610 (providing a penalty for the destruction, injury or removal of goal posts on football fields).

SECT. 116 repealed, 1962, 172.

SECT. 116A added, 1935, 116 (providing for the protection of wild azaleas, wild orchids and cardinal flowers).

SECT. 119 revised, 1948, 660 § 25; amended, 1949, 761 § 14. (See 1948, 660 § 26.)

SECT. 120A added, 1955, 269 (relative to the burden of proof in certain prosecutions for trespass).

SECT. 123 revised, 1941, 344 § 27; amended, 1958, 613 § 8E; revised, 1959, 213; 1960, 315.

SECT. 126 revised, 1965, 482.

SECT. 129 revised, 1955, 770 § 79. (See 1955, 770 §§ 117, 123.)

SECT. 130 revised, 1955, 770 § 80. (See 1955, 770 §§ 117, 123.)

SECT. 134 repealed, 1962, 285 § 3.

SECT. 136 repealed, 1962, 285 § 3.

SECT. 139 revised, 1961, 73 § 4.

SECT. 140 added, 1966, 269 § 2 (making the sale of certain master keys which fit more than one motor vehicle a crime).

SECT. 141 added, 1966, 468 (penalizing the turning back or readjusting of the speedometer or odometer of motor vehicles for the purpose of misrepresenting to purchasers the number of miles traveled by such vehicles).

Chapter 268. — Crimes against Public Justice.

SECT. 1A amended, 1947, 106.

SECT. 6A added, 1964, 444 (penalizing the making of false written reports by public officers or employees).

SECT. 7 repealed, 1962, 779 § 3. (See 1962, 779 § 4.)

SECT. 8 repealed, 1962, 779 § 3. (See 1962, 779 § 4.)

SECT. 8A repealed, 1962, 779 § 3. (See 1962, 779 § 4.)

SECT. 8B added, 1961, 342 (providing a penalty for compelling or coercing any person to refuse an appointment or promotion in the classified civil service).

SECT. 9 repealed, 1962, 779 § 3. (See 1962, 779 § 4.)

SECT. 9A added, 1962, 633 (prohibiting the sale of tickets to, or the solicitation of contributions for, testimonial dinners and like functions for certain public officers and employees).

SECTS. 10–12 repealed, 1962, 779 § 3. (See 1962, 779 § 4.)

SECT. 13A added, 1950, 109 (prohibiting the picketing of courts and certain other places).

SECT. 14A added, 1936, 168 (imposing a penalty for depriving employees of their employment because of jury service).

SECT. 15 amended, 1955, 770 § 81. (See 1955, 770 §§ 117, 123.)

SECT. 16 revised, 1934, 344; last sentence stricken out, 1941, 344 § 28; section amended, 1943, 19 § 1; 1955, 770 § 82. (See 1955, 770 §§ 117, 123.)

SECT. 16A added, 1943, 19 § 2 (relative to the penalty for escapes or attempted escapes from the reformatory for women); amended, 1955, 770 § 83. (See 1955, 770 §§ 90, 117, 123.)

SECT. 26 amended, 1934, 328 § 24; 1955, 770 § 84; revised, 1957, 777 § 33. (See 1955, 770 §§ 117, 123.)

SECT. 27 amended, 1934, 328 § 25.

SECT. 28 amended, 1955, 770 § 85; revised, 1957, 777 § 34; 1965, 407. (See 1955, 770 §§ 117, 123.)

SECT. 29 amended, 1934, 328 § 26; 1955, 770 § 86. (See 1955, 770 §§ 117, 123.)

SECT. 30 amended, 1955, 770 § 87. (See 1955, 770 §§ 117, 123.)

SECT. 31 amended, 1955, 770 § 88; revised, 1957, 777 § 35; 1962, 747. (See 1955, 770 §§ 117, 123.)

SECT. 32A added, 1966, 289 (prohibiting interference with fire fighting operation).

SECT. 33 amended, 1935, 440 § 44; 1941, 71; 1945, 400 § 7.

SECT. 37 amended, 1955, 770 § 89; repealed, 1962, 779 § 3. (See 1955, 770 §§ 117, 123; 1962, 779 § 4.)

SECT. 38 repealed, 1962, 779 § 3. (See 1962, 779 § 4.)

Chapter 268A. — Conduct of Public Officials and Employees (former title, Code of Ethics).

New chapter inserted, 1961, 610 § 1.

Chapter stricken out and new chapter 268A (with new title) inserted, 1962, 779 § 1. (See 1962, 779 §§ 2, 4.)

The following references are to chapter 268A, as so inserted:

SECT. 1, definition of "Municipal employee" revised, 1966, 734 § 2; definition of "Special municipal employee" revised, 1965, 351.

SECT. 2, clause (*d*) revised, 1964, 287.

SECT. 8A added, 1964, 314 (prohibiting members of state commissions or boards from being appointed by the other members thereof to certain positions).

SECT. 19, paragraph (*b*) revised, 1965, 395.

SECT. 22 revised, 1964, 408.

SECT. 23A added, 1964, 389 (providing that no trustee of a public institution of higher education operated by the commonwealth shall be eligible to hold a position with said institution for a certain period of time after terminating his services as such trustee).

Chapter 269. — Crimes against Public Peace.

SECT. 1 revised, 1965, 647 § 1; amended, 1966, 158.

SECT. 2 revised, 1965, 647 § 1A.

SECT. 6 amended, 1965, 647 § 2.

SECT. 8 amended, 1965, 647 § 3.

SECT. 10 amended, 1935, 290; 1936, 227 § 1; 1937, 250 § 1; first sentence amended, 1955, 160; section revised, 1956, 172; 1957, 688 § 23. (See 1936, 227 § 2; 1937, 250 § 2.)

SECT. 10A amended, 1957, 688 § 24.

SECT. 10B added, 1934, 359 § 2 (further regulating the sale, rental and leasing of rifles and shotguns); repealed, 1957, 688 § 25.

SECT. 11 revised, 1957, 688 § 26.

SECTS. 11A–11D added, under caption, 1937, 199 (relative to certain firearms, the serial or identification numbers of which have been removed, defaced, altered, obliterated or mutilated).

SECT. 11B, sentence added at end, 1957, 688 § 27.

SECT. 11C, amended and sentence added at end, 1957, 688 § 28.

SECT. 11D repealed, 1957, 688 § 29.

SECT. 12 revised, 1951, 219; 1952, 286; amended, 1957, 688 § 30; 1956, 280.

SECTS. 12A and 12B added, 1951, 263 (regulating the sale and use of air rifles or so-called BB guns).

SECT. 12A revised, 1959, 296 § 9.

SECT. 12B revised, 1957, 688 § 31.

SECT. 12C added, 1951, 296 (prohibiting the sale or possession of certain knives having a spring release); repealed, 1957, 688 § 32.

SECT. 12D added, 1957, 688 § 33 (imposing a penalty upon persons carrying a rifle or shotgun in a public way without a valid license to do so).

SECT. 14 added, 1957, 210 (imposing a penalty upon persons making false reports relative to the location of explosives or other dangerous substances); revised, 1958, 322.

SECT. 14A added, 1964, 668 (making it a criminal offense to use the telephone to make annoying calls); revised, 1965, 521.

SECT. 15 added, 1965, 29 (prohibiting the sale of stink bombs).

Chapter 270. — Crimes against Public Health.

SECT. 2, first sentence amended, 1949, 658; section repealed, 1960, 727 §1. (See 1960, 727 § 3.)

SECT. 2A repealed, 1960, 727 § 1. (See 1960, 727 § 3.)

SECT. 2B added, 1946, 517 § 1 (regulating the labelling of preparations containing DDT and certain other preparations dangerous to public health); repealed, 1960, 727 § 1. (See 1960, 727 § 3.)

SECT. 3A added, 1951, 444 (relative to the placing of poison or poisoned food for the control of rats, mice or other rodents).

SECT. 5 amended, 1934, 328 § 27.

SECT. 16 added, 1949, 416 (imposing a penalty on persons who dispose of garbage or refuse on highways or private property without permission).

SECT. 17 added, 1962, 367 (prohibiting the disposal of household garbage and refuse in trash barrels placed on highways for the convenience of the traveling public); amended, 1963, 144.

SECT. 18 added, 1966, 318 (regulating the sale, possession and use of substances having the property of releasing toxic vapors).

Chapter 271. — Crimes against Public Policy.

SECT. 1A added, 1948, 299 (providing that, for the purpose of the enforcement of laws relative to gaming and certain other crimes the words "house", "building" and "place" shall include certain ships and vessels).

SECT. 5A added, 1951, 483 (prohibiting the manufacture, sale, transportation or use of certain slot machines as gambling devices); revised, 1964, 557 § 7.

SECT. 6A added, 1938, 144 (making certain endless chain transactions subject to the laws relative to lotteries).

SECT. 6B added, 1953, 243 (making the game commonly known as skilo, and similar games, subject to the laws relative to lotteries).

SECT. 10 revised, 1957, 390 § 1; 1965, 549 § 1. (See 1957, 390 § 2; 1965, 549 § 2.)

SECT. 17A added, 1958, 246 (making it a criminal offense to use the telephone for certain gaming purposes); revised, 1962, 440.

SECT. 17B added, 1966, 352 (permitting the attorney general and the district attorneys in certain circumstances to demand telephone company records).

SECT. 22A revised, 1934, 371; paragraphs added at end, 1936, 222, 283; section revised, 1943, 267.

SECT. 23 amended, 1934, 235 § 3, 303 § 1; 1953, 319 § 30. (See 1953, 319 §§ 39, 40.)

SECTS. 31, 33, 34 affected by 1935, 454 § 8, 471 § 2.

SECT. 31A added, 1964, 330 (prohibiting the transmission of certain racing results or information knowing it is to be used for unlawful purposes).

SECT. 39A added, 1947, 405 (imposing a penalty on persons who offer or accept bribes in certain athletic contests and sporting events).

SECT. 40 revised, 1954, 323.

SECT. 43 added, 1941, 630 § 4 (imposing a penalty for the misuse of information relative to recipients of general public assistance, old age assistance, aid to dependent children and aid to the blind); amended, 1945, 240 § 3; 1963, 432 § 15; 1966, 535 § 14.

SECT. 44 added, 1950, 166 § 1 (making certain settlements and releases obtained from injured persons confined in hospitals invalid). (See 1950, 166 § 2.)

SECT. 45 added, 1952, 346 (prohibiting the charging of fees solely for the registration of prospective tenants of dwellings).

SECT. 46 added, 1953, 187 (regulating the disposal of containers used for refrigerative purposes); revised, 1954, 191 § 1; 1958, 604; amended, 1959, 107; revised, 1959, 431 § 1. (See 1954, 191 § 2.)

SECT. 47 added, 1958, 347 (relative to reinstallation of telephones used in connection with gambling).

SECT. 48 added, 1962, 91 (regulating advertisements and contracts of schools or persons offering civil service courses).

Chapter 272. — Crimes against Chastity, Morality, Decency and Good Order

SECT. 5 revised, 1948, 137.

SECT. 9 amended, 1959, 313 § 9.

SECT. 20 amended, 1966, 265 § 2.

Sect. 21 amended, 1966, 265 § 3.

SECT. 21A added, 1966, 265 § 1 (authorizing registered physicians or pharmacists to furnish drugs or articles for the prevention of pregnancy or conception).

SECT. 25 revised, 1933, 376 § 4.

SECT. 26 amended, 1939, 451 § 66; 1962, 224.

SECT. 28 amended, 1934, 231; 1943, 239.

SECT. 28 stricken out, and new sections 28–28H (relative to obscene books and other obscene matter) inserted, 1945, 278 § 1. (See 1945, 278 § 2.)

SECT. 28, sentence added at end, 1948, 328; section revised, 1959, 492 § 1; 1966, 418 § 1.

SECT. 28A revised, 1959, 492 § 2.

SECT. 28B revised, 1959, 492 § 2; amended, 1960, 311.

SECT. 30 stricken out and sections 30 and 30A inserted, 1956, 724 § 1. (See 1956, 724 § 2.)

SECT. 30B added, 1961, 407 (providing for the forfeiture of obscene publications, prints, figures and records, and of other articles).

SECT. 30C added, 1965, 233 (prohibiting certain tie-in sales in connection with the sale of books, periodicals and phonograph records).

SECT. 35A added, 1955, 763 § 4 (providing a mandatory prison sentence for certain persons convicted of committing an unnatural act).

SECT. 36A added, 1963, 203 (prohibiting profane, obscene or impure language or slanderous statements from being directed at a participant or an official in a sporting event).

SECT. 37 repealed, 1962, 285 § 4.

SECT. 40A added, 1962, 317 (prohibiting the sale, delivery or possession of alcoholic beverages in public school buildings or on any premises used for public school purposes).

SECT. 43A added, 1947, 358 (providing a penalty for smoking in public conveyances).

SECT. 45 amended, 1946, 274; revised, 1947, 409; 1959, 313 § 10.

SECT. 47 amended, 1959, 313 § 11.

SECT. 48 revised, 1956, 715 § 20.

SECTS. 51 and 52 stricken out, 1957, 660 § 2. (See 1957, 660 §§ 6, 7.)

SECT. 53 revised, 1943, 377; amended, 1956, 715 § 21; revised, 1959, 304 § 1.

SECT. 62 amended, 1956, 715 § 22.

SECT. 63, first sentence revised, 1966, 343.

SECT. 64 amended, 1951, 119 § 1; 1956, 715 § 23; revised, 1957, 315.

SECT. 66 amended, 1939, 451 § 67; 1951, 119 § 2.

SECT. 67 amended, 1959, 313 § 12.

SECT. 69 amended, 1959, 313 § 13.

SECT. 73 revised, 1958, 352; 1966, 312.

SECTS. 79A and 79B added, 1934, 234 § 1 (relative to the cutting of the muscles or tendons of horses' tails and to the showing or exhibiting of horses whose tails have been so cut or have been docked). (See 1934, 234 § 2.)

SECT. 79B revised, 1946, 131.

SECT. 80 repealed, 1934, 234 § 1. (See 1934, 234 § 2.)

SECT. 80A revised, 1962, 106.

SECT. 80C added, 1945, 272 (penalizing the unauthorized taking of cats, dogs or birds for certain purposes); sentence added at end, 1957, 298 § 6.

SECT. 80D added, 1947, 168 (regulating the sale at retail of certain living baby chicks, ducklings and other fowl).

SECT. 84 amended, 1951, 34 § 1.

SECT. 85 repealed, 1951, 34 § 2.

SECT. 85A added, 1945, 276 § 1 (relative to killing, etc., of dogs and other domesticated animals and certain birds); first sentence amended, 1951, 185.

SECT. 90 amended, 1959, 313 § 14.

SECT. 91 amended, 1959, 313 § 15.

SECT. 92A added, 1933, 117 (preventing advertisements tending to discriminate against persons of any religious sect, creed, class, denomination or nationality by places of public accommodation, resort or amusement); second paragraph revised, 1953, 437.

SECT. 97 repealed, 1962, 285 § 4.

SECT. 97A added, 1934, 164 (prohibiting the use of documents drawn to imitate judicial process).

SECT. 98 amended, 1934, 138; revised, 1950, 479 § 3; amended, 1963, 613 § 5.

SECT. 98A added, 1938, 155 § 1 (entitling blind persons accompanied by "seeing eye" dogs, so called, to certain accommodations, advantages, etc.).

SECT. 98B added, 1941, 170 (to prevent discrimination in employment on public works and projects and in the dispensing of public welfare because of race, color, religion or nationality).

SECT. 98C added, 1943, 223 (penalizing the libel of groups of persons because of race, color or religion).

SECT. 99 revised, 1959, 449 § 1.

SECT. 99A added, 1956, 48 § 1 (prohibiting wire tapping of juries or jury rooms).
SECT. 100 amended, 1956, 48 § 3; revised, 1959, 449 § 2.
SECT. 101 amended, 1956, 48 § 4.
SECT. 102 amended, 1956, 48 § 2.
SECT. 103 added, 1936, 417 (prohibiting marathon dances, other marathons or walkathons, so called).

Chapter 273. — Desertion, Non-support and Illegitimacy.

SECT. 1 amended, 1939, 177 § 1; first sentence revised, 1954, 539; amended, 1957, 49. (See 1939, 177 § 2.)
SECT. 2 amended, 1933, 224; revised, 1943, 87 § 1; amended, 1953, 319 § 31; revised, 1958, 200. (See 1943, 87 § 2; 1953, 319 §§ 39, 40.)
SECT. 4 amended, 1959, 313 § 16.
SECT. 8, sentence added at end, 1953, 505; revised, 1960, 791.
SECT. 9 repealed, 1938, 219 § 1.
SECT. 10 revised, 1938, 219 § 2.
SECT. 12A added, 1954, 232 (providing for blood grouping tests to aid in the determination of paternity).
SECT. 14, sentence added at end, 1943, 13.
SECT. 17 revised, 1953, 163.
SECTS. 20–22. See 1937, 440 § 2; 1941, 597 § 1, 729 § 2; 1943, 489 § 2; 1945, 683 § 2.
SECT. 23 added, 1959, 402 (providing a penalty for the failure by a father or mother to support a needy disabled son or daughter).

Chapter 273A. — Uniform Reciprocal Enforcement Act (former title, Enforcement of the Duty to Support Dependents).

New chapter inserted, 1951, 657 § 1.

Chapter stricken out and new chapter 273A (with new title) inserted, 1954, 556 § 1. (See 1954, 556 §§ 7–10.)

For prior changes see Table of Changes contained in Acts and Resolves of 1953.

The following references are to chapter 273A, as so inserted:

SECT. 6 revised, 1958, 239 § 1; sentence added, 1965, 17 § 1.
SECT. 9, sentence added at end, 1957, 74; same sentence stricken out, 1965, 17 § 2; sentence added at end, 1960, 42.
SECT. 10 revised, 1958, 239 § 2.
SECT. 12 revised, 1958, 239 § 3.
SECT. 15, first and second paragraphs revised, 1957, 110 § 1; 1965, 20 § 1.
SECT. 15A added, 1957, 110 § 2 (excusing petitioners in proceedings under the uniform reciprocal enforcement of support act from payment of entry fees and costs in certain cases); revised, 1965, 20 § 2.

Chapter 274. — Felonies, Accessories and Attempts to Commit Crimes.

SECT. 4 revised, 1943, 488 § 1. (See 1943, 488 §§ 2, 3.)

Chapter 275. — Proceedings to Prevent Crimes.

SECT. 1 amended, 1959, 313 § 17.
SECT. 8 amended, 1959, 313 § 18.
SECT. 15 repealed, 1932, 180 § 42.

Chapter 276. — Search Warrants, Rewards, Fugitives from Justice, Arrest, Examination, Commitment and Bail. Probation Officers and Board of Probation.

SECT. 1, first paragraph amended, 1934, 303 § 2; 1963, 96 § 1; clause Sixth amended, 1943, 508 § 5; clause Eleventh amended, 1934, 235 §1; clause Sixteenth added, 1947, 93; section revised, 1964, 557 § 1.

SECT. 1A added, 1955, 272 § 1 (providing for the issuance of search warrants for books, records and material belonging to subversive organizations). (See 1955, 272 § 2.)

SECT. 2 amended, 1959, 313 § 19; revised, 1963, 96 § 2; 1964, 557 § 2.

SECTS. 2A, 2B and 2C added, 1964, 557 § 3 (relative to the issuance and form of search warrants).

SECT. 2B, jurat clause of affidavit revised, 1965, 384.

SECT. 3 amended, 1934, 340 § 15; 1957, 660 § 3; revised, 1964, 557 § 4; amended, 1965, 325. (See 1934, 340 § 18; 1957, 660 §§ 6, 7.)

SECT. 3A added, 1934, 247 (concerning the service of search warrants); amended, 1962, 328; revised, 1964, 557 § 5.

SECT. 7 amended, 1934, 235 § 2; 1957, 660 § 4; revised, 1964, 557 § 6. (See 1957, 660 §§ 6, 7.)

SECT. 8 amended, 1959, 313 § 20.

SECT. 9 amended, 1947, 359; 1964, 111.

SECTS. 10A–10D added, under caption, 1937, 208 § 1 (making uniform the law as to extraterritorial arrest on fresh pursuit and authorizing this commonwealth to co-operate with other states in connection therewith). (See 1937, 208 § 2.)

SECTS. 11–20 and caption "FUGITIVES FROM JUSTICE" stricken out and new sections 11–20R inserted, under caption "PROCEDURE ON INTERSTATE RENDITION", 1937, 304 § 1. (See 1937, 304 §§ 2, 3.)

SECT. 21 amended, 1953, 319 § 32. (See 1953, 319 §§ 39, 40.)

SECT. 22 amended, 1959, 313 § 21.

SECT. 28 amended, 1949, 184.

SECT. 33A added, 1945, 205 (providing that certain persons held in custody shall be permitted to communicate by telephone with relatives and others); amended, 1946, 277; sentence added at end, 1958, 113; section revised, 1960, 269; last sentence revised, 1963, 212.

SECT. 34 amended, 1959, 313 § 22.

SECT. 37A added, 1932, 180 § 43 (relative to the assignment of counsel to appear, on behalf of a person accused of a capital crime, at his preliminary examination); amended, 1959, 313 § 23. [For prior legislation, see G. L. chapter 277 §§ 48, 49, repealed by 1932, 180 § 44.]

SECT. 44 amended, 1959, 313 § 24.

SECT. 52A added, 1943, 131 (providing that persons held in jail for trial may be removed in certain cases to a jail in another county).

SECT. 57, first paragraph amended, 1953, 319 § 33; 1964, 67; 1965, 280; sentence added at end of second paragraph, 1943, 330; same paragraph revised, 1945, 235; paragraph added at end, 1939, 299 § 4. (See 1953, 319 §§ 39, 40.)

SECT. 61 amended, 1959, 313 § 25.

SECT. 68, second sentence revised, 1962, 356; 1964, 316.
SECT. 79 amended, 1959, 313 § 26.
SECT. 80 amended, 1959, 313 § 27.
SECT. 82A added, 1965, 396 (providing a criminal penalty for failure to appear in court after release on bail or recognizance).
SECT. 83 revised, 1936, 360; amended, 1937, 186; revised, 1947, 566 § 1; sentence inserted before last sentence, 1947, 639; section revised, 1949, 783 § 1; first paragraph amended, 1950, 513, 531; revised, 1951, 774 § 1; amended, 1953, 341, 420 § 1; 1955, 735 § 1; revised, 1956, 731 § 13; second sentence revised, 1957, 272; 1965, 675; sentence inserted after sixth sentence, 1952, 241; paragraph inserted after first paragraph, 1955, 735 § 2; revised, 1956, 731 § 13A; paragraph added at end, 1951, 774 § 2. (See 1949, 783 §§ 3, 4; 1951, 774 § 3; 1955, 735 § 3; 1956, 263, 731 §§ 29–33.)
SECT. 83A added, 1941, 677 § 1 (providing that certain district courts may join in the appointment of probation officers to act exclusively in juvenile cases therein); first paragraph amended, 1947, 566 § 2; revised, 1947, 655 § 1; amended, 1951, 563 § 1; stricken out and two paragraphs inserted, 1956, 731 § 14; paragraph added at end, 1951, 563 § 2. (See 1947, 655 § 3; 1956, 731 §§ 29–33.)
SECT. 83B added, 1947, 655 § 2 (providing for the appointment of probation officers to act exclusively in juvenile cases in certain district courts in Suffolk county); repealed, 1949, 783 § 2. (See 1947, 655 § 3; 1949, 783 § 4.)
SECTS. 83C–83F added, 1948, 640 § 1 (further regulating the compensation of certain probation officers of the district courts in Suffolk county, other than the municipal court of the city of Boston, and of the Boston juvenile court); repealed, 1949, 783 § 2. (See 1949, 783 § 4.)
SECT. 84 revised, 1937, 219 § 5; 1939, 214 § 7.
SECT. 85, sentence inserted after first sentence, 1950, 145 § 1; section amended, 1956, 731 § 15. (See 1956, 731 §§ 29–33.)
SECT. 86, paragraph added, 1966, 675.
SECT. 87 amended, 1941, 264 § 2; 1955, 763 § 1.
SECT. 88, paragraph added at end, 1956, 731 § 16. (See 1956, 731 §§ 29–33.)
SECT. 89, sentence added at end, 1934, 217 § 2; first paragraph revised, 1953, 364; amended, 1956, 731 § 17; paragraph added at end, 1941, 477 § 1; amended, 1956, 731 § 17A; section revised, 1959, 526 § 1. (See 1956, 731 §§ 29–33; 1959, 526 § 2.)
SECT. 90 amended, 1938, 174 § 3.
SECT. 94 amended, 1939, 155; revised, 1939, 296 § 2; last sentence amended, 1947, 82. (See 1939, 296 § 3.)
SECT. 97 revised, 1941, 677 § 2; amended, 1956, 731 § 18. (See 1956, 731 §§ 29–33.)
SECT. 98 amended, 1932, 145; caption stricken out and section revised, 1956, 731 § 19; first paragraph amended, 1963, 801 § 79; second paragraph amended, 1963, 801 § 80; revised, 1965, 843. (See 1956, 731 §§ 29–33.)
SECT. 99, sentence inserted after third sentence, 1952, 348; section revised, 1956, 731 § 20. (See 1956, 731 §§ 29–33.)
SECT. 99A added, 1956, 731 § 21 (establishing a committee on probation); first paragraph amended, 1963, 810 § 19. (See 1956, 731 §§ 29–33.)
SECT. 100 amended, 1943, 64; 1953, 319 § 34; revised, 1956, 731 § 22; amended, 1966, 623. (See 1953, 319 §§ 39, 40; 1956, 731 § 29–33.)

SECT. 101 amended, 1936, 30 § 1; revised, 1956, 731 § 23. (See 1936, 30 § 2; 1956, 731 §§ 29–33.)

SECT. 101A added, 1947, 364 § 1 (providing for uniform forms of blanks and records for use by district court probation offices); revised, 1956, 731 § 24. (See 1956, 731 §§ 29–33.)

SECT. 102 amended, 1947, 364 § 2; 1956, 731 § 25. (See 1956, 731 §§ 29–33.)

SECT. 103 revised, 1956, 731 § 26. (See 1956, 731 §§ 29–33.)

Chapter 277. — Indictments and Proceedings before Trial.

SECT. 1 amended, 1964, 326 § 1; revised, 1966, 235 § 1, 415 § 1. (See 1964, 326 §§ 3–5; 1966, 415 §§ 6, 7.)

SECT. 1A added, 1952, 494 (relative to completing investigations started by grand juries).

SECT. 2 amended, 1932, 144 § 6; revised, 1966, 235 § 2, 415 § 2. (See 1966, 415 §§ 6, 7.)

SECT. 2A revised, 1966, 235 § 3, 415 § 3. (See 1966, 415 §§ 6, 7.)

SECT. 2B revised, 1966, 235 § 4, 415 § 4. (See 1966, 415 §§ 6, 7.)

SECT. 3A added, 1966, 235 § 5 (relative to the impanelling of grand jurors); repealed, 1966, 415 § 6. (See 1966, 415 §§ 6, 7.)

SECT. 3A added, 1966, 415 § 5. (See 1966, 415 §§ 6, 7.)

SECT. 2B added, 1964, 326 § 2 (providing that grand jurors in Middlesex county shall serve for a term of six months). (See 1964, 326 §§ 3–5.)

SECT. 38 amended, 1957, 660 § 5. (See 1957, 660 §§ 6, 7.)

SECT. 47A added, under caption, 1965, 617 § 1 (providing for the simplification of pleadings in criminal cases); fourth paragraph amended, 1965, 756 § 1. (See 1965, 617 §§ 2, 3, 756 § 3.)

SECTS. 48 and 49 repealed, 1932, 180 § 44. (See G. L. chapter 276 § 37A, inserted by 1932, 180 § 43.)

SECT. 50 repealed, 1936, 161 § 1. (See 1936, 161 § 3.)

SECT. 58A added, 1943, 311 § 1 (relative to the venue of the crime of buying, receiving or aiding in the concealment of stolen or embezzled property). (See 1943, 311 § 2.)

SECT. 58B added, 1948, 77 § 1 (relative to the venue of prosecutions for embezzlement or fraudulent conversion or appropriation by fiduciaries). (See 1948, 77 § 2.)

SECT. 59A added, 1963, 157 (relative to venue of the crime of transmitting false reports of the location of explosives or other dangerous substances).

SECT. 63, sentence inserted after first sentence, 1955, 781 § 1. (See 1955, 781 § 2.)

SECT. 65 amended, 1936, 161 § 2. (See 1936, 161 § 3.)

SECT. 72A added, 1963, 486 (providing that certain prisoners shall be brought into court for trial or indictments pending against them if they make application therefor); revised, 1965, 343.

SCHEDULE OF FORMS OF PLEADINGS at end of chapter amended, 1934, 328 § 29; paragraph entitled "Accessory after the fact" amended by striking out all after word "punishment" in line 5, 1943, 488 § 2; paragraph entitled "Escape" revised, 1955, 770 § 90; paragraph entitled "Prostitute", inserted, 1959, 304 § 2. (See 1943, 488 § 3; 1955, 770 §§ 117, 123.)

Chapter 278. — Trials and Proceedings before Judgment.

SECT. 11, two paragraphs added at end, 1963, 569; second paragraph amended, 1964, 108 § 1; third paragraph amended, 1964, 108 § 2.

SECT. 15 amended, 1955, 131 § 7.

SECT. 16B added, 1949, 302 (providing that the general public may be excluded from the court room during the trial of any criminal proceeding in a district court involving husband and wife).

SECT. 18 amended, 1955, 131 § 8.

SECT. 18A added, 1966, 697 § 2 (providing for a jury trial for misdemeanors in the municipal court of the city of Boston).

SECT. 19 amended, 1955, 131 § 9.

SECT. 21 stricken out, 1955, 131 § 10.

SECT. 22 amended, 1955, 131 § 11.

SECT. 25 amended, 1937, 311; 1955, 131 § 12.

SECT. 27 revised, 1962, 480.

SECTS. 28A–28D added, 1943, 558 § 1 (establishing in the superior court an appellate division for the review of certain sentences in criminal cases). (See 1943, 558 § 2.)

SECT. 28A revised, 1945, 255 § 1. (See 1945, 255 § 4.)

SECT. 28B, first paragraph amended, 1945, 255 § 2. (See 1945, 255 § 4.)

SECT. 28C amended, 1945, 255 § 3; 1955, 770 § 91; revised, 1957, 777 § 36. (See 1945, 255 § 4; 1955, 770 §§ 117, 123.)

SECT. 29 revised, 1939, 271 § 1; first sentence amended, 1957, 302; revised, 1962, 310 § 1; section revised, 1964, 82; 1966, 301. (See 1939, 271 § 2.)

SECT. 29A added, 1959, 167 § 1 (permitting any district court to revise or revoke a sentence imposed without trial after a plea of guilty or nolo contendere). (See 1959, 167 § 2.)

SECT. 29B added, 1962, 262 § 1 (authorizing a defendant in a district court to withdraw a plea of guilty before sentence is imposed if he was not represented by counsel when such plea was entered).

SECT. 29C added, 1962, 310 § 2 (extending the power of the superior court to revoke or revise sentences).

SECT. 30A added, 1954, 528 (providing for interlocutory reports to the supreme judicial court in criminal cases).

SECT. 31, second sentence revised, 1953, 384.

SECT. 32A added, 1964, 634 § 1 (allowing for the late entry of certain appeals).

SECT. 33 amended, 1933, 265.

SECTS. 33A and 33B revised, 1954, 187 § 1; 1955, 352 § 1. (See 1954, 187 § 2; 1955, 352 § 2.)

SECT. 33E amended, 1939, 341; second paragraph amended, 1962, 453.

SECT. 33H added, 1964, 634 § 2 (providing for the late entry of certain appeals in criminal cases in the supreme judicial court).

Chapter 279. — Judgment and Execution.

SECT. 1 amended, 1934, 205 § 1; 1935, 358 § 1; first paragraph amended, 1938, 354; second paragraph amended, 1936, 434 § 2; 1939, 299 § 5; revised, 1966, 292. (See 1934, 205 § 3; 1935, 358 § 2.)

SECT. 1A amended, 1934, 205 § 2. (See 1934, 205 § 3.)

SECT. 2 amended, 1949, 584.

SECT. 3A amended, 1935, 50 § 2, 437 § 2. (See 1935, 50 § 6, 437 § 8.)

SECT. 4 revised, 1935, 50 § 3, 437 § 3; first paragraph amended, 1966, 678; second paragraph amended, 1955, 770 § 92; revised, 1957, 777 § 37. (See 1935, 50 § 6, 437 § 8; 1955, 770 §§ 117, 123.)

SECT. 4A, sentence added at end, 1950, 145 § 2.

SECT. 6 amended, 1955, 770 § 93. (See 1955, 770 §§ 117, 123.)

SECT. 9 amended, 1932, 221 § 2; 1955, 770 § 94. (See 1955, 770 §§ 117, 123.)

SECT. 11 amended, 1934, 328 § 28.

SECT. 18 revised, 1947, 516; 1951, 134; amended, 1956, 715 § 24.

SECT. 19 amended, 1955, 770 § 95. (See 1955, 770 §§ 117, 123.)

SECT. 20 amended, 1955, 770 § 96. (See 1955, 770 §§ 117, 123.)

SECT. 22 repealed, 1955, 770 § 122. (See 1955, 770 §§ 117, 123.)

SECT. 26 revised, 1946, 276.

SECT. 27 amended, 1955, 770 § 97. (See 1955, 770 §§ 117, 123.)

SECT. 28 amended, 1946, 275; 1955, 770 § 98. (See 1955, 770 §§ 117, 123.)

SECT. 29 repealed, 1955, 770 § 122. (See 1955, 770 §§ 117, 123.)

SECT. 30 revised, 1951, 642.

SECT. 31 amended, 1953, 319 § 35; revised, 1955, 770 § 99. (See 1953, 319 §§ 39, 40; 1955, 770 §§ 117, 123.)

SECT. 32 revised, 1955, 770 § 100. (See 1955, 770 §§ 117, 123.)

SECT. 33 amended, 1952, 90; 1956, 715 § 25; revised, 1964, 308 § 12.

SECT. 33A added, 1955, 770 § 101 (providing that a prisoner may be deemed to have served a portion of the sentence imposed in certain cases); revised, 1958, 173; 1961, 75. (See 1955, 770 §§ 117, 123.)

SECT. 34, sentence added at end, 1955, 770 § 102. (See 1955, 770 §§ 117, 123.)

SECT. 35 amended, 1955, 770 § 103; revised, 1962, 48. (See 1955, 770 §§ 117, 123.)

SECT. 36 amended, 1955, 770 § 104; revised, 1956, 715 § 26. (See 1955, 770 §§ 117, 123.)

SECT. 37 amended, 1953, 319 § 36. (See 1953, 319 §§ 39, 40.)

SECT. 39 amended, 1955, 770 § 105; revised, 1957, 777 § 38. (See 1955, 770 §§ 117, 123.)

SECT. 40 amended, 1955, 770 § 106; revised, 1957, 777 § 39. (See 1955, 770 §§ 117, 123.)

SECT. 43 revised, 1935, 50 § 4, 437 § 4; amended, 1955, 770 § 107; revised, 1957, 777 § 40. (See 1935, 50 § 6, 437 § 8; 1955, 770 §§ 117, 123.)

SECT. 44 revised, 1935, 50 § 5, 437 § 5; amended, 1955, 770 § 108; revised, 1957, 777 § 41. (See 1935, 50 § 6, 437 § 8; 1955, 770 §§ 117, 123.)

SECT. 45 revised, 1935, 437 § 6; amended, 1955, 770 § 109; revised, 1957, 777 § 42. (See 1935, 437 § 8; 1955, 770 §§ 117, 123.)

SECT. 46 amended, 1955, 770 § 110; revised, 1957, 777 § 43. (See 1955, 770 §§ 117, 123.)

SECT. 48 revised, 1951, 515; amended, 1955, 770 § 111; revised, 1957, 777 § 44. (See 1955, 770 §§ 117, 123.)

SECT. 50 amended, 1955, 770 § 112; revised, 1956, 731 § 27; 1957, 777 § 45. (See 1955, 770 §§ 117, 123; 1956, 731 §§ 29–33.)

SECT. 51 revised, 1956, 731 § 28. (See 1956, 731 §§ 29–33.)

SECT. 52 amended, 1955, 770 § 113; revised, 1957, 777 § 46. (See 1955, 770 §§ 117, 123.)

Chapter 280. — Fines and Forfeitures.

SECT. 2, last sentence stricken out, 1934, 364 § 2; sentence added at end, 1935, 303 § 1; section amended, 1953, 319 § 37. (See 1934, 364 § 3; 1935, 303 § 2; 1953, 319 §§ 39, 40.)

SECT. 6 revised, 1937, 251 § 1. (See 1937, 251 § 2.)

SECT. 16 amended, 1953, 319 § 38. (See 1953, 319 §§ 39, 40.)

The Commonwealth of Massachusetts

OFFICE OF THE SECRETARY, BOSTON, April 28, 1967.

I hereby certify that the acts and resolves contained in this volume are true copies of the originals on file in this department.

I further certify that the table of changes in the General Laws and the index have been prepared, and are printed as an appendix to this edition of the laws, under the direction of the Committees on Rules of the two branches of the General Court, in accordance with the provisions of section 51 of chapter 3 of the General Laws.

KEVIN H. WHITE,
Secretary of the Commonwealth.

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